

# **Cabinet minutes**

**Wednesday 21 March 2018 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

## **3769 Minutes**

### **Resolved**

That the minutes of the meeting held on 14 February 2018 copies having been sent to each member of the Cabinet be approved and signed as a correct record.

## **3770 Declarations of interest**

There were no declarations of interest.

## **3771 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.

## **3772 Petitions**

There were no petitions submitted.

### 3773 Questions

There were no questions.

### 3774 Forward plan

The forward plan as at 5 March 2018 was submitted:

(see annexed)

#### **Resolved**

That the forward plan be noted.

### 3775 West Midlands Fire Authority governance consultation

Councillor S. Coughlan presented the report, together with an addendum report:

(see annexed)

#### **Resolved**

- (1) That Cabinet considers and notes the outcome of the consultation conducted on behalf of the Secretary of State.
- (2) That Cabinet reaffirms its approval of the previously agreed Governance Review and slightly amended Scheme (Appendix A) and agrees the submission of the outcome of the consultation to the Secretary of State.
- (3) That authority be delegated to the Chief Executive, in consultation with the Leader, to agree the wording of the draft Parliamentary Order(s) that will enact the governance changes to the West Midlands Fire and Rescue Authority.

### 3776 Investing in our Town and District Centres

Councillor S. Coughlan presented the report:

(see annexed)

#### **Resolved**

- (1) That Cabinet note that £7,500,000 is included in the Capital Programme for investment in our Town and District Centres.

- (2) That Cabinet note that; phase 1 of the public realm works in Walsall Town Centre and the District Centres is estimated at £4,000,000; with the balance of the £7,500,000 being utilised towards £459,000 that is earmarked match funding for the National Productivity Investment Fund; and £300,000 that can be invested in the resource to develop and deliver the visions and investment propositions.
- (3) That Cabinet note that there is therefore £2,741,000 available for further investment in Towns and District Centres over and above delivery of all set out in recommendation (2).

### **3777 Implementation of Devolution Agreement – Adult Education budget**

Councillor S. Coughlan presented the report:

(see annexed)

#### **Resolved**

That Cabinet delegate authority to the Chief Executive, in consultation with the Leader, to agree the draft Parliamentary Order(s) that will enact the transfer of Adult Education Budget decision-making.

### **3778 West Midlands Strategic Transport Plan settlement and capital programme**

Councillor Jeavons presented the report:

(see annexed)

#### **Resolved**

- (1) That Cabinet notes the West Midlands 2018/19 Block Allocations as set out at Table 2 in Section 6 of this report
- (2) That Cabinet approves the Walsall Transport Capital Programme 2018/19 as set out at Table 3 in Section 6 of this report.
- (3) That Cabinet approves the utilisation of the Integrated Transport Block element of the grant funding for 2018/19 as described in paragraphs 6.3 to 6.9 of this report and appendices A to H, including the allocation of any slippage from 2017/18 to the 2018/19 programme.

- (4) That Cabinet delegate authority to the Executive Director for Economy and Environment, in consultation with the Cabinet Member for Regeneration, to manage any required changes to the 2018/19 Integrated Transport Block programme, including amending individual scheme budgets (within the overall programme budget); and adding new projects (to replace or part-replace other projects that can no longer be delivered), in order to maximise the use of the grant.
- (5) That Cabinet agrees to accept the National Productivity Investment Fund (NPIF) grant award for 2018/19 and 2019/20, and agrees the programme of works as set out in Appendix H.
- (6) That Cabinet delegate authority to the Executive Director for Economy and Environment, in consultation with the Cabinet Member for Regeneration, to manage any required changes to the 2018/19 and 2019/20 NPIF Programme allocations, including amending individual scheme budgets (within the overall programme budget); and adding new projects (to replace or part-replace other projects that can no longer be delivered), in order to maximise the use of the grant.
- (7) That Cabinet delegate authority to the Executive Director for Economy and Environment, in consultation with the Cabinet Member for Regeneration, to negotiate on its behalf with the Black Country Local Enterprise Partnership, WMCA and government departments to maximise the values of future financial resources allocated to the Council in pursuit of its transport priorities, including signing relevant agreements and contracts for schemes which are approved within the Walsall Transport Capital Programme 2018/19.

### **3779 High Needs Funding Formula**

Councillor Nawaz presented the report:

(see annexed)

#### **Resolved**

That Cabinet approves the local High Needs Funding Formula (Appendix A and B) that was recommended by Walsall's Schools Forum at their meeting on 6 March 2018.

### **3780 Creation of a Regional Adoption Agency – Adoption@Heart**

Councillor Nawaz presented the report:

(see annexed)

## **Resolved**

- (1) That the establishment of the Regional Adoption Agency as set out within this report be approved.
- (2) That the service design, structure and governance of the RAA as an Local Authority Trading Company, including transfer of staff into the new organisation, be approved.
- (3) That the financial model and funding formula be approved.
- (4) That the governance arrangements be approved.
- (5) That authority be delegated to the Executive Director Children's Services to enter into and authorise all necessary deeds, contracts and other related documents to implement the decisions of the Council made pursuant to this report and to otherwise complete the specific areas of outstanding work which are highlighted in this report, specifically to delegate authority for:
  - The finalisation of arrangements for the delivery of support services to the RAA, ensuring that the 'back office' costs are found within budget and the RAA has a viable balanced budget.
  - Final cash flows for the RAA
  - The development of an agreed funding protocol between the LAs/Trust to enable the functioning of the funding formula, including tolerances and arrangements for spot purchasing to accommodate variations in numbers of placements required.
  - Arrangements for transferring budgets to the RAA during the 2018/19 financial year to minimise exposure of either the LAs or the RAA to risks of overspend.
  - The development of a risk sharing agreement between the 4 LAs/Trust and the RAA , with appropriate governance for LAs to hold the RAA accountable and provide an incentive for the RAA to keep within budget or make efficiencies
  - The development of arrangements to put in place a facility to draw down cash if needed to meet cash flow needs and to provide a contingency facility.
  - Authorising Adoption@Heart director appointments as appointments to an external body.
  - Taking any and all decisions including without limitation the approval of all documents to enable the RAA to be incorporated; and
  - Taking any and all necessary shareholder decisions required following incorporation.

### **3781 Statement of purpose children's homes**

Councillor Nawaz presented the report:

(see annexed)

## **Resolved**

That the Statements of Purpose for each of the five children's homes operated by the Council be approved.

### **3782 Fields in Trust**

Councillor Jones presented the report:

(see annexed)

## **Resolved**

- (1) That Cabinet approve the submission of three sites to FIT for consideration as potential Fields in Trust, detailed below:
  - Active Field in Trust – Palfrey Park
  - Green spaces for Good – Nature Field in Trust – Fibbersley Local Nature Reserve
  - Commemorative Field in Trust – Willenhall Memorial Park
- (2) That Cabinet supports how each green space has been selected, each on its own merit of activity, biodiversity and as a memorial to soldiers in WW1, to meet community, heritage and public health aims. This selection complements many previous Fields in Trust applications over recent years.

### **3783 Outdoor pursuits future provision**

Councillor Shires presented the report:

(see annexed)

## **Resolved**

- (1) That Cabinet authorise the Executive Director for Economy and Environment to undertake a procurement exercise to seek an external provider to operate the Outdoor Pursuits Service,
- (2) That Cabinet approve the continued operation of the Outdoor Pursuits Service until 30 September 2018 to allow for the above procurement exercise to take place.

- (3) That should a suitable operator be identified, that Cabinet approve the transfer of the Outdoor Pursuits Service, including TUPE transfer of staff, leasing of premises and gifting of equipment.
- (4) That should a suitable operator not be identified to deliver the service in a way that meets the Council's requirements and the priorities, a report to be brought to Cabinet to consider other options, including the implications of ceasing the service.

#### **3784 Locality model – Strategic Locality Partnership Boards**

Councillor Shires presented the report, together with a recommendation of the Shadow East Strategic Locality Partnership Board:

(see annexed)

#### **Resolved**

- (1) That Cabinet approves the terms of reference for the Strategic Locality Partnership Boards, subject to the following amendments:
  - (a) Councillor membership for the East Strategic Locality Partnership Board only will be one member per ward except where there is more than one political group represented, then all political groups for that ward will be eligible to send a representative;
  - (b) Substitutes from partnership organisations should be of comparable seniority to the main nomination.
- (2) That the report be referred to Council on 9 April 2018 for information.

#### **3785 Burial and cremation charges for children**

Councillor Shires presented the report:

(see annexed)

#### **Resolved**

- (1) That the fee for the burial of a child less than 16 years of age in a dedicated baby section or in a single depth grave be removed.
- (2) That the current Exclusive Right of Burial (EROB) fee be charged when a request is made to have a child of less than 16 years of age buried in a multiple depth grave to allow later family interments.

- (3) That the fee for the cremation of a child less than 16 years of age be removed,
- (4) That these changes be implemented from 1 April 2018.

### **3786 Walsall Homelessness strategy**

Councillor D. Coughlan presented the report:

(see annexed)

#### **Resolved**

- (1) That the Walsall Homelessness Strategy 2018 to 2022 (Appendix A) be approved
- (2) That the associated service changes be approved, specifically:
  - The remodelling and dispersal of temporary accommodation
  - the dispersal of street homelessness services through a Housing First mode.

### **3787 Accommodation based service tender (residential and nursing)**

Councillor D. Coughlan presented the report:

(see annexed)

#### **Resolved**

- (1) That Cabinet approve the award of new transition contracts for the provision of Residential and Nursing Care Services, where required, for the period 1 April 2018 to 30 September 2018, with the option to extend for a further period of up to six months
- (2) That Cabinet approve the approach of offering Out of Borough placements to Walsall funded eligible clients, where it is safe and appropriate to do so and where the out of borough placement is more cost effective than in-borough available placements.

### **3788 Walsall Together Provider Board: Case for change**

Councillor D. Coughlan presented the report:

(see annexed)



## **Resolved**

- (1) That Cabinet approve the next steps to create a full business case for a “Host Provider” arrangement in Walsall as set out in paragraph 6 of the report.
- (2) That the Council co-commission the ‘Host Provider’ jointly with the Walsall CCG.

### **3789 ICT Transformation – cloud migration programme**

Councillor Chambers 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:

### **3790 Award of new contract for Cloud ERP solution for finance, procurement, HR and payroll**

Councillor Chambers presented the report:

(see annexed)

## **Resolved**

- (1) That Cabinet delegates authority to award a contract for the provision of a Cloud ERP Solution for Finance, Procurement, HR and Payroll to the Executive Director of Resources and Transformation.
- (2) That Cabinet delegates authority to the Executive Director of Resources and Transformation, in consultation with the Portfolio Holder for Personnel and Business Support, to enter into the necessary contracts to deliver the provision of a Cloud ERP Solution for Finance, Procurement, HR and Payroll 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.
- (3) That Cabinet delegates authority to the Executive Director of Resources and Transformation, in consultation with the Portfolio Holder for Personnel and Business Support, to award and enter into a contract to provide Business Integration Support to the ERP Cloud Project following an appropriate compliant procurement process 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.

**3791 Unauthorised encampments Short Heath and Willenhall**

The report of the Corporate and Public Services Overview and Scrutiny Committee and the report of the portfolio holder were submitted:

(see annexed)

**Resolved**

- (1) That the Corporate and Public Services Overview and Scrutiny Committee report be noted
- (2) That Cabinet agree the response to Corporate and Public Services Overview and Scrutiny Committee.

**3792 Private Session**

**Exclusion of public**

**Resolved**

That during consideration of the remaining item on the agenda, the Cabinet considers that the item for consideration is 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 item in private.

**3793 ICT transformation – cloud migration programme**

Councillor Chambers presented the report:

(see annexed)

**Resolved**

- (1) That Cabinet approves the ICT Transformation Cloud Migration Business Case proposal for ICT Transformation Cloud Migration. (Appendix A)
- (2) That Cabinet approves Option 3 (A Hybrid Cloud Solution to migrate up to 80% of the current data centre systems into the Cloud) as outlined in Section 3.8 of this Report, as the preferred option, with award of contract to a single provider to deliver the services

- (3) That Cabinet delegates authority to the Assistant Director of Finance to award a contract for the provision of ICT Transformation Cloud Migration Services, as set out in section 3.8 of this Cabinet Report for a period of 5 years with the option to extend the contract for a further period of up to 5 years, including authority to seal any deeds, contracts or other related documents for the services referred to in recommendations (2) of this report.
- (4) That Cabinet approves the revised ICT Strategy, which is attached as (Appendix B - ICT Strategy 2017-2020).

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

The meeting terminated at 7.00 p.m.

Chair:

Date: