



# CABINET AND COMMISSIONERS' DECISION MAKING MEETING

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**Monday, 13 February 2017**

**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**

**Date:** Monday, 13<sup>th</sup> February 2017 at 10.00 a.m.

**Venue:** Town Hall, The Crofts, Moorgate Street, Rotherham. S60 2TH

### **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 9 January 2017 (Pages 1 - 16)**

To receive the record of proceedings of the Cabinet and Commissioners' Decision Making Meeting held on 9 January 2017.

**5. Exclusion of the Press and Public**

Agenda Item 20 contains exempt information relating to the financial or business affairs of any particular person (including that authority holding that information).

Agenda Items 6 and 14 include appendices containing exempt information relating to the financial or business affairs of any particular person (including the authority holding that information).

If consideration of exempt information is necessary, the Chair will 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 items of business on the grounds that they involve the likely disclosure of exempt information as defined in paragraph 3 of Part 1 of Schedule 12(A) of such Act indicated, as now amended by the Local Government (Access to Information) (Variation) Order 2006.

## **DECISIONS FOR COMMISSIONER KENNY**

**6. Approval of Tender for the Construction of a Two Classroom Block and Alterations to the Main School Building at Laughton Junior and Infant School (Pages 17 - 23)**

Report of the Strategic Director of Regeneration and Environment

Cabinet Member: Councillor Lelliott (in advisory role)

Commissioner: Kenny

Recommendation:-

That the tender submitted by O & P Construction Ltd for the completion of the alteration works and provision of a new classroom block at Laughton Junior and infant school be accepted.

**7. Corporate Property/ Asset Management Healthcheck (Pages 24 - 37)**

Report of the Strategic Director of Regeneration and Environment

Cabinet Member: Councillor Lelliott (in advisory role)

Commissioner: Kenny

Recommendations:

1. That the health check provided by CIPFA is agreed along with the action plan provided in Appendix 1.
2. That the recommendations and action plan be implemented and implementation be overseen by the establishment of a Corporate Property and Asset Management Board.
3. That Cabinet receives quarterly update reports on the progress of the implementation of the action plan.

**8. Rationalisation of the Property Portfolio: Green Space on Roughwood Road, Wingfield (Greasbrough Youth Football Club) (Pages 38 - 45)**  
Report of the Strategic Director of Regeneration and Environment

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

Recommendations:

1. That a section of land at the Roughwood Road Playing Fields be leased to Greasbrough Youth Football Club (GYFC) for a period of 25 years, excluding any break clause in order to facilitate GYFC's access to external funding.
2. That the Assistant Director of Planning, Regeneration and Transport be authorised to negotiate the terms of the lease and the Assistant Director of Legal Services be authorised to complete the necessary documentation.

**DECISIONS FOR COMMISSIONER MYERS**

**9. In House Residential Care Charges 2017-18 (Pages 46 - 52)**  
Report of the Strategic Director of Adult Care and Housing

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

Recommendations:

1. That approval be given to an increase of 2.5% to the weekly maximum charge for In-House residential care for the Older People for 2017/18.
2. That approval be given to a reduction in charges for Learning Disabilities in-house residential and respite provision for 2017/18 as shown in Appendix A.

**10. Annual Inflationary Uplift Award Independent Sector Care Homes (Older People) (Pages 53 - 61)**  
Report of the Strategic Director of Adult Care and Housing

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

Recommendations:

That approval be given to the preferred Option 2, which constitutes a 3.5% increase to be applied to the Residential, Residential Elderly Mentally Infirm and the Nursing care fee component and a 0% increase to be applied to Nursing Elderly Mentally Infirm care fee component.

**11. 2016/17 Corporate Plan - Quarter 3 Performance Report (Pages 62 - 149)**  
Report of the Assistant Chief Executive

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

Recommendations:

1. That the overall position and direction of travel in relation to performance be noted
2. That discussion be given to measures which have not progressed in accordance with the target set and the actions required to improve performance, including future performance clinics
3. That the future performance reporting timetable for 2016/17 be noted.

**DECISIONS FOR CABINET**

**12. Budget & Council Tax 2017-18 (Pages 150 - 287)**  
Report of the Strategic Director of Finance and Customer Services

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

Recommendations:

That Cabinet recommend to Council:

- Approval of the Budget and Financial Strategy for 2017/18 as set out in the report and appendices, including the need to deliver £24m of budget savings and a basic Council Tax increase of 1.99%.
- Approval of the Government's proposals for the maximum Adult Social Care precept of 3% on Council Tax for 2017/18 to fund additional costs and investment in Adult Social Care Services.
- Approval that the precept figures from South Yorkshire Police Authority, South Yorkshire Fire and Rescue Authority and the various Parish Councils within the Borough be incorporated, when known, into the recommendation to the Council on 8th March 2017.
- That an updated Medium Term Financial Strategy (MTFS) is brought back to Cabinet in 2017/18 after the accounts for 2016/17 have been closed.

- Approval of the proposed use of reserves as set out in Section 3.5, noting that there may be a variation subject to the Final Local Government Finance Settlement and that the final determination will be approved as part of reporting the outturn for 2016/17.
- Approval that any changes resulting from the Final Local Government Finance Settlement be reflected in the Budget report to Council on 8<sup>th</sup> March with the balance of any change being reflected in a change in the required use of reserves.
- That it notes and accepts the comments and advice of the Strategic Director of Finance and Customer Services (Section 151 Officer), provided in compliance with Section 25 of the Local Government Act 2003, as to the robustness of the estimates included in the Budget and the adequacy of reserves for which the Budget provides (Section 3.9).
- That it notes the consultation feedback from the public and partners following publication of Directorate budget savings proposals on the Council's website for public comment from 1<sup>st</sup> December 2016 to 3<sup>rd</sup> January 2017 (Section 5).
- Approval of the use of in-year Capital Receipts to maximise capitalisation opportunities arising from service reconfiguration to deliver efficiencies and improved outcomes for clients and residents, and thereby minimise the impact of costs on the revenue budget as included in the Flexible use of Capital Receipts Strategy 2017/18 (Appendix 5).
- Approval of the proposed Capital Strategy as presented in Section 3.7 and Appendix 3A and 3B, to a value of £280.240m. This requires prudential borrowing of £49.636m to fund non-HRA schemes over the five year period, for which provision has been made in the revenue budget for the associated financing costs.
- That the approved Capital Strategy budget be managed in line with the following key principles:
  - i. Any underspends on the existing approved Capital Programme in respect of 2016/17 be rolled forward into future years, subject to an individual review of each carry forward by the Strategic Capital Investment Group.
  - ii. In line with Financial Regulation 13.8, any successful grant applications in respect of capital projects will be added to the Council's approved Capital Programme. This will include projects that are included within the Development Pool, where funding has yet to be identified.

- iii. Capitalisation opportunities and capital receipts flexibilities will be maximised, with capital receipts earmarked to minimise revenue costs.
- Approval of the prudential indicators and limits for 2017/18 to 2019/20 contained in this report. (Appendix 4 – Section 3.1 – 3.4)
- Approval of the Minimum Revenue Provision Policy Statement which sets out the Council's policy (Appendix 4 – Annex A).
- Approval of the Treasury Management Strategy for 2017/18 to 2019/20 and the Authorised Limit Prudential Indicator (Appendix 4 – Section 3.5); and,
- Approval of the Investment Strategy for 2017/18 to 2019/20 (Appendix 4 – Section 3.5.5).

### **13. Crisis support (local welfare provision) (Pages 288 - 299)**

Report of the Assistant Chief Executive

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

Recommendations:

1. That, pursuant to Standing Order 46 (contracts not requiring tendering / value below £50,000) on the grounds that the conditions in Standing Order 47 are met, a contract be awarded in the value of £30,000 for 2017/18 to FareShare Yorkshire Limited for the provision of ambient food to Rotherham Community Food Members, on the same terms as the current contract.
2. That, pursuant to Standing Order 38 (Exemptions), Standing Order 48 (contracts valued at £50,000 or more) be waived with regard to the provision of crisis loans to be administered by LASER Credit Union for the financial year ended 31st March 2018, and that a contract be awarded in the value of £60,000 on the same terms as the current service level agreement and same eligibility criteria for access to loans.
3. That further work be undertaken to regularise the referral pathways for crisis loans, ensuring that people meet the eligibility criteria before referral to LASER Credit Union.
4. That £10,000 be awarded to Voluntary Action Rotherham for support and co-ordination of the wider Food in Crisis Partnership to enable partnership work across crisis food provision, including the continuation of small grant awards.

**14. Devolution Update (Pages 300 - 305)**

Report of the Strategic Director of Finance and Customer Services

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

Recommendation:

That Cabinet note the current position on implementation of the Sheffield City Region Devolution Deal.

**15. December Financial Monitoring Report 2016-17 (Pages 306 - 334)**

Report of the Strategic Director of Finance and Customer Services

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

Recommendations:

That Cabinet:

- Notes the current 2016/17 forecast overspend of £343k after management actions, use of in-year capital receipts, capitalisation of highways spend and the allocation of additional in year budget. (Paragraph 3.1)
- Notes and endorses the specific actions being implemented to challenge planned spend between now and the end of March to reduce the forecast overspend and minimise the call on reserves. (Paragraph 2.7)
- Recommend any additional actions which could be implemented to help manage down the current forecast overspend.
- Notes that a detailed Dedicated Schools Grant (DSG) High Needs Sufficiency Strategy and Financial Plan to address the remaining deficit and future level of service provision will now be discussed and consulted upon at the 8<sup>th</sup> March 2017 Schools Forum meeting. (Paragraph 3.14)



**16. Annual Re-applications for Business Discretionary Rate Relief (Pages 335 - 351)**

Report of the Strategic Director of Finance and Customer Services

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

Recommendations:

That the applications for discretionary business rate relief for the organisations listed in Appendix 1 of this report and in accordance with the details set out in Section 7 to this report be approved for one year only.

**17. Amendments to the Housing Allocations Policy (Pages 352 - 381)**

Report of the Strategic Director of Adult Care and Housing

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

Recommendations:

That the changes to the Allocation Policy be approved to commence on 1 May 2017 as follows:

1. Mandatory requirement for applicants who have no experience of running their own home, or where a previous tenancy has failed, to attend a pre-tenancy workshop.
2. Mandatory requirement for all applicants to undertake a housing options interview before joining the housing register.
3. New tenants should not be allowed to apply to transfer within the first twelve months of their tenancy. However, it is recommended that Housing Assessment Panel have delegated powers to overrule this policy for individual cases where there are exceptional circumstances.
4. No rent allowances are issued to new tenants or existing Council tenants. However the Housing Options Manager, and the Housing Advice and Assessment Manager have delegated powers to overrule this policy for vulnerable applicants where there is a justification for more time to move into a property.
5. Bedsits are let to single people or couples giving preference to single people under the age of 35.
6. Include homeless applicants owed a reasonable preference to the list of applicants who are exempt from the Local Connection Criteria rules.

**18. Allotment Rents 2018-19 (Pages 382 - 389)**

Report of the Strategic Director of Regeneration and Environment

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

Recommendations:

1. That allotment rents for the 2018-19 financial year be set at levels shown in Appendix 1 (Option 2).
2. That officers in Leisure and Green Spaces write to existing allotment tenants to advise them of the new rents, at least 12 months in advance of their introduction on 1<sup>st</sup> April 2018.

**19. Proposal to permanently remove Public Phone Boxes in the Borough (Pages 390 - 400)**

Report of the Strategic Director of Regeneration and Environment

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

Recommendation:

That approval be given to the closure of public phone boxes in the Borough and a veto be exercised where an objection has been detailed in Appendix 1.

**20. The Rotherham Compact (Pages 401 - 435)**

Report of the Assistant Chief Executive

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

Recommendations:

1. That the work completed to refresh the Rotherham Compact, including feedback from the consultation exercise, be noted.
2. That the Rotherham Compact be endorsed.
3. That the intention to launch the Rotherham Compact, subject to endorsement by all public sector partners, on 29 March 2017 be noted.

## **DECISION FOR COMMISSIONER MYERS**

### **21. Annual Inflationary Uplift Award Independent Sector Home Care Services (Pages 436 - 445)**

Report of the Strategic Director of Adult Care and Housing

Cabinet Member: Councillor Roche (in advisory role)

Commissioner: Myers

Recommendation:

That approval be given to Option 3 (set out in section 7.1) of an annual inflationary uplift of 6% on the two lowest existing hourly rates, a 3.92% increase on all other existing hourly rates; and a 3.92% inflationary uplift to the night visiting contract value from 6 April 2017-18.

A handwritten signature in black ink, reading "Sharon Kemp." The signature is written in a cursive, flowing style.

**SHARON KEMP,**  
Chief Executive.