

SHEFFIELD CITY COUNCIL

EXECUTIVE FUNCTIONS DECISION RECORD

The following decisions were taken on Wednesday 17 February 2016 by the Cabinet.

Date notified to all members: Wednesday 24 February 2016

The end of the call-in period is 4:00 pm on Tuesday 1 March 2016

The decision can be implemented from Wednesday 2 March 2016

Item No

8. HOUSING INDEPENDENCE COMMISSIONING STRATEGY 2016-2020 AND DELEGATED DECISION MAKING

8.1 The Executive Director, Communities submitted a report in relation to the Housing Independence Commissioning Strategy 2016-20 and delegated decision making.

8.2 **RESOLVED:** That:-

- (a) the content of the report is noted and approval is given to the high level Commissioning Strategy;
- (b) authority be delegated to the Director of Commissioning to terminate contracts relevant to the delivery of the Housing Related Support Strategy and in accordance with the terms and conditions of the contracts;
- (c) in accordance with the high level commissioning strategy and this report, authority be delegated to the Director of Commissioning to:
 - (i) in consultation with the Cabinet Member for Health, Care and Independent Living and the Director of Commercial Services, approve the procurement strategy for any service delivery during the period of the strategy;
 - (ii) in consultation with the Director of Commercial Services and the Director of Legal and Governance, award, vary or extend contracts for the provision of housing related support; and
 - (iii) in consultation with the Cabinet Member for Health, Care and Independent Living, the Director of Legal and Governance and the Director of Commercial Services, make awards of grants;
- (d) authority be delegated to the Director of Commissioning, in consultation with the Cabinet Member for Health, Care and Independent Living, the Director of Legal and Governance and the Director of Commercial Services, to take such other steps as he deems appropriate to achieve the outcomes in this report;

- (e) the Director of Commissioning shall only procure and award contracts for the provision of supported accommodation where the use of Council Housing accommodation is integral to the support, in consultation with the Director of Housing and Neighbourhoods and where the appropriate approval for that use of the accommodation is in place; and
- (f) the Director of Commissioning shall only procure and award contracts for the provision of supported accommodation, where there will be implications for housing benefit subsidy loss, in consultation with the Director of Finance Service.

8.3 Reasons for Decision

- 8.3.1 The previous delegated decision process set out in the 2009 to 2014 report is now out of date and therefore needs revising.
- 8.3.2 A number of changes to the Director responsibilities, national and local funding arrangements and Council Policy on what it will fund in relation to Housing Related Support Services means that a formal refresh of the delegated decision making arrangements is required.
- 8.3.3 A new high level commissioning plan has been developed, which specifies a number of individual commissioning activities and individual procurements that will need to take place.
- 8.3.4 The overall plan needs to be approved and individual procurement decisions need to be delegated to reflect the number and speed of decisions that need to take place.
- 8.3.5 The delegation for decision making will need to reflect the range of individual decisions that need to be undertaken. For example, some of the commissioned support services require the use of Council housing stock, therefore these decisions need to be made alongside the Director of Housing and Neighbourhoods for the use of the housing stock.
- 8.3.6 Supported Housing has a complex interrelationship with housing benefit depending on who the landlord is and what conditions for residence and eligibility are fulfilled. At times this may result in subsidy loss from central government where the landlord is not a Registered provider (this usually affects tenants of Charities who run supported housing). Where subsidy loss is a risk the Housing Independence Service will take all steps to mitigate this risk, whilst ensuring that the best provider for people is commissioned. Where there are any implications, decisions will be made in consultation with the Director of Finance.

8.4 Alternatives Considered and Rejected

- 8.4.1 There were no alternative options presented in the report.

8.5 Any Interest Declared or Dispensation Granted

None

8.6 Reason for Exemption if Public/Press Excluded During Consideration

None

8.7 Respective Director Responsible for Implementation

Laraine Manley, Executive Director, Communities

8.8 Relevant Scrutiny and Policy Development Committee If Decision Called In

Healthier Communities and Adult Social Care Scrutiny and Policy Development Committee

9. VOLUNTARY SECTOR GRANT AID INVESTMENT IN 2016/17

9.1 The Executive Director, Communities submitted a report seeking approval for recommended investment in the voluntary and community sector for 2016/17 from the Council's Grant Aid budget. This budget was subject to approval of the Council budget for 2016/17 to be adopted at Council on 4 March 2016.

9.2 **RESOLVED:** That Cabinet:-

- (a) having had due regard to the provisions of Sections 149 and 158 of the Equality Act 2010 and Section 17 of the Crime and Disorder Act 1998, and to the issues raised by those provisions, approves the grant agreement extension recommendations listed in Section 4 of the report, and detailed further in Appendix 1;
- (b) endorses the Voluntary Sector Grants Fund grant agreement extension process described in Appendix 2 of the report and to approve the actions, arrangements and recommendations at Sections 4 and 11;
- (c) delegates authority to the Executive Director of Communities:-
 - (i) to administer the Lunch Clubs Small Grants Fund as described in Appendix 1 of the report;
 - (ii) to agree the terms of and authorise the completion of all funding agreements, including amendments to the terms of any existing grant funding agreements, relating to grants made from the Lunch Clubs Small Grants Fund and the Voluntary Sector Grants Fund, together with any other associated agreements or arrangements that they may consider appropriate, provided that if the terms of a proposed funding agreement or amendments to the terms of an existing agreement involve the variation of any standard terms previously agreed by Internal Audit and / or Legal Services, the agreement shall not be completed without the consent of the Chief Internal Auditor and the

Director of Legal and Governance; and

- (iii) to review, adjust or suspend grant awards where (A) a change of circumstance affects the ability of an organisation to deliver the purpose of the grant awarded, (B) the Executive Director of Communities considers the performance of the organisation to be below an acceptable standard or (C) an organisation has breached any of the award conditions contained in their funding agreement,; and
- (d) delegates authority to the Executive Director, Communities, in consultation with the Cabinet Member for Public Health and Equality:-
 - (i) to agree the amounts, purposes and recipients of any individual grants awarded in year from the Grant Funds including any additional sums received or returned or unpaid funds;
 - (ii) to withdraw grant awards where (A) a change of circumstance affects the ability of an organisation to deliver the purpose of the grant awarded or (B) the Executive Director, Communities considers the performance of the organisation to be below an acceptable standard or (C) an organisation has breached any of the award conditions contained in their funding agreement,; and
 - (iii) to allocate any other additional sums that may be received in year from other parts of the Council or other partners as part of the Council Grant Aid process to fund local voluntary sector activity.

9.3 **Reasons for Decision**

9.3.1 The allocation of this funding to preventative services will fundamentally contribute to the Values, Priorities and Strategic Outcomes of the Council's Corporate Plan 2015-18. In particular -

Priorities

- Tackling inequalities
- Better health and wellbeing
- In-touch organisation

9.3.2 In addition, the allocation of this funding will contribute to the Fairness Commission's recommendations around –

- Health & Wellbeing for All
- Fair Access to High Quality Jobs and Pay
- Fair Access to Benefits and Credit
- Housing and a Better Environment
- A Safe City
- What Citizens and Communities can do

9.4 **Alternatives Considered and Rejected**

- 9.4.1 In the past 5 years the voluntary sector has experienced a challenging scenario of public and other sources of funding being reduced. This reduction includes both grants and contracts for services.

Due to the current funding climate and work being underway but not completed regarding the future of Sheffield City Council's grant aid pot it is recommended that the existing Voluntary Sector Grants Fund agreements are continued in 2016/17 to provide some stability for the organisations funded and time to adapt to a new grants regime.

9.5 **Any Interest Declared or Dispensation Granted**

None

9.6 **Reason for Exemption if Public/Press Excluded During Consideration**

None

9.7 **Respective Director Responsible for Implementation**

Laraine Manley, Executive Director, Communities

9.8 **Relevant Scrutiny and Policy Development Committee if Decision Called In**

Safer and Stronger Communities

10. SCHOOL PLACES IN SHEFFIELD

- 10.1 The Executive Director, Children, Young People and Families submitted a report making recommendations on the next steps in meeting the pressing need for new primary and secondary school places in the North East and the South West of the City following public consultation. It included a summary of the response to consultation, an appraisal of the options, and proposals for the next stage.

- 10.2 **RESOLVED:** That Cabinet authorises the Executive Director, Children, Young People and Families, in consultation with the Cabinet Member for Children, Young People and Families, and where necessary in consultation with the Executive Director, Place to take all necessary steps, including bringing forward the necessary capital approval submissions to Cabinet, to:

- (i) commission a new 11-18 school on the car park area of the former Bannerdale site as described in the report;
- (ii) support the temporary expansion of Silverdale to provide an additional 60 secondary school places in 2016/17 and 2017/18 as set out in the report;
- (iii) undertake a 4-week consultation on a proposal to expand Ecclesall Infant School to become a through primary school offering 90 places per year as set out in the report; and

- (iv) commission a new 2-18 school on the former Pye Bank School site as described in the report.

10.3 **Reasons for Decision**

- 10.3.1 The proposals put forward in this report represent the best outcomes when balancing the various priorities including: ensuring access to great, inclusive schools in every area of the city, getting value for money, protecting green spaces, and meeting housing needs. This has been thoroughly tested through the consultation and the process of appraising the various options since the consultation.

10.4 **Alternatives Considered and Rejected**

- 10.4.1 The recommended proposals for the provision of school places have been subject to considerable amounts of formative discussion and a formal and extended consultation with schools, parents, and the local community. All original options and new options coming through the consultation have been considered equally through this process. Where new secondary schools have been proposed, the alternative option of expanding existing schools has been fully considered in every aspect and deemed insufficient, unfeasible, or educationally unviable to provide the capacity increase needed across the secondary sector in the programme up to, and beyond, 2020.
- 10.4.2 The option of doing nothing or delaying delivery of the provision proposed is not feasible. It poses significant risks to the Council in not providing sufficient statutory school places and to parents in not being able to secure a school place for their child.

10.5 **Any Interest Declared or Dispensation Granted**

None

10.6 **Reason for Exemption if Public/Press Excluded During Consideration**

None

10.7 **Respective Director Responsible for Implementation**

Jayne Ludlam, Executive Director, Children, Young People and Families

10.8 **Relevant Scrutiny and Policy Development Committee If Decision Called In**

Children, Young People and Family Support

11. **REVENUE BUDGET 2016/17**

- 11.1 The Chief Executive and the Interim Executive Director, Resources submitted a report providing information to enable the Council to set a budget and determine

the Council Tax. The proposals set out in the report provided for a balanced budget to be recommended to Council.

11.2 **RESOLVED:** That Cabinet recommends to the meeting of the City Council on 4 March 2016 that:-

- (a) a net Revenue Budget for 2016/17 amounting to £406.492m is approved;
- (b) a Band D equivalent Council Tax of £1,360.48 for City Council services, i.e. an increase of 3.99% (1.99% City Council increase and 2% national arrangement for the social care precept) is approved;
- (c) the Revenue Budget allocations and Budget Implementation Plans for each of the services, as set out in Appendix 2 of the report are approved;
- (d) based on the estimated expenditure level set out in Appendix 3 to this report, it be noted that the amounts shown in part B of Appendix 6 would be calculated by the City Council for the year 2016/17, in accordance with sections 32 to 36 of the Local Government Finance Act 1992;
- (e) it be noted that the section 151 officer has reviewed the robustness of the estimates and the adequacy of the proposed financial reserves, in accordance with Part 2 of the Local Government Act 2003, as outlined in Appendix 4 of the report;
- (f) the information on the precepts issued by the South Yorkshire and Crime Commissioner and the South Yorkshire Fire and Rescue Authority, together with the impact of these on the overall amount of Council Tax to be charged in the City Council's area be noted;
- (g) the proposed amount of compensation to Parish Councils for the loss of council tax income in 2016/17 at the levels shown in the table below paragraph 168 be approved;
- (h) the latest 2015/16 budget monitoring position be noted;
- (i) the Treasury Management and Annual Investment Strategies set out in Appendix 7 of the report and the recommendations contained therein be approved;
- (j) the Minimum Revenue Provision (MRP) Statement set out in Appendix 7 of the report be approved;
- (k) authority is delegated to the Director of Finance to undertake Treasury Management activity, to create and amend appropriate Treasury Management Practice Statements and to report on the operation of Treasury Management activity on the terms set out in these documents;
- (l) the Members' Allowances Scheme for 2013/14 and onwards, approved on 15 May 2013, and implemented for 2014/15 and 2015/16, be also

implemented for 2016/17;

- (m) foregoing an annual increase in the Members' allowances in 2016/17 is approved;
- (n) a Pay Policy for 2016/17 as set out in Appendix 8 of the report is approved;
- (o) authority be delegated to the Director of Public Health and the Interim Executive Director, Resources, in consultation with the Cabinet Member for Finance, to approve the final allocation of Public Health grant to portfolios in 2016/17;
- (p) authority be delegated to the Executive Director, Communities to set – subject to budgetary constraints – a framework of care home & home care fee increases with effect from 1 April 2016; and
- (q) the resolution of the Overview and Scrutiny Management Committee, at its meeting held on 17 February 2016, in consideration of the Revenue Budget 2016/17 report, be supported and this be referred to all Sheffield Members of Parliament and Members of the House of Lords.

