

Special Cabinet minutes

Monday 13 November 2017 at 4.30 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 Shires	Community, leisure and culture
Councillor Jones	Clean and green
Councillor Robertson	Health
Councillor D. Coughlan	Social care
Councillor Chambers	Agenda for change/Personnel and business support

3716 Declarations of interest

Councillors D. Coughlan, S. Coughlan and Chambers declared an interest in Item 5 – Call-in: Award of new contract for 0-19 early years locality services and left the room during consideration of the item:

3717 Local Government (Access to Information) Act, 1985

There were no items for discussion in the private session.

3718 West Midlands Fire and Rescue Authority governance review

Councillor S. Coughlan presented the report:

(see annexed)

In presenting the report, Councillor Coughlan advised that another Constituent Member, Coventry City Council, had made an amendment to the recommendation "to agree that the proposed arrangements for the West Midlands Fire Service should include the WMCA Fire Service budget being ring fenced for Fire Service functions."

Accordingly, Councillor Coughlan **moved** the recommendations as amended, which was duly seconded and:

Resolved

- (1) That Cabinet, as a Constituent Member of the West Midlands Combined Authority agrees the Governance Review (Appendix A) and Scheme (Appendix B) and that the proposed arrangements for West Midlands Fire Service should include the WMCA Fire Service budget being ring fenced for Fire Service functions.
- (2) That Cabinet agrees to move forward to public consultation for the Scheme and proposed governance model and support that consultation in Walsall.
- (3) That approval be given to delegate authority as required to the Chief Executive in consultation with the Leader to make minor amendments to the Governance review and Scheme on completion of the Local Authority approval process and prior to public consultation.

To recommend to Council

That the Governance Review (Appendix A) and Scheme (Appendix B) be approved.

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

Councillor Jeavons in the Chair

3719 Call-in: Award of new contract for 0-19 early years locality services

The report of the Education and Children's Services Overview and Scrutiny Committee from its meeting on 6 November 2017, together with the report to Cabinet on 25 October 2017 was submitted:

(see annexed)

Councillor Jeavons advised that he had agreed to allow one speaker from the public to address the Cabinet for a period of three minutes.

At this point, Councillor Jeavons read out the following legal advice to consider regarding the recommendation of the Overview and Scrutiny Committee:

"The Council has carried out a fair, transparent and legally compliant procurement process. In the absence of any breaches of the council's Financial and Procurement Rules as well as of the Public Contract Regulations 2015, the council must proceed to award the contract, subject to the 10 day standstill period. In the event of the Cabinet approving the contract proceeding further, the council is obliged to write to all the tenderers and explain to them why the council has awarded the contract to

a specific bidder. This triggers a 10 day standstill period during which parties affected can challenge the procurement process. Of course, Cabinet must satisfy itself that the referral from the Scrutiny Committee of 6 November 2017 has been fully considered in accordance with the process set out above”.

Ms S. Shami addressed the Cabinet, representing users of Palfrey SureStart. She said that an online petition against the takeover of the centre by an outside company now contained over 1,500 signatures. Ms Shami shared a personal story and also shared the views of the users of the centre who wished the centre to be run by local people who she said understood the diverse needs of its community. She concluded by urging the Cabinet to keep the centre as part of the community.

Councillor Jeavons thanked the speaker for her representation. He then read out the following statement which he said evidenced full compliance with the principles contained within the Corporate Plan and Marmot principles:

Corporate plan priority	Evidence of where the tender specification and process complied with it
Pursue inclusive economic growth	<p>Reference in Cabinet report 25th October 4.1.1 - 0-19 Early Help Family Support Teams will work more effectively with partners to support and signpost young people and members to access training and job opportunities which will identify local solutions that meet the needs of families and the economic benefits are felt in the community.</p> <p>Reference in the tender specification: page 43 – 1.3.8 Employment Support and access to Childcare</p> <p>Tender quality questionnaire requested bidders to outline how their service supports local improvement to the economic, social and environment well-being of Walsall in line with public Services (Social Value) Act 2012</p> <p>The tender specification and related quality questionnaire adhered to the standard 5% of the evaluation criteria reserved for social value as per the standard procurement document .</p>
Make a positive difference to the live of Walsall people	Reference in Cabinet report 25th October 4.1.2 – the proposal seeks to develop 0 -19 Early Help Family Support teams that align better with partner resources to ensure that we coordinate and deliver services that increases independence and promote health lifestyles and well being and support families to

	<p>maximise income and budget effectively</p> <p>Stakeholders, service users and potential providers were consulted on the development of the tender specification to ensure that the service would meet the local needs</p> <p>Referenced in the tender specification – clear outcomes for children, young people and families sets across each of the 3 objectives across specification: page 45 – 2.1; page 46 – 2.11; page 48 – 2.26</p>
<p>Children are safe from harm, happy and learning well with self-belief and support to be their best</p>	<p>Reference in Cabinet report 25th October – 4.1.3 - the proposal develops preventative and targeted support for families to prevent risk and reduce the need for statutory interventions. Support provided includes evidence based interventions to empower families, young people and children to develop skills, knowledge and resilience to better respond to and manage challenges in day to day life.</p> <p>Reference in the tender specification – clear outcomes for children, young people and families sets across each of the 3 objectives across specification: page 45 – 2.1; page 46 – 2.11; page 48 – 2.26</p>
<p>Safe, resilient and prospering communities</p>	<p>Reference in Cabinet report 25th October - the locality approach is aligned to the Walsall locality partnership model and is aiming to ensuring professionals work more effectively in partnership to identify local solutions that meet the needs of families and help build a strong sense of belonging and cohesion.</p> <p>Stakeholders, service users and potential bidders (including One Walsall and the current provider) were consulted on the development of the tender specification to ensure that the service would meet the local needs.</p> <p>One Walsall is a member (CEO chairs the steering group) of the Early Help Steering Group which was consulted on the tender specification development.</p> <p>Referenced in the tender specification – page 42 – 1.3.2</p> <p>The tender quality questionnaire requested</p>

	<p>bidders to describe their proposed methodology for the 0-19 Early Help locality model to meet the service specification. Bidders were requested to include following in their answer:</p> <ul style="list-style-type: none"> - Understanding the need of the locality and how they would respond - Listen and include children, young people and parents in the development and delivery of services - Overview of how the organisation will support locality working <p>The bidders also had to evidence what partnerships they already had established in Walsall to deliver the service specification.</p>
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Marmot Principles	Evidence of where the tender specification and process complied with the principles
Give every child the best start in life	<p>Reference in Cabinet report 25th October - by providing targeted family support and parenting advice and interventions to help families to support their child to reach their potential and be safe, happy and achieving.</p> <p>Reference in the tender specification – page 46 -2.11 .One of the 3 objectives of the service is centred the delivery of Early Years/School Ready service (in line with Children’s Centres Statutory Guidance)</p>
Enable all children, young people and adults to maximise their capabilities and have control over their lives	<p>Reference in Cabinet report 25th October - by providing good quality childcare and learning opportunities to disadvantaged 2 year olds.</p> <p>The tender specification has lots of reference to the Marmot principle</p>
Create fair employment and good work for all	<p>Reference in Cabinet report 25th October 4.1.1 -</p> <p>0-19 Early Help Family Support Teams will work more effectively with partners to support and signpost young people and members to access training and job opportunities which will identify local solutions that meet the needs of families and the economic benefits are felt in the community.</p> <p>Reference in the tender specification: page 43 – 1.3.8 Employment Support and access to Childcare</p> <p>The tender specification sets out the</p>

	<p>expectation that the provider will take over responsibility for transferring employees (under the Transfer of Undertakings Regulations 2006) under their current contract of employment.</p> <p>Tender quality questionnaire requested bidders outline how their service supports local improvement to the economic, social and environment well-being of Walsall in line with public Services (Social Value) Act 2012</p> <p>The tender specification and related quality questionnaire adhered to the standard 5% of the evaluation criteria reserved for social value as per the standard procurement document .</p>
Ensure a healthy standard of living for all	Reference in the tender specification: page 47- 2.13. The Provider shall focus on target groups for child and family health and life chances, playing a active part in mitigating child poverty
Create and develop healthy and sustainable communities	As per Corporate Priority ‘Safe, resilient and prospering communities’ above.
Strengthening the role and impact of ill – health prevention	Reference in the tender specification – page 46 – 2.7. The provider shall ensure parents/carers have access to high quality information, advice and guidance on and promotion of healthy lifestyles. Page 47 – 2.13 The provider shall focus on the target groups for child and family health and life chances (continues to provide a detailed list of expectation in service delivery including promotion of physical and mental health, contribute to Healthy Child Programme, support parents to improve skills, address risk factors including child poverty, etc)

It was **moved** by Councillor Jeavons, seconded by Councillor Chambers and:

Resolved (unanimous)

That following consideration of the report of the Education and Children’s Overview and Scrutiny Committee and the information provided at the meeting, the Cabinet re-affirms its previous decision of 25 October 2017.

The meeting terminated at 4.47pm

Chair:

Date: