

Cabinet minutes

Wednesday 27 July 2016 at 6.00 p.m.

in the Council Chamber at the Council House, Walsall

Present

Councillor S. Coughlan	Leader of the Council
Councillor Burley	Children's services and education
Councillor J. Fitzpatrick	Community, leisure and culture
Councillor Jones	Clean and green
Councillor Robertson	Health
Councillor S. Coughlan	Social care
Councillor Nawaz	Personnel and business support
Councillor Shires	Agenda for change

3502 Apology

An apology for non-attendance was submitted on behalf of Councillor Jeavons.

3503 Minutes

Resolved

That the minutes of the meeting held on 15 June 2016 copies having been sent to each member of the Cabinet be approved and signed as a correct record.

3504 Declarations of interest

Members declared their interest in the items indicated:

Councillor S. Coughlan	Item 12 – Early learning and child care provision and associated leasing of premises – “other interest”.
Councillor Robertson	Item 17 – Section 75 Agreement with Dudley and Walsall Health Partnership Trust – non pecuniary “other interest”.

3505 Local Government (Access to Information) Act, 1985

There were no items to be considered in private session.

3506 Petitions

There were no petitions submitted.

3507 Questions

There were no questions.

3508 Forward plan

The forward plan as at 11 July 2016 was submitted:

(see annexed)

Resolved

That the forward plan be noted.

3509 Corporate financial performance 2016/17

Councillor S. Coughlan presented the report:

(see annexed)

Resolved

- (1) That Cabinet note the pressures outlined in the report and that directorate corrective action plans have been produced to mitigate the potential overspend down.
- (2) That action being taken to seek to manage the cost pressures arising be noted.
- (3) That the risks to the forecast be noted.
- (4) That the use of windfall income to reduce the currently reported pressures as detailed in section 3.3.2 be approved.
- (5) That the passporting of the Staying Put Grant 2015/16 to Children's Services as detailed in section 3.4 be approved.
- (6) That Cabinet note the forecast overspend on the council funded capital programme of £450k and approve the re-allocation of capital funding to address the currently reported overspend as detailed in section 3.7.3.

- (7) That Cabinet note and endorse the use of capital grant received from Arts Council in section 3.7.1.
- (8) That the amendments to the capital programme as detailed in section 3.7.1 be approved.

3510 **Walsall's Local Plan – pre-submission modifications**

Simon Neilson, Executive Director, Economy and Environment presented the report:

(see annexed)

Resolved

- (1) That material for consultation on three Walsall Local Plan documents be published:
 - (a) Walsall Site Allocation Document – Pre-Submission Modifications
 - (b) Walsall Town Centre Area Action Plan – Pre-Submission Modifications
 - (c) Draft Community Infrastructure Levy Charging Schedule - Pre-Submission Modifications

Plus other related documents, including Schedules of Representations received at the Publication Stage and Council Responses, a revised Sustainability Appraisal and a revised Habitats Regulations Assessment.

- (2) That the consultation on all 3 documents should begin early in August 2016 and should run concurrently for 6 weeks.
- (3) That the detailed form and content (not the substance) of the emerging documents and consultation material be delegated to the Executive Director for Economy and Environment. If there are any changes to the 'Pre-Submission Modifications, which would go to the substance of the issues in question or the core of the policies such changes should be made by the Executive Director in consultation with the Portfolio Holder for Regeneration.
- (4) That this consultation should be publicised in advance of the start in August, and that all Members of the Council and all Council services concerned with the use of land and premises should be asked to participate positively in the consultation and encourage members of the community and relevant interest groups to do so.

- (5) That Cabinet agrees - provided the consultation on Pre-Submission Modifications does not raise fundamental issues that go to the heart of any of the plans and which would be capable of practical resolution by the Council – the results of the consultation and the Publication Documents for the Site Allocation Document, the Area Action Plan and the Draft Community Infrastructure Charging Schedule be reported to a future meeting of the Council with a view to seeking agreement for their submission to the Secretary of State.
- (6) That Cabinet receive a report to a future meeting on Walsall's Local Development Scheme to provide a formal update to the programme for the preparation of the current Local Plan documents and to set out the programme for the Review of the Black Country Core Strategy.
- (7) That Cabinet advises Planning Committee that in making planning decisions weight can be given to those policies in the SAD and AAP where they are not the subject of objections or of Proposed Main Modifications.

3511 Highways repairs and maintenance contract and future delivery options

A report was submitted:

(see annexed)

Resolved

- (1) That the tendering exercise for the Highway Repair and Maintenance services, exploring the potential for either separate smaller tenders for select services and for the service as a whole be approved.
- (2) That Cabinet approve the exploration of the potential to include additional services and receive a further report on this basis in September 2016.

3512 West Midlands Rail Limited

A report was submitted:

(see annexed)

Resolved

- (1) That it be noted that the Council became a member of West Midlands Rail Limited in October 2015, and continues to participate fully in its activities.
- (2) That the Leader be appointed as the Principal Director to the Board of Directors.

- (3) That the Transport Portfolio Holder be appointed as the Substitute Director to the Board of Directors.

