



CABINET AND COMMISSIONERS' DECISION MAKING MEETING

Monday, 10 October 2016

10.00 a.m.

**Council Chamber, Town Hall,
Moorgate Street, Rotherham. S60 2TH**

Cabinet Members:-

Leader of the Council
Deputy Leader of the Council
Adult Social Care and Health Portfolio
Corporate Services and Finance Portfolio
Housing Portfolio
Jobs and the Local Economy Portfolio
Neighbourhood Working & Cultural Services Portfolio
Waste, Roads and Community Safety Portfolio

Councillor Chris Read
Councillor Gordon Watson
Councillor David Roche
Councillor Saghir Alam
Councillor Dominic Beck
Councillor Denise Lelliott
Councillor Taiba Yasseen
Councillor Emma Hoddinott

Commissioners:-

Lead Commissioner Sir Derek Myers
Commissioner Patricia Bradwell
Commissioner Julie Kenny
Commissioner Mary Ney

CABINET AND COMMISSIONERS' DECISION MAKING MEETING

Venue: Town Hall, The Crofts, Moorgate Street, Rotherham. S60 2TH
Date: Monday, 10th October, 2016
Time: 10.00 a.m.

A G E N D A

1. Apologies for Absence.

To receive apologies of any Member or Commissioner who is unable to attend the meeting.

2. Declarations of Interest.

To invite Councillors and Commissioners to declare any disclosable pecuniary interests or personal interests they may have in any matter which is to be considered at this meeting, to confirm the nature of those interests and whether they intend to leave the meeting for the consideration of the item.

3. Questions from Members of the Public.

To receive questions from members of the public who wish to ask a general question.

4. Minutes of the previous meeting held on 12 September 2016

To receive the record of proceedings of the Cabinet and Commissioners' Decision Making Meeting held on 12 September 2016.

DECISIONS FOR COMMISSIONER MYERS

5. Adult Mental Health Strategy (Pages 1 - 51)

Report of the Strategic Director of Adult Care and Housing

Cabinet Member: Councillor Roche (in advisory role)

Commissioner: Myers

Recommendations:

1. That the interim Mental Health strategy be agreed for 2016-18 and an implementation plan developed, with a further co-produced strategy to be developed through 2017-18 with all stake holders.
2. That consultation with all stakeholders, including users and carers, be undertaken, to develop an implementation plan based on the Strategy.

3. That Alternatives to residential care continue to be developed, to reduce dependency and restrictive practice and increase recovery and social inclusion
4. There will be an increased focus of the assets available in the communities of Rotherham so that people are able to identify and access services earlier, thereby increasing social inclusion. Furthermore that when service users are ready to leave mental health services there are support services available in the community to prevent mental health relapse.
5. That unpaid carers are supported to continue in their role.
6. That work be continued with the Rotherham Clinical Commissioning Group to reduce the number of out of area placements and to ensure that financial responsibility remains with the 'responsible commissioner'.

6. Development of the Rotherham Autism Strategy (Pages 52 - 66)

Report of the Strategic Director of Adult Care and Housing

Cabinet Member: Councillor Roche (in advisory role)
Commissioner: Myers

Recommendations:

1. That the strategic direction outlined in this report for people with Autism and their carers through the development of an All Age Autism Strategy be approved as a joint strategy for the Council and the Rotherham Clinical Commissioning Group.
2. That the Autism Partnership Board be established to oversee implementation plans that will be developed following the strategy.
3. That consultation take place with children and adults with Autism, their carers and those young people, who may use adult services in the future to co-produce, fit for purpose and sustainable opportunities for people with Autism in Rotherham.
4. That approval be given to the action plan to strengthen statutory compliance.

7. Learning Disability Commissioning - Shaping the Future (Pages 67 - 91)
Report of the Strategic Director of Adult Care and Housing

Cabinet Member: Councillor Roche (in advisory role)
Commissioner: Myers

Recommendations:

1. That the strategic direction outlined for people with Learning Disabilities through the Market Position statement (Appendix A) be approved.
2. That approval be given to the provision of a grant of £50,000 to Speak Up self-advocacy group to support co-production with people with Learning Disabilities
3. That approval be given to partnership working with Sheffield City Council to develop and procure a supported living framework and to implement this across Rotherham.
4. That approval be given to the Commissioning of a new provider for the services currently provided by RDaSH at John Street and Oak Close.
5. That approval be given to the continuation of work on reviewing high cost placements in residential care.

8. Healthwatch Rotherham Service - Exemption from Standing Orders (Pages 92 - 101)
Report of the Strategic Director of Adult Care and Housing

Cabinet Member: Councillor Roche (in advisory role)
Commissioner: Myers

Recommendations:

1. That, pursuant to Standing Order 38, the proposed contract for the Healthwatch Rotherham Service be exempt from the provisions of Standing order 48 (contracts valued at more than £50,000 should be commissioned) .
2. That a two year contract be directly awarded to Healthwatch Rotherham from the 1 April 2017, with an option to extend this contract for a further one year.

DECISION FOR COMMISSIONER BRADWELL

9. National Transfer Scheme for Unaccompanied Asylum Seeking Children (UASC) (Pages 102 - 109)

Report of the Strategic Director of Children and Young People's Services

Cabinet Member: Councillor Watson (in advisory role)
Commissioner: Bradwell

Recommendation:

That the proposed voluntary arrangements to discharge the Council's statutory duties for the dispersal of UASC, through a regional scheme be approved.

DECISIONS FOR COMMISSIONER KENNY

10. Capital Programme - Operational Property Investment Programme 2016/17 to 2020/21 (Pages 110 - 116)

Report of the Strategic Director of Regeneration and Environment

Cabinet Member: Councillor Lelliott (in advisory role)
Commissioner: Kenny

Recommendations:

1. That the lifecycle works projects, detailed in Section 4 of this report, be supported for inclusion in the approved Capital Programme 2016/17.
2. That Council be recommended to approve the inclusion of the scheme in paragraph 7.2 of this report in the approved Capital Programme.
3. That the Assistant Director of Planning, Regeneration and Transport be authorised to deliver the projects identified in Section 4 of this report.
4. That any uncommitted funding (paragraph 7.4 of this report) be re-profiled from 2016/17 to 2017/18.

11. Town Centre Regeneration - Strategic Acquisition of Forge Island (Pages 117 - 133)

Report of the Strategic Director of Regeneration and Environment

Cabinet Member: Councillor Lelliott (in advisory role)
Commissioner: Kenny

Recommendations:

1. That the Forge Island site be purchased on the terms negotiated by the Strategic Director, Regeneration and Environment.
2. That following purchase the former Tesco store be demolished.
3. That the funding for the acquisition and demolition be drawn from the town centre allocation in the Capital Programme and that a bid be submitted to Sheffield City Region to seek Growth Fund money to assist with the acquisition and demolition.
4. That Full Council be recommended to approve inclusion of the scheme in the Capital Programme to cover the cost of acquisition and the demolition costs in respect of Forge Island.
5. That detailed development proposals and a delivery and implementation plan for the site be prepared in tandem with the town centre masterplan.
6. The Assistant Director of Legal Services be authorised to complete the necessary legal documentation to purchase the site.

12. The Rowan Centre - Lease of the Woodland Room (Pages 134 - 141)

Report of the Strategic Director of Regeneration and Environment

Cabinet Member: Councillor Lelliott (in advisory role)
Commissioner: Kenny

Recommendations:

1. That the proposal of a new 10 year lease, with an option to break after 5 years to Rotherham Borough Council, to allow the transfer of the Woodland Room be approved.
2. That the Assistant Director, Planning, Regeneration and Transport be authorised to negotiate the terms of the 10 year lease with an option to break after 5 years with the Wickersley Partnership Trust.
3. That the Assistant Director of Legal Services be authorised to complete the necessary documentation for the lease.

13. The future of Maltby Hall Infant School (Pages 142 - 148)

Report of the Strategic Director of Regeneration and Environment

Cabinet Member: Councillor Lelliott (in advisory role)

Commissioner: Kenny

Recommendation:

That approval be given to include in the Council's approved capital programme 2016/17 the demolition and removal of waste materials at the former Maltby Infant school buildings, at an estimated cost of £116,877 and that these costs are financed from available uncommitted capital receipts.

14. Disposal of Land Off Upper Wortley Road, Grange Park, Kimberworth (Pages 149 - 157)

Report of the Strategic Director of Regeneration and Environment

Cabinet Member: Councillor Lelliott (in advisory role)

Commissioner: Kenny

Recommendations:

1. That the disposal of the Council's freehold interest in the land at Grange Park, currently leased to the Rotherham Golf Academy is approved at a sale price of £150k subject to agreeing heads of terms and conditions and obtaining Valuation Office verification as detailed within Option 3 at paragraph 4.3 below. If the necessary verification is not obtained then it is recommended that Option 4 at paragraph 4.4 below is pursued instead.
2. That the Assistant Director of Planning, Regeneration and Transport be authorised to approve the terms and conditions of the proposed disposal.
3. That the Assistant Director of Legal Services be authorised to negotiate and complete the necessary documentation.

DECISIONS FOR CABINET

15. Proposal to expand capacity at Laughton Junior and Infant School (Pages 158 - 170)

Report of the Strategic Director of Children and Young People's Services

Cabinet Member: Councillor Watson

Commissioner: Bradwell (in advisory role)

Recommendations:

1. That the proposal to increase the schools PAN from 24 to 30 commencing with the 2017/18 Foundation Stage 2 (Reception) cohort intake and subsequent Foundation Stage 2 (Reception) cohorts thereafter be approved
2. That the expansion of the premises to raise the maximum pupil capacity number from 168 to 210, to coincide with building work to address condition defects be approved.

16. Housing Revenue Account (HRA) 30 Year Business Plan (Pages 171 - 249)

Report of the Strategic Director of Adult Care and Housing

Cabinet Member: Councillor Beck

Commissioner: Myers (in advisory role)

Recommendations:

1. That the proposed 2016-17 Base Case for the HRA Business Plan be approved.
2. That agreement be given to review the plan annually to provide an updated financial position as new government regulations come into force.

17. Housing Revenue Account Asset Management Plan 2016-2019 (Pages 250 - 308)

Report of the Strategic Director of Adult Care and Housing

Cabinet Member: Councillor Beck

Commissioner: Myers (in advisory role)

Recommendation:

That the HRA Asset Management Plan 2016-19 be approved.

18. Introduction and use of a new Rechargeable Repairs Policy for tenants living in RMBC Housing Stock (Pages 309 - 317)

Report of the Strategic Director of Adult Care and Housing

Cabinet Member: Councillor Beck
Commissioner: Myers (in advisory role)

Recommendations:

1. That Option C, the new Rechargeable Repairs Policy be adopted, which will enable RMBC to fairly recharge tenants for wilful damage, neglect and misuse of property.
2. That the Council reserve the right to commence appropriate legal action to recover the cost of the recharges against tenants for non-payment or defaulting on a payback agreement.
3. That a standard set of charges be used for recharge purposes, based on current contractor schedule of rates items, which have been identified as the most common type of rechargeable repairs raised.
4. That the Council reserve the right to refuse some basic repairs in tenant's homes. This may only occur if repairs are deemed rechargeable, have no security or safety implications for residents or their family, the resident has an existing debt caused by previous recharges and a poor history of making agreed payments to RMBC for the debt.
5. That approval be given for all urgent health and safety repairs, including gas and electrical repairs and those completed by RMBC to be recharged back to the tenants if deemed rechargeable.
6. That the Council reserve the right to exercise discretion in rechargeable repair cases where tenants or family members are vulnerable or are experiencing mental health or other domestic issues.
7. That the Council recharge tenants for unproductive time for trade operatives, where the tenants have failed to allow access for an appointment which has been mutually agreed to carry out a rechargeable repair.

19. Housing Income - Service Development and Change Proposal (Pages 318 - 392)

Report of the Strategic Director of Adult Care and Housing

Cabinet Member: Councillor Beck
Commissioner: Myers (in advisory role)

Recommendations:

1. That approval be given to implement a service development and change proposal for the Housing Income Service, which will deliver a new operating model for the provision of more effective and timely Financial Inclusion and Tenancy Support Services.
2. That approval be given to an additional £638,000 from the Housing Revenue Account, to invest in and implement the new operating model.

20. Proposed Sale of the Laundry Room and Two Guest Bedrooms at Sorrel Sykes Neighbourhood Centre, Whiston (Pages 393 - 402)

Report of the Strategic Director of Adult Care and Housing

Cabinet Member: Beck
Commissioner: Myers (in advisory role)

Recommendation:

That approval be given to the disposal of the redundant laundry room and former guest bedrooms by private treaty to the owner of the upper floor flat of the Sorrel Sykes Close former neighbourhood centre.

21. Directional Signing Policies: Tourist, Temporary and Non-Strategic Local Destinations (Pages 403 - 408)

Report of the Strategic Director of Regeneration and Environment

Cabinet Member: Councillor Lelliott
Commissioner: Ney (in advisory role)

Recommendation:

That approval be given to the updated policies, procedures and charges as detailed in this report.

22. Interim report on the consultation process for the future direction of Public Health resulting from further reductions to the Public Health Grant (Pages 409 - 422)

Report of the Director of Public Health

Cabinet Member: Councillor Roche

Commissioner: Ney (in advisory role)

Recommendations:

1. That the interim findings of the Public Health consultation be noted.
2. That, following initial responses, the timeline for further stakeholder and public consultation be endorsed.
3. That a further report on the five year vision for Public Health in Rotherham be submitted to a future meeting.

23. Review of Neighbourhood Working (Pages 423 - 431)

Report of the Strategic Director of Adult Care and Housing

Cabinet Member: Councillor Yasseen

Commissioner: Myers (in advisory role)

Recommendations:

1. That the progress on the review and the proposed new Vision Statement and Principles for neighbourhood working be noted.
2. That a further report be submitted outlining proposals from the Elected Member Working Group on the future of the Council's Area Assemblies and options for a devolved budget for councillors.

24. Exclusion of the Press and Public.

If necessary, the Chair to move the following resolution:-

That under Section 100(A) 4 of the Local Government Act 1972, the public be excluded from the meeting for the following item(s) of business on the grounds that it/they involve(s) the likely disclosure of exempt information as defined in paragraph(s) of Part 1 of Schedule 12(A) of such Act indicated, as now amended by the Local Government (Access to Information) (Variation) Order 2006.

DECISION FOR CABINET

25. Transfer of HRA land at Elgar Drive/ Mortimer Road, Maltby (Pages 432 - 452)


Report of the Strategic Director of Adult Care and Housing

Cabinet Member: Councillor Beck

Commissioner: Myers (in advisory role)

Recommendations:

1. That approval be given to the transfer of HRA land at Elgar Drive/ Mortimer Road, Maltby to South Yorkshire Housing Association for nil value.
2. That it be noted that delivery of this wholly affordable housing scheme is challenging for South Yorkshire Housing Association and they will lose money over the 35 year mortgage term. However, they are willing to honour their commitment to R.M.B.C to deliver these new homes.
3. That it be noted the Council will receive "nomination rights" and the properties will be occupied by people who are on the Council's waiting list. This process will be managed by Keychoices.



SHARON KEMP,
Chief Executive.