

Cabinet minutes

Wednesday 26 July 2017 at 6.00 p.m.

in a Conference Room at the Council House, Walsall

Present

Councillor S. Coughlan	Leader of the Council
Councillor Jeavons	Deputy Leader and Regeneration
Councillor Nawaz	Children's services and education
Councillor Jones	Clean and green
Councillor Shires	Community, leisure and culture
Councillor Robertson	Health
Councillor D. Coughlan	Social care
Councillor Chambers	Agenda for change/Personnel and business support

3662 Minutes

Resolved

That the minutes of the meeting held on 21 June 2017 copies having been sent to each member of the Cabinet be approved and signed as a correct record.

3663 Declarations of interest

Part II – Private Session: Item 14 - Aldridge Manor House

Councillors Jones, Nawaz and Shires declared an interest in this item as they were all members of the Planning Committee and may be required in the future to determine a planning application in respect of the proposed development. Councillors Jones, Nawaz and Shires left the room during consideration of this item and took no part in the voting thereon.

3664 Local Government (Access to Information) Act, 1985

Resolved

That the public be excluded from the meeting during consideration of the items set out in the private part of the agenda for the reasons set out therein and Section 100A of the Local Government Act, 1972.

3665 Petitions

There were no petitions submitted.

3666 Questions

There were no questions.

3667 Forward plan

The forward plan as at 10 July 2017 was submitted:

(see annexed)

Resolved

That the forward plan be noted.

3668 Corporate financial performance 2017/18

Councillor S. Coughlan presented the report:

(see annexed)

Resolved

- (1) That the revenue forecast overspend of £3.79m be noted.
- (2) That Cabinet note the forecast on the Council funded capital programme is currently expected to be £76k overspent which is expected to be mitigated in year.
- (3) That the amendments to the capital programme as set out in section 3.6 be approved.
- (4) That Cabinet approve £150k capital funding being brought forward from 2018/19 to 2017/18 as detailed in section 3.6 in relation to Darlaston Leisure Centre.
- (5) That Cabinet approve the use of up to £1m general reserves to offset additional looked after children costs.
- (6) That use of windfall income as detailed in section 3.3.2 and 3.3.5 be approved.

- (7) That the financial health indicator performance as set out in Appendix 1 be noted.

3669 Expansion of primary schools

Councillor Nawaz presented the report:

(see annexed)

Resolved

That Cabinet approve the commencement of formal consultation on the proposal to significantly enlarge Old Church Primary School, Salisbury Primary School, Short Heath Federation, Manor Primary School, Leighswood Primary School and St Michael's CE Primary School from 1 September 2019.

3670 Whole settings approach to healthy eating in early years and schools

Councillor Robertson presented the report:

(see annexed)

It was noted that the decision relating to this matter would be made in the private session following consideration of a report containing confidential information and that a summary of the decision would be published:

3671 Direct payment support services tender

Councillor D. Coughlan presented the report:

(see annexed)

Resolved

- (1) That Cabinet delegates authority to accept tenders and award contracts for the provision of Direct Payment Support Services, for a period of two years, with the option to extend on an annual basis for a further period of up to two years, to the Executive Director of Adult Social Care, in consultation with the portfolio holder for Social Care and Children's Services and Education following completion of the tender.
- (2) That Cabinet delegates authority to the Executive Director of Adult Social Care, to enter into contracts for the provision of DPSS services and to subsequently authorise the sealing of any deeds, contracts or other related documents for such services.

- (3) That Cabinet delegates authority to the Executive Director of Adult Social Care to agree a contract modification with existing providers for the period 6.10.17 up to 31.12.17 to allow for a 60 day transition between new and outgoing providers; should this be necessary.

3672 Improved Better Care Fund

Councillor D. Coughlan presented the report:

(see annexed)

Resolved

That the proposed spending plan for the Improved Better Care Fund funding allocation set out in the appendix to the report be approved.

3673 Crisis support service – procurement of white goods, furniture and floor covering

Councillor D. Coughlan presented the report:

(see annexed)

Resolved

- (1) That Cabinet delegates authority to accept tenders and award contracts for the provision of Electrical White Goods, Residential Furniture and Floor Coverings for Crisis Support, for a period 2 years from 1 August 2017, with the option to extend on an annual basis for a further period of 2 years, to the Interim Director (Change and Governance), in consultation with the portfolio holder for Social Care.
- (2) That Cabinet delegates authority to the Interim Director (Change and Governance), to enter into contracts for the provision of Electrical White Goods, Residential Furniture and Floor Coverings for Crisis Support and to subsequently authorise the sealing of any deeds, contracts or other related documents for such services

3674 **Private Session**

Exclusion of public

Resolved

That during consideration of the remaining items on the agenda, the Cabinet considers that the items for consideration are exempt information by virtue of the appropriate paragraph(s) of Part I of Schedule 12A of the Local Government Act, 1972, and accordingly resolves to consider the items in private.

It was agreed to take item 14 – Aldridge Manor House as the last item on the agenda.

Summary of items considered in private session

3675 **Retail development and investment opportunity in Walsall Town Centre**

The Cabinet considered a report which provided the detail of a proposed transaction and outcome of due diligence and which sought approval to enter into contracts. Cabinet:

- (1) approved, subject to Council approval of the amendment of the Capital Programme, the exchange of conditional contracts to facilitate a development opportunity in Walsall Town Centre.
- (2) delegated authority to the Executive Director for Economy and Environment in consultation with the portfolio holder for Regeneration to agree any variations in the terms of the transaction.
- (3) delegated authority to the Executive Director for Economy and Environment in consultation with the portfolio holder for Regeneration to enter into any contracts, deeds or warranties deemed necessary for the purchase of the property and initial continued maintenance.
- (4) recommended to Council that it approves a variation to the Capital Programme accordingly.
- (5) noted the arrangements needed in relation to the tax of site and buildings with HM Revenue and Customs.

[Exempt information under paragraph 3 of Part I of Schedule 12A of the Local Government Act, 1972 (as amended)]

3676 **New Art Gallery: Arts Council England grant offer and management options**

The Cabinet considered a report which set out a number of options available to the Council in relation to the future arrangements for the management of the New Art Gallery. Cabinet:

- (1) accepted the Arts Council England grant offer of £881,487 a year over four years, and delegated authority to the Executive Director for Economy and Environment to finalise the terms and conditions of the grant agreement and execute the same and any associated or ancillary documents.
- (2) authorised the Executive Director for Economy and Environment to make arrangements for the future management of the New Art Gallery in conjunction with external advisors.
- (3) agreed to the appointment of V4 Services to continue with the procurement exercise, at a cost in the region of £20k and allocate funding for this, and
- (4) receive a further report once (2) and (3) above is complete.

[Exempt information under paragraph 3 of Part I of Schedule 12A of the Local Government Act, 1972 (as amended)]

3677 **Whole settings approach to healthy eating in early years and schools**

Councillor Robertson presented the report:

(see annexed)

Resolved

- (1) That Cabinet approves the award of a new contract, valued in the region of £672,000, to Soil Association Limited, for the provision of a 'Whole Settings Approach to Healthy Eating in Early Years and Schools', for the period 1 September 2017 until 31 August 2020. Further to this that under the Framework agreement, the provider trades for a further year from 1 September 2017 until 31 August 2021.
- (2) That Cabinet delegate authority to the Director of Public Health, in consultation with the Portfolio Holder for Health, to enter into a new contract to deliver a 'Whole Settings Approach to Healthy Eating in Early Years and Schools' by using the most appropriate procedures and to subsequently authorise the sealing or signing of any contracts, deeds or other related documents for such services.

[Exempt information under paragraph 3 of Part I of Schedule 12A of the Local Government Act, 1972 (as amended)]

3678 Aldridge Manor House

At this point, Councillors Jones, Nawaz and Shires left the meeting having declared an interest in this item and took no part in the discussion or voting thereon.

The Cabinet considered a report which detailed a proposal for the provision of a mixed use development scheme on the site. Cabinet:

- (1) approved the draft heads of terms as the basis for the proposed contract with a developer and delegated authority to the Executive Director for Economy and Environment in consultation with the portfolio holder for Regeneration the final terms of the transaction.
- (2) delegated authority to the Executive Director for Economy and Environment, in consultation with the portfolio holder for Regeneration, to enter into a development agreement with a developer and authorised the sealing of any contracts, deeds or related documents that may be deemed necessary for the proposed development of the Aldridge Manor House site and the acquisition of the land required for the development.
- (3) delegated authority to the Executive Director for Economy and Environment, in consultation with the portfolio holder for Regeneration, to enter into leases accordingly.
- (4) recommended the Council to approve a variation to the Capital Programme accordingly.
- (5) noted the arrangements needed in relation to tax of the site and buildings with Her Majesty's Revenue & Customs.

[Exempt information under paragraph 3 of Part I of Schedule 12A of the Local Government Act, 1972 (as amended)]

The meeting terminated at 6.20 p.m.

Chair:

Date: