

**CABINET/COMMISSIONERS'  
DECISION MAKING MEETING  
11th June, 2018**

Present:- Councillor Read (in the Chair); Commissioner Kenny, Councillors Alam, Allen, Beck, Hoddinott, Lelliott, Roche and Watson.

Apologies for absence were received from Commissioner Bradwell and Commissioner Ney.

The webcast of Cabinet and Commissioners' Decision Making Meetings can be viewed at:-

<https://rotherham.public-i.tv/core/portal/webcasts/enctag/Executive%252BArea>

**151. DECLARATIONS OF INTEREST**

There were no declarations of interest to report.

**152. QUESTIONS FROM MEMBERS OF THE PUBLIC**

There were no questions from members of the public.

**153. EXCLUSION OF THE PRESS AND PUBLIC**

**Resolved:-** That under Section 100(A) 4 of the Local Government Act 1972, the public be excluded from the meeting for agenda items 9 and 11 on the grounds that the appendix involves 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.

**154. THE HOUSE PROJECT**

Consideration was given to a report which detailed how the House Project (HP), a Department for Education (DfE) Social Care Innovation Fund Project, looked at creating a new model of supported housing for young people leaving care which had been initiated in Stoke-on-Trent.

The project was the first of its kind for care leavers in the UK and involved young people having a lead role in developing and running the overall project, as well as choosing and refurbishing their own tenancy and identifying the support needed to sustain it.

The key elements of the project were the offer of suitable, safe and long-term post-care housing alongside a holistic and bespoke package of training and support that focused on increasing young people's independent living and personal skills and their participation in education, employment and training (EET).

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A key aim of the project was to reduce the feelings of isolation and powerlessness that many care leavers could experience after leaving care.

The House Project (HP) was based on a tenant-managed housing co-operative model, run for, and by, young people aged 16-18 who were leaving care. The aim was to secure 10 properties at any one time, replacing allocated properties when they reverted to the Council alongside a bespoke package of support until the young person was considered ready and able to transition out of the project, at which point they and their home reverted to a standard long-term Council tenancy.

Rotherham had been approached by the DfE to become part of the next phase of Innovation projects and attracted £370,000 of DfE funding so was at no cost to the Council.

This report had been considered by the Overview and Scrutiny Management Board as part of the pre-scrutiny process who were in support of the recommendations, subject to the governance arrangements being clarified to include provision for oversight by non-executive Members, the Leaving Care Team linked into the Scrutiny Review of Modular Housing Solutions to examine how care leavers could be involved in its development and how care leavers with additional needs were included in the project.

### **Commissioner Kenny agreed:-**

(1) That Rotherham Metropolitan Borough Council (RMBC) become part of the next phase of DfE Innovation Funded Projects to explore the feasibility of developing an alternative housing solution for Care Leavers in Rotherham.

(2) That it be acknowledged that Rotherham Care Leavers will be responsible for the design, development and delivery of the project and will be supported by a range of officers from across the Council to ensure the project is delivered within the principles and practices of RMBC as well as the vision and principles of the project.

(3) That the following recommendations of the Overview and Scrutiny Management Board be accepted:-

- (i) That the governance arrangements be clarified to include provision for oversight by non-executive Members.
- (ii) That the Leaving Care Team links to the Scrutiny Review of Modular Housing Solutions to examine how care leavers can be involved in its development.
- (iii) That consideration be given to how care leavers with additional needs are included in the project.

**155. APPOINTMENT OF COUNCILLORS TO SERVE ON OUTSIDE BODIES**

Consideration was given to the report which set out the nominations received and the appointments of those nominees to the various organisations and partnerships.

**Resolved:-** That Councillors be appointed to serve on Outside Bodies, as follows:-

<b>Outside Body</b>	<b>Nominations</b>
B.D.R Joint Waste Board	Cabinet Member for Waste, Roads and Community Safety: Councillor Emma Hoddinott Councillor Stuart Sansome
B.D.R. Property Limited	Mr K. Billington
Chesterfield Canal Partnership	Councillor Beck
Chesterfield Canal Steering Group	Ward Members for Anston & Woodsetts: Councillors Jonathan Ireland, Clive Jepson & Katherine Wilson Ward Members for Wales: Councillors Dominic Beck, Gordon Watson and Jenny Whysall
Clinical Commissioning Group	Cabinet Member for Adult Social Care and Health: Councillor David Roche
Clinical Commissioning Group Working Groups: Rotherham Heart Town Self-Harm and Suicide Prevention Group	Councillor Ken Wyatt Councillor Roche
Dinnington Resource Centre and Recreation Ground – Board of Trustees	Councillor Jeanette Mallinder Mrs. J. Havenhand
Don Catchment Working Group	Councillor Stuart Sansome
Emergency Shared (Rotherham and Sheffield) Planning Services and Joint Committee	Cabinet Member for Jobs and the Local Economy: Councillor Denise Lelliott Cabinet Member for Corporate Services and Finance: Councillor Saghir Alam
Environmental Protection UK – Yorkshire and Humberside Division	To be appointed by the Improving Places Select Commission
Health and Safety Commission	Cabinet Member for Corporate Services and Finance: Councillor Saghir Alam

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Joint Health Overview and Scrutiny Committee	Chair of the Health Select Commission: Councillor Simon Evans
Learning Disability Partnership Board	Councillor Jayne Elliot
Local Government Association: General Assembly Meetings Special Interest Group – SIGOMA (Special Interest Group of Metropolitan Authorities)	Leader of the Council, Deputy Leader of the Council and Councillor Bob Walsh Cabinet Member for Corporate Services and Finance: Councillor Saghir Alam Substitute: Councillor Ken Wyatt
Local Government Yorkshire and the Humber – Health and Wellbeing Group	Cabinet Member for Adult Social Care and Health: Councillor David Roche
National Association of British Market Authorities	Councillor Stuart Sansome
National Association of Councillors	Councillor Ken Wyatt
National Coal Mining Museum for England – Board	Councillor Jonathan Ireland
Phoenix Enterprises Ltd.	Councillor Denise Lelliott
Robin Hood Airport Consultative Committee	Councillor Denise Lelliott Substitute: Councillor John Williams
Rotherham and Barnsley Chamber of Commerce	Cabinet Member for Jobs and the Local Economy: Councillor Denise Lelliott
Rotherham Citizen's Advice Bureau – Trustee Board	Councillor Brian Steele
Rotherham Diversity Festival Steering Group	Waheed Akhtar, Voluntary Sector Liaison Officer
Rotherham Holiday Aid	Councillor Christine Beaumont
Rotherham Together Partnership Board	Leader of the Council (Chair of the Partnership) Cabinet Members Chair of the Children's Trust Board Chief Executive Councillor Jeanette Mallinder Councillor Allen Cowles
Rotherham Together Partnership – Business Growth Board	Councillor Denise Lelliott

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Rotherham Together Partnership – Health and Wellbeing Board	Cabinet Member for Adult Social Care and Health: Councillor David Roche Deputy Leader of the Council: Councillor Gordon Watson Councillor Jeanette Mallinder
Rotherham Together Partnership – Children and Young People's Partnership	Deputy Leader of the Council: Councillor Gordon Watson
Rotherham Together Partnership – Safer Rotherham Partnership	Cabinet Member for Waste, Roads and Community Safety: Councillor Emma Hodinott
Rotherham, Doncaster and South Humber Foundation Health Trust Partner Governor	Councillor Jayne Elliot
Regional Joint Health Overview and Scrutiny Committee	To be appointed by the Health Select Commission
Rotherham Ethnic Minority Alliance Board	Councillor Tajamal Khan Waheed Akhtar, Voluntary Sector Liaison Officer
Rotherham Foundation Health Trust – Council of Governors	Councillor Pat Jarvis
Rotherham Licence Watch Steering Group	Chair of the Licensing Board: Councillor Sue Ellis
Rotherham Local Safeguarding Adults Board	Cabinet Member for Adult Social Care and Health: Councillor David Roche
Rotherham Local Safeguarding Children Board	Deputy Leader of the Council: Councillor Gordon Watson
Rotherham Schools' Forum	Deputy Leader of the Council: Councillor Gordon Watson
RUSH House Management Committee	To be appointed by Improving Places Select Commission
Sheffield City Region Combined Authority	Leader of the Council: Councillor Chris Read Substitute: Deputy Leader of the Council, Councillor Gordon Watson
Sheffield City Region Combined Authority – Scrutiny Committee	Chair of Overview and Scrutiny Management Board: Councillor Brian Steele Councillor Peter Short
Sheffield City Region Combined Authority – Audit Committee	Chair of Audit Committee: Councillor Ken Wyatt Councillor Allen Cowles

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Sheffield City Region Local Enterprise Partnership	Leader of the Councillor: Councillor Chris Read
South Yorkshire Joint Committee on Archaeology	Councillor Amy Brookes Councillor Ken Wyatt
South Yorkshire Joint Committee on Archives	Councillor Amy Brookes Councillor Ken Wyatt
South Yorkshire Joint Waste Procurement Board	Cabinet Member for Waste, Roads and Community Safety: Councillor Emma Hoddinott
South Yorkshire Leaders' Meeting	Leader of the Council: Councillor Chris Read Substitute: Deputy Leader of the Council: Councillor Gordon Watson
South Yorkshire Roads Partnership	Cabinet Member for Waste, Roads and Community Safety: Councillor Emma Hoddinott Substitute – Councillor Robert Taylor
Trans-Pennine Properties (Wakefield) Ltd – Yorkshire Purchasing Organisation	Councillor Alan Atkin
Trans-Pennine Trail	Vice-Chair of Planning Board: Councillor John Williams
Trent Regional Flood and Coastal Committee	Lead Councillor from Doncaster Substitute Member
Unity Centre Steering Group	Waheed Akhtar, Voluntary Sector Liaison Officer
Voluntary Action Rotherham	Councillor Christine Beaumont
Women's Refuge	To be appointed by Improving Places Select Commission
Women's Strategy Group	Councillor Taiba Yasseen
Yorkshire and Humber (Local Authorities) Employers Association	Cabinet Member for Corporate Services and Finance: Councillor Saghir Alam
Yorkshire and Humber Strategic Migration Group	Two Members appointed from South Yorkshire (currently Councillor J. Platts from Barnsley and Councillor G. Jones from Doncaster)
Yorkshire and Humberside Grid for Learning – Foundation Board	Deputy Leader of the Council: Councillor Gordon Watson Head of Performance and Quality – Sue Wilson

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Yorkshire and Humberside Children and Young People Lead Member Network	Deputy Leader of the Council: Councillor Gordon Watson
Yorkshire and the Humber Reserve Forces and Cadets Association	Councillor Ian Jones – Armed Forces Champion
Yorkshire Purchasing Organisation	Councillor Alan Atkin Councillor John Vjestica Substitute: Councillor Alan Buckley
Yorkshire Purchasing Organisation Appeals Hearings	The Leader of the Council to appoint two councillors as required
Yorkshire Region and Coastal Flood Committee	Councillor David Sheppard

### 156. COUNCIL PLAN 2017/18 QUARTER 4 PERFORMANCE REPORT

Consideration was given to the report which confirmed how the Council Plan represented the core document that underpinned the Council's overall vision, setting out headline priorities, indicators and measures that would demonstrate its delivery. Alongside it sat the Council's Performance Management Framework which explained to all Council staff how robust performance monitoring and management arrangements were required to ensure effective implementation.

To ensure that the delivery of actions and their impact was assessed, formal quarterly performance reports were required to be submitted to the public Cabinet and Commissioners' Decision-Making meeting, with an opportunity for pre-Scrutiny consideration in line with new governance arrangements. This report was the fourth and final report in the 2017/18 reporting cycle covering quarter 4 (1st January 2018 to 31st March 2018).

The Performance Report and Performance Dashboard/Scorecard (Appendices A and B) provided an analysis of the Council's current performance against 14 key delivery outcomes and 72 measures.

This report was based on the current position of available data, along with an overview of progress on key projects and activities which also contributed towards the delivery of the Council Plan.

At the end of the fourth and final quarter (January to March 2018) 25 measures had either met or had exceeded the target set in the Council Plan. This represented 43.9% of the total number of indicators where data was available or where targets have been set. The direction of travel was positive for 32 (49.2%) of the indicators measured in this quarter. The

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Priority area with the highest proportion of targets met was Priority 4 (Extending Opportunity and Prosperity).

Cabinet Members provided an update in accordance with current performance for service areas:-

Councillor Beck, Cabinet Member for Housing, confirmed the measure relating to number of new homes delivered during the year had seen an increase of 10% from the previous year with the delivery of 479 homes, which was 162 properties below target. There were a couple of external factors why this measure had not been met, but it was hoped with the approval of the Rotherham Local Plan developers would be more confident in bringing sites forward. A new indicator would be introduced next year that would more specifically measure and report the number of new homes delivery that were as a result of direct Council intervention.

In terms of Measure 4.B2 property standards were continuing to improve and all housing stock owned and rented to tenants by the Council now met minimum standards of decency.

87% properties eligible to register under the Selective Licensing Scheme have registered and 90% of these properties have been inspected to test landlord compliance. 94.2% of these properties are compliant with the standards set for private landlords renting accommodation in the Borough.

Councillor Roche, Cabinet Member for Adult Social Care and Health, confirmed the data for 2.A1(a) and (b) was of concern and whilst it had seen some improvement, this was still outside the local comparators top quartile. A new provider was now in place and work would take place with them to improve services.

For Adults 8 of the 9 measures had seen improvements when compared to the previous year. Targets have not been achieved for 5 of the indicators, but the direction of travel was positive. 2.B1 and 2.B2 had achieved their targets and had improved performance on previous quarters.

2.B8 had not met its performance target of 351 with only 315 admissions.

Councillor Watson, Deputy Leader, reported on the Families for Change cohort and how the increase in demand was affecting the targets for the Children in Need rate, reduction in the number of children subject to a Child Protection Plan and the reduction in the number of Looked after Children.

Improved performance in Early Years was pleasing in line with the national average. There had been a dip in NEETS which was 0.3% below target. Services were working hard to improve performance.'

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Councillor Hoddinott, Cabinet Member for Waste, Roads and Community Safety, reported the positive outcome of the measures relating to 3.B4 number of missed bin collections and 3.B5 recycling. There was a need to ensure this continued when the new waste management changes came into operation.

In terms of roads, measure 3.B1 (a) and (b) percentage of principal and non-principal roads in need of repair, the latest information confirmed the Council currently had 2% and 5% of the adopted highway that were in need of repair. Unfortunately, in terms of 3B1 (c) the Council's unclassified roads were currently not in as good condition as the national average. This had been recognised and the Council was at the start of the second year of a 3 year award of investment to address the deterioration of the unclassified road network.

This quarter had again been affected by system changes by South Yorkshire Police to gather the statistics to form the basis of the Council's measures in tackling anti-social behaviour, hate crime and domestic abuse.

The Licensing Service continued to progress towards 100% compliance in all 4 components of the Hackney Carriage and Private Hire Policy.

Effective enforcement action had been taken where evidence was found and had resulted in 42 fly-tipping prosecutions and 6,673 fixed penalty notices being issued in the Council's efforts to combat fly tipping and other environmental crime.

Councillor Allen, Cabinet Member for Cleaner Greener Communities, confirmed more than 3.2 million visits had taken place during the baseline year for 2017/18.

21 complaints have been received in Quarter 4 bringing the cumulative figure 9 above the target for the year of 75. Although the target had not been achieved there was a very small margin for change with the number of operations undertaken by the services.

Councillor Lelliott, Cabinet Member for Jobs and the Local Economy, confirmed the total number of businesses in the Borough had risen by 420 over the year.

Rotherham was also narrowing the gap to the UK average on the rate of the work age population economically active in the Borough.

Rotherham's Planning Service also continued to determine 100% of the applications received within the specified periods.

Business Centres continued to perform well with average occupancy figures of 90%.

The Leader himself highlighted that whilst efforts to reduce the use of agency staff would continue, this had reduced by 18%. The Workforce Management Board would continue to challenge and scrutinise the use of agency workers across the organisation and expenditure was expected to fall further in next 12 months.

In terms of sickness absence, performance had improved from 10.97 to 10.26 days this meeting the target of 10.3 days. Performance was also at 93% against a 95% target for the completion of PDR's.

**Resolved:-** (1) That the overall position and direction of travel in relation to performance be noted.

(2) That those measures which have not progressed in accordance with the target set and the actions required to improve performance, including future performance clinics, be discussed

(3) That the performance reporting timetable for 2018/19 be noted.

**157. NEW APPLICATIONS FOR BUSINESS RATES DISCRETIONARY RELIEF**

Consideration was given to the report which set out detail of 2 applications for the award of a business rate discretionary relief.

**Resolved:-** That 20% discretionary top up relief is awarded to Headway Rotherham, Rawmarsh CLC, Rosehill Road, Rawmarsh, Rotherham S62 7HJ for the period 31<sup>st</sup> May 2017 to 31<sup>st</sup> March 2019 and to Open Minds Theatre Company (South Yorkshire), Rotherham Underground, Corporation Street, Rotherham S60 1NG for the period 6 February 2018 to 31<sup>st</sup> March 2019.

**158. STRATEGIC PROPERTY - LAND OFF STOCKWELL AVENUE, KIVETON PARK**

Consideration was given to the report which sought approval to the joint disposal of approximately 24 acres of land off Stockwell Avenue, Kiveton Park, in partnership with the Rotherham North Notts Group (RNN). This site was allocated as a residential development site in the Local Plan that would potentially deliver 268 homes.

The options for disposal of this land were set out in detail as part of the report, including further information regarding the ransom strips which formed part of the considerations.

Relevant Ward Members had been consulted on the proposal and were supportive of the recommendations.

**Resolved:-** (1) That the disposal of a strategic property as shown edged in red and hatched in pink at Appendix 1 and as detailed within Option 1 of this report, be approved.

(2) That if the necessary verification is not obtained in relation to Option 1 then Option 2 be approved.

(3) That the Assistant Director of Planning, Regeneration and Transport negotiates and agrees the terms and conditions of the proposed disposal, with the Assistant Director of Legal Services negotiating and completing the necessary legal documentation.

**159. ROTHERHAM LOCAL PLAN - ADOPTION OF THE SITES AND POLICIES DOCUMENT**

Consideration was given to the report which sought approval for the Sites and Policies Document to be referred to Council for formal adoption as part of Rotherham's Local Plan.

The document had been examined by an independent Planning Inspector and found to be "sound" subject to some changes. The Inspector's final report sets out these changes, known as Main Modifications.

This report had been considered by the Overview and Scrutiny Management Board as part of the pre-scrutiny process who were in support of the recommendations, subject to specific briefings in respect major planning developments be delivered to Ward Members on a ward-by-ward basis and for Equality Impact Assessments to be explicitly referenced in the cover report of all items submitted for Cabinet and Pre-Decision Scrutiny.

**Resolved:-** (1) That the Inspector's final report and the recommended Main Modifications be noted.

(2) That the Sites and Policies Document, as modified, be referred to Council for formal adoption as part of the Development Plan for Rotherham.

(3) That the following recommendations from Overview and Scrutiny Management Board be accepted:-

- (i) That specific briefings in respect major planning developments be delivered to Ward Members on a ward-by-ward basis.
- (ii) That Equality Impact Assessments be explicitly referenced in the cover report of all items submitted for Cabinet and Pre-Decision Scrutiny.

**160. FORGE ISLAND DEVELOPMENT**

Further to Minute No. 44 of the meeting of Cabinet held on 11<sup>th</sup> September, 2017 consideration was given to the report which detailed how the Council was currently out to the market to secure a development partner for Forge Island. Stage 1 of the process had already been completed and the Council had since invited 3 potential development partners to submit detailed development proposals. The deadline for proposals to be received was 29<sup>th</sup> June, 2018.

To allow a scheme to progress as quickly as possible it was proposed that the Strategic Director of Regeneration and Environment, in consultation with the Cabinet Member for Jobs and the Local Economy, and the Strategic Director of Finance and Customer Services be given the appropriate authority to select a development partner from among the bids submitted in June.

In addition, authority was requested to complete outstanding property purchases at Riverside Precinct and to progress with the flood defence work required for development to take place.

This report had been considered by the Overview and Scrutiny Management Board as part of the pre-scrutiny process who were in support of the recommendations, subject to how it would hold decision makers to account for exercising delegated powers in respect of the Forge Island redevelopment aspects of the Town Centre Masterplan, for quarterly updates to be provided to the Overview and Scrutiny Management Board on decision making and the implementation of the project for the flood alleviation programme to be referred to Improving Places as part of its powers to scrutinise flood risk management functions.

The Cabinet welcomed the developments on Forge Island and were advised by the Cabinet Member that she was fully involved in the robust arrangements which would be reported back to Cabinet as a matter of course.

**Resolved:-** (1) That the decision to appoint a development partner for Forge Island and the terms of that appointment be delegated to the Strategic Director of Regeneration and Environment in consultation with the Cabinet Member for Jobs and the Local Economy.

(2) That the Strategic Director of Regeneration and Environment be delegated authority to use the powers available to the Council to agree the purchase and terms of the leaseholds at Riverside Precinct and that funding for these acquisitions be provided from the Town Centre Investment scheme within the approved Capital Programme.

(3) That, subject to an assessment of the financial viability of the proposed final terms of the development agreement, the Strategic Director of Regeneration and Environment, in consultation with the Strategic Director of Finance and Customer Services, be delegated authority to commit resources from the Town Centre Investment scheme within the approved Capital Programme to deliver a preferred scheme for the development of Forge Island.

(4) That the Strategic Director of Regeneration and Environment, in consultation with the Strategic Director of Finance and Customer Services, be delegated authority to instruct Legal Services or a third party legal provider to negotiate and complete the necessary legal documentation to give effect to the recommendations above.

(5) That approval be given to implement the flood defence works and the funding for implementation is taken from the allocated Town Centre Investment scheme.

(6) That Cabinet receive information on the Town Centre Investment scheme spend profile at appropriate trigger points.

(7) That the following recommendations from the Overview and Scrutiny Management Board be accepted:-

- (i) That Cabinet be recommended to confirm how it will hold decisions makers to account for exercising delegated powers in respect of the Forge Island redevelopment aspects of the Town Centre Masterplan.
- (ii) That the quarterly updates are provided to the Overview and Scrutiny Management Board on decision making and the implementation of the project.
- (iii) That the flood alleviation programme be referred to Improving Places Select Commission, as part of its powers to scrutinise flood risk management functions.

**161. RECOMMENDATIONS FROM OVERVIEW AND SCRUTINY MANAGEMENT BOARD**

Consideration was given to the circulated report, the contents of which were included as part of the relevant items and the details included accordingly.