Having declared an interest Councillor S. Coughlan left the room during consideration of the following item. Councillor Shires took the chair for the item.

3513 Early learning and child care provision and associated leasing of premises

Councillor Burley presented the report:

(see annexed)

Resolved

That in relation to the following sites:

- (a) Birchills Children's Centre;
 - (b) Rosehill Youth Centre;
 - (c) Bloxwich Children's Centre; and
 - (d) Edgar Stammers Children's Centre
- (1) That Cabinet approve the undertaking of a competitive procurement process to determine the most suitable provider(s) for the provision of childcare and early learning and to commence delivery from early 2017.
 - (2) That authority be delegated to the Executive Director of Children's Services, in consultation with the Executive Director of Economy and Environment and the Portfolio Holders' for Children's Services and Regeneration, to consider and negotiate lease offers received from the market and to enter into short term leases up to a maximum length of 15 years, potentially including leases at less than best consideration, for which the annual rent may exceed £50,000, which represent the most favourable terms for the Council.
 - (3) That authority be delegated to the Executive Director of Children's Services in consultation with the Portfolio Holder for Children's Services to accept bids and award agreements on the best possible terms to enable the alternative model of childcare and early learning delivery by external providers and to authorise the sealing of any contracts, deeds or other related documents for such provision.

3514 Walsall Adult and Community College budget 2016/17

Councillor Burley presented the report:

(see annexed)

Resolved

That the Walsall Adult and Community College Budget for 2016/17 be approved.

3515 Black Country Sustainability and Transformation Plan – Walsall Together Programme

Councillor Robertson presented the report:

(see annexed)

Resolved

That Cabinet notes the development of the Black Country Sustainability and Transformation Plan and the Walsall Together Programme and that further reports will be submitted in due course

3516 Social value policy

Councillor Nawaz presented the report:

(see annexed)

Resolved

- (1) That the Social Value Policy attached as Appendix 1 to the report be approved.
- (2) That Cabinet approve the implementation of a fit for purpose Social Value Toolkit and a standardised approach to its application, in all 'major' contracts that require a tender.

3517 Discharge to assess beds pathways services

Councillor D. Coughlan presented the report:

(see annexed)

Resolved

- (1) That Cabinet note the feedback from the public consultation process on a review of the current 'Discharge to Assess Beds Pathway Services' proposals included in paragraphs 3.12 and 3.13 of this report.

- (2) That Cabinet approve the proposals set out in this report under paragraphs 3.10 and 3.11 to secure the provision of 'Discharge to Assess' beds in Walsall Nursing Home(s) and additional capacity in Reablement and Community Based Services within the Better Care Fund allocation for this service, £1.8m per annum.
- (3) That Cabinet approve the commencement of a competitive procurement exercise for 'Discharge to Assess' service to commence service delivery from 1 October 2016.
- (4) That Cabinet delegate authority to the Executive Director of Adult Social Care, in consultation with the Portfolio Holder for Social Care, to accept tenders and award new contracts for the provision of 'Discharge to Assess' beds, and to authorise the sealing of any contracts, deeds or other related documents for such service.

Having declared an interest in the following item Councillor Robertson took no part in the discussion or voting thereon.

3518 Section 75 Agreement with Dudley and Walsall Mental Health Partnership Trust

Councillor D. Coughlan presented the report:

(see annexed)

Resolved

- (1) That Cabinet notes the outcomes of the review of the Section 75 partnership agreement.
- (2) That Cabinet approve the proposal to enter into a new Section 75 agreement with Dudley and Walsall Mental Health Trust for 12 months with the option to extend for a further 12 months' subject to the development of a Transformation Plan which will form the basis of the new agreement.
- (3) That Cabinet delegates to the Executive Director for Adult Social Care in consultation with the Portfolio Holder for Adult Social Care to enter into an agreement for the new Section 75 partnership agreement pursuant to Section 75 of the National Health Service Act 2006 from 1 April 2017, by using the most appropriate procedures and to subsequently authorise the sealing of any deeds, contracts or other related documents for such an agreement.

3519 Assistance with relocation of Syrian refugees

Councillor D. Coughlan presented the report:

(see annexed)

Resolved

- (1) That the Cabinet pledges to accept similar numbers of Syrian Refugees as neighbouring local authorities. The 20 individuals to be in families i.e. not single people and on the conditions that:
 - (a) At least 5 years funding would be made available to help re-settle refugees;
 - (b) The cohort of refugees accepted would not include Unaccompanied Asylum Seeking Children (USAC) or single people;
 - (c) An appropriate support organisation such as Refugee Migrant Centre is procured to assist in the resettlement of the individuals;
 - (d) The cohort is split into tranches of a maximum of circa 10 individuals (within families) separated by 4 weeks apart to aid with the initial resettlement work.
- (2) That Cabinet delegates to the Head of Business Change, in consultation with the Portfolio Holder Social Care, authority to agree additional tranches to be supported in Walsall following a review of the resettlement approved as per (1) above.

The meeting terminated at 6.20 p.m.

Chair:

Date: