

Time began: 6:00pm
Time ended: 6.22pm

COUNCIL CABINET
18 December 2019

Present Councillor Poulter (Chair)
Councillors Barker, M Holmes, Roulstone, Smale, Webb and
Williams

In attendance

Councillors Cooper, Eldret and Skelton
Paul Simpson – Strategic Director of Corporate Resources
Rachel North – Strategic Director Communities and Place
Emily Feenan – Director of Legal, Procurement and Democratic Services
Gurmail Nizzer – Director of Children's Integrated Commissioning
Simon Riley – Director of Financial Services
Heather Greenan – Director of Performance and Intelligence
John Massey – Head of Benefits and Exchequer Services

This record of decisions was published on 20 December 2019. The key decisions set out in this record will come into force and may be implemented on the expiry of five clear days unless a key decision is called in.

107/19 Apologies

An apology for absence was received from Councillor Wood.

108/19 Late Items

There were no late items

109/19 Receipt of Petitions

There were no petitions

110/19 Identification of Urgent Items to which Call In will not apply

There were no items.

111/19 Declarations of Interest

There were no declarations of interest.

112/19 Minutes of the Meeting Held on 13 November 2019

The minutes of the meeting held on 13 November 2019 were agreed as a correct record.

Matters Referred

113/19 Recommendations from the Executive Scrutiny Board

The Council Cabinet considered a report on Recommendations from the Executive Scrutiny Board. The Executive Scrutiny Board met and discussed items contained within the Council Cabinet Agenda. The report enabled the views and recommendations resulting from these discussions to be formally shared with Council Cabinet. These were submitted to Council Cabinet as Appendix 1, prior to commencement of the meeting.

Decision

To receive the report and consider the recommendations alongside the relevant report.

Key Decisions

114/19 Council Tax Support Scheme for 2020/21

The Council Cabinet considered a report which stated that Derby's local Council Tax Support (CTS) Scheme was introduced from 1 April 2013, to replace the national Council Tax Benefit (CTB) Scheme which had been abolished by Central Government. The CTS Scheme assists working age claimants who require financial assistance with paying their Council Tax bills. Pensioners were not affected by the CTS Scheme as they were treated separately under different legislation.

The purpose of the report was to present the CTS Scheme operable from 1 April 2020 for approval. An assessment of the scheme operable in 2019/20 had been undertaken and it was recommended that no changes are made to the CTS scheme for 2020/21.

The Executive Scrutiny Board noted the report.

Options considered

To amend the Scheme. This required a public consultation. This was not assessed as being required for 2020/21.

Decision

To approve the Council's CTS Scheme operable from 1 April 2020. The Scheme was shown at Appendix 1 of the report.

Reasons

To ensure that customers who were entitled to receive help with their Council Tax bills under the Scheme, could continue to do so.

115/19 Derby Cleaner Fleet Policy

The Council Cabinet considered a report which sought approval for the Cleaner Fleet Policy to further enable a reduction in tailpipe carbon emissions and other harmful pollutants from the Council's current vehicle fleet.

The Executive Scrutiny Board recommended to Council Cabinet that two higher/earlier levels be added to the Low Emission Hierarchy of Vehicle Procurement, in similar thinking to the waste hierarchy (reduce, reuse, recycle, etc.): 1. Not to Require a Vehicle and 2. Human Powered Vehicle/Electric Bicycle.

Options considered

1. Option 1 - Do Nothing: To continue procuring new vehicles without a requirement on departments for zero/lower emission vehicles, would not result in a significant reduction of harmful emissions and would continue to have a detrimental impact on our environment and the health of Derby's residents.
2. Option 2 - Approve the Cleaner Fleet Policy:
 - Reduction in harmful vehicle tailpipe emissions across Derby.
 - Health benefits to the residents and visitors of Derby.
 - Reduced fuel (running) costs for the Council, for example electricity was significantly cheaper than diesel or petrol on pence per mile basis.
 - Improved reputation as a national leader in the transition to ultra-low emission vehicles.

Decision

1. To approve the Derby City Council Cleaner Fleet Policy.
2. To delegate authority to the Strategic Director of Communities and Place following consultation with the Cabinet Member for Communities, Neighbourhoods and Streetpride to make amendments to the Cleaner Fleet Policy in alignment with operational, financial and environmental changes in low emission vehicle technologies and Council Plan objectives.
3. To accept the recommendation from Executive Scrutiny Board that two higher/earlier levels be added to the Low Emission Hierarchy of Vehicle Procurement, in similar thinking to the waste hierarchy (reduce, reuse, recycle, etc.): 1. Not to Require a Vehicle and 2. Human Powered Vehicle/Electric Bicycle.

Reasons

1. The Government has set a target for all new cars and vans to be effectively zero emission (at the tailpipe) by 2040.
2. In addition the Government's Road to Zero Strategy (2018) states: '*We want to see at least 50%, and as many as 70%, of new car sales and up to 40% of new van sales being ultra-low emission by 2030*'.
3. Derby City Council declared a Climate Emergency in May 2019 and resolved to work on carbon reduction projects to assist the UK in achieving its international climate change obligations.
4. These commitments meant that significant changes were needed to our vehicle fleet to ensure the Council could meet its legal obligations moving forward.

116/19 Future High Street Fund

The Council Cabinet considered a report which sought approval to the submission of draft and final Business Cases to bid for funding from the Future High Street Fund to meet the required deadlines.

The Executive Scrutiny Board noted the report.

Options considered

1. As Derby had been successful to the next stage in the FHSF process, there were limited options available to ensure the Council made the most of this funding opportunity. A robust business case would need to be prepared within the required deadlines to access funding.
2. If the Council does not submit a Business Case, the city would lose out on the opportunity to bid for significant funding to regenerate the city centre.

Decision

1. To approve the submission of both the draft and the final Future High Street Fund Business Case bid for capital funding for the intervention areas set out at paragraph 4.7 and 4.8 of the report.
2. To delegate authority to the Strategic Director of Communities and Place, following consultation with the Strategic Director of Corporate Resources and Cabinet Member for Regeneration, Planning and Transportation to agree the detail, submit both the draft and final Future High Street Fund Business Cases and if successful accept the funding agreement conditions.
3. To note that reports would be brought back to Council Cabinet with details of schemes to be funded from successful Future High Street Fund bids, and seek

approval of the additions to the capital programme, subject to obtaining approval through the Gateway Process.

Reasons

The Future High Street Fund provided an opportunity to bid for funding to help tackle the issues and challenges in Derby's high street.

A successful bid would support the delivery of key priority projects within the City Centre Masterplan.

Contract and Financial Procedure Matters

117/19 Compliance with Contract and Financial Procedure Rules

The Council Cabinet considered a report and an addendum which dealt with the following items which required reporting to and approval by Council Cabinet under the Contract and Financial Procedure Rules.

- A procurement exercise for the Street Furniture and Advertising contract currently due to end on 14 July 2020. There would be a variation to the existing contract and as a result this variation would require Council Cabinet approval.
- The length of contract for the Street Furniture and Advertising Tender to extend beyond the stated limit of five years to seven years, with the possibility to extend the term for up to three more years at the Council's absolute discretion.
- To commence a procurement process to continue to provide support to meet the needs of Children and Young People. The current 'Support Accommodation for Young People' Framework was due to expire on 29 February 2020. As part of the Council's statutory duty to provide sufficient, safe accommodation to children in care and children in need, and prevent any Bed and Breakfast placements being made, the Council were seeking approval
- A procurement exercise that would establish a dynamic purchasing system (DPS) for the supply of telecare products and services. This DPS would allow Derby City Council to procure telecare products for its service users. Derby Homes may also utilise this DPS to procure services for the installation, removal and disposal of telecare equipment.

The Executive Scrutiny Board noted the report.

Decision

1. To approve a procurement exercise to tender for the Street Furniture and Advertising contract as outlined in section 4.1 of the report.
2. To approve the length of contract of the tender for the Street Furniture and Advertising contract to be seven years with the possibility to extend the contract by no more than three years in total at the Council's absolute discretion as outlined in section 4.1 of the report.
3. To approve the procurement and award process for the existing services currently delivered under the 'Support Accommodation for Young People' Framework, through a change of procurement method from a framework to a Dynamic Purchasing Solution (DPS) for a maximum of 4 years with a value of £1.5m per annum (based on the forecast of current spend), as in outlined section 4.2 of the report.
4. To approve a procurement and award process to establish a Dynamic Purchasing System (DPS) for the supply of telecare products and services, for an initial term of two years with an option to extend it by a further two years in annual increments, with a value of £0.090m per annum in outlined section 4.3 of the report.
5. To delegate authority to Strategic Director for People Services to approve the Council entering into agreements associated with the DPS processes outlined in sections 4.2 and 4.3 of the report.

MINUTES END