11.3 Any Interest Declared or Dispensation Granted

None

11.4 Reason for Exemption if Public/Press Excluded During Consideration

None

11.5 Respective Director Responsible for Implementation

Eugene Walker, Interim Executive Director, Resources

11.6 Relevant Scrutiny and Policy Development Committee If Decision Called In

N/A

(Note: This is subject to approval at Full Council at its meeting to be held on 4 March 2016 and is not subject to call-in).

12. CAPITAL PROGRAMME 2016/17

12.1 The Interim Executive Director, Resources submitted a report setting out the proposed Capital Programme from 2016-17 onwards describing the programmes to be undertaken, listing the projects to be delivered and setting out the context in which it had been compiled.

12.2 **RESOLVED:** That Cabinet recommends to the meeting of the City Council on 4th March 2016:-

- (a) it notes the specific projects included in the years 2016-17 to 2021-22 programmes included in Appendix 9 to the report, and that Block allocations were included within the programme for noting at this stage and detailed proposals would be brought back for separate Member approval as part of the monthly monitoring procedures;
- (b) notes the proposed Capital Programme for the 5 years to 2021-22 as at Appendix 9 to the report; and
- (c) approves the Corporate Resource Pool (CRP) policy, outlined in Appendix 4 of the report, such that the commitment from the CRP is limited to one year and no CRP supported schemes are approved beyond 2016-17 unless explicitly stated, and that further reports would be brought to Members as part of the monthly approval process should the receipts position improve.

12.3 Reasons for Decision

- 12.3.1 The proposed projects within the Capital programme will improve the services to the people of Sheffield
- 12.3.2 To formally record the Capital Programme in line with the Council's annual budgetary procedures and gain Member approval for the policy on the management of the Corporate Resource Pool.

12.4 Alternatives Considered and Rejected

- 12.4.1 A number of alternative courses of action are considered as part of the capital approval process undertaken by Officers before decisions are recommended to Members. The recommendations made to Members represent what Officers believe to be the best options available to the Council, in line with Council priorities, given the constraints on funding and the use to which funding is put within the Revenue Budget and the Capital Programme.

12.5 Any Interest Declared or Dispensation Granted

None

12.6 Reason for Exemption if Public/Press Excluded During Consideration

None

12.7 Respective Director Responsible for Implementation

Eugene Walker, Interim Executive Director, Resources

12.8 Relevant Scrutiny and Policy Development Committee If Decision Called In

N/A

(Note: This is subject to approval at Full Council at its meeting to be held on 4

March 2016 and is not subject to call-in).

13. REVENUE BUDGET AND CAPITAL PROGRAMME MONITORING 2015/16 MONTH 9 (AS OF 31/12/15)

13.1 The Interim Executive Director, Resources submitted a report providing the month 9 monitoring statement on the City Council's Revenue and Capital Budget for 2015/16.

13.2 **RESOLVED:** That Cabinet:-

(a) notes the updated information and management actions provided by the report on the 2015/16 Revenue Budget position;

(b) in relation to the Capital Programme:-

(i) approves the proposed additions to the Capital Programme listed in Appendix 5.1 of the report, including the procurement strategies and delegations of authority to the Director of Commercial Services or nominated Officer, as appropriate, to award the necessary contracts following stage approval by the Capital Programme Group;

(ii) approves the proposed variations, deletions and slippages as outlined in Appendix 1 of the report;

(iii) approves the acceptance of the grant detailed in Appendix 5.2 of the report;

(iv) notes the two variations authorised by Directors under the delegated authority provisions; and

(v) and notes the latest position on the Capital Programme.

13.3 **Reasons for Decision**

13.3.1 To record formally changes to the Revenue Budget and the Capital Programme and gain Member approval for changes in line with Financial Regulations and to reset the Capital Programme in line with the latest position.

13.4 **Alternatives Considered and Rejected**

13.4.1 A number of alternative courses of action are considered as part of the process undertaken by Officers before decisions are recommended to Members. The recommendations made to Members represent what Officers believe to be the best options available to the Council, in line with Council priorities, given the constraints on funding and the use to which funding is put within the Revenue Budget and the Capital Programme.

13.5 **Any Interest Declared or Dispensation Granted**

None

13.6 **Reason for Exemption if Public/Press Excluded During Consideration**

None

13.7 **Respective Director Responsible for Implementation**

Eugene Walker, Interim Executive Director, Resources

13.8 **Relevant Scrutiny and Policy Development Committee If Decision Called In**

Overview and Scrutiny Management Committee