

PUBLIC

MINUTES of a meeting of **CABINET** held on Thursday, 21 September 2023 at Committee Room 1, County Hall, Matlock.

PRESENT

Councillor B Lewis (in the Chair)

Councillors C Cupit, A Dale, C Hart, N Hoy, T King and C Renwick.

Apologies for absence were submitted for Councillor S Spencer and J Patten.

Officers present: Emma Alexander (Managing Director), Helen Barrington (Director of Legal and Democratic Services), Carol Cammiss (Executive Director - Children's Services), Alec Dubberley (Head of Democratic and Registration Services), Chris Henning (Executive Director - Place), Ellie Houlston (Director Of Public Health), Mark Kenyon (Director of Finance and ICT), Joe O'Sullivan (Executive Director - Corporate Services and Transformation) and Simon Stevens (Executive Director - Adult Social Care and Health).

127/23 TO RECEIVE DECLARATIONS OF INTEREST (IF ANY)

None received.

128/23 TO CONSIDER MINORITY GROUP LEADER QUESTIONS (IF ANY)

None received.

129/23 TO APPROVE, AS A CORRECT RECORD, THE NON-EXEMPT MINUTES OF THE MEETING HELD ON 27 JULY 2023

RESOLVED:

That subject to adding Simon Stevens (Executive Director - Adult Social Care and Health) to the list of those present, approve, as a correct record, the minutes of the meeting held on 27 July 2023.

130/23 PERFORMANCE MONITORING AND BUDGET MONITORING/FORECAST OUTTURN 2023-24 AS AT QUARTER 1 (30 JUNE 2023)

Councillor B Lewis introduced a report, which had been circulated in advance of the meeting, that presented an update of Council Plan Performance and the Revenue Budget/forecast outturn for 2023-24, as at 30 June 2023 (Quarter 1).

RESOLVED to:

- 1) Note and agree the update of Council Plan performance and the Revenue Budget position/forecast outturn for 2023-24as at 30 June 2023 (Quarter 1);
- 2) Note the position on General and Earmarked Reserves;
- 3) Approve the contribution to an earmarked reserve of any unspent amount from the one-off service pressure of £0.501m awarded in the 2023-24 Revenue Budget for the decommissioning of buildings that are closing and being disposed; and
- 4) Note significant actions are required and will be undertaken across the Council to reduce the significant revenue overspend detailed in this report, and that Cabinet will be kept informed on the implementation and progress of these actions.

131/23 CAPITAL BUDGET MONITORING AND FORECAST AS AT QUARTER 1 2023-24

Councillor B Lewis introduced a report, which had been circulated in advance of the meeting, that informed Cabinet of the latest Capital budget monitoring position as at 30 June 2023.

RESOLVED:

To note the current position on the monitoring of Capital schemes.

132/23 PREPARATION OF BUDGET 2024-25

Councillor B Lewis introduced a report, which had been circulated in advance of the meeting, that sought approval for the proposed timetable for the Council's 2024-25 budget preparation and procedures and the associated consultation arrangements.

RESOLVED to:

- 1) Approve the timetable for completion of the 2024-25 budget, including arrangements for consultation with stakeholders and the carrying out of an assessment of the need for a full equality impact assessment on budget saving proposals;
- 2) Note the proposals for reviewing and updating the Five-Year Financial Plan; and

- 3) Note the arrangements for reviewing Earmarked Reserves and updating the General Reserve projections.

133/23 MODERN WAYS OF WORKING (MWOW) PHASE 2 - PROGRESS UPDATE

Councillor B Lewis introduced a report, which had been circulated in advance of the meeting, that provided an update on the Modern Ways of Working Phase 2 Programme of work and asked Cabinet to note progress made.

RESOLVED:

To note the progress and key achievements of the Modern Ways of Working Phase 2 Programme.

134/23 DIVERSE COUNCIL DECLARATION

Councillor C Hart introduced a report, which had been circulated in advance of the meeting, that sought approval for the creation of a cross-party working group to consider the wide-ranging matters outlined in the Diverse Council Declaration motion presented to Council on 12 July 2023.

RESOLVED to:

- 1) Note the content of the report and the proposals to respond to the Diverse Council Declaration motion following Full Council on 12 July 2023;
- 2) Agree to establish a cross-party working group to consider the wide-ranging matters contained in the Diverse Council Declaration motion; and
- 3) Receive a further report to outline recommendations from the cross-party working group aligned to the review of the Equality, Diversity and Inclusions Strategy.

135/23 CHANGES TO TRADING STANDARDS COMPLIANCE POLICY IN RELATION TO WEIGHT RESTRICTION ENFORCEMENT

Councillor C Hart introduced a report, which had been circulated in advance of the meeting, that sought approval to change the Council's current Trading Standards Compliance Policy following a decision by the police to no longer provide driver details to the Council in respect of the

prosecution of weight restriction cases.

RESOLVED:

To authorise that the Trading Standards Service Compliance Policy be amended by the deletion of:

- a) The paragraph entitled “Weight Restriction Cases”; and
- b) Appendix 1.

136/23 ASHBOURNE RELIEF ROAD – ROUTE ALIGNMENT AND PUBLIC CONSULTATION

Councillor C Renwick introduced a report which had been circulated in advance of the meeting, that gave a progress report in relation to the Ashbourne Relief Road Route Alignment and Public Consultation.

RESOLVED to:

- 1) Note the implications of flood risk for the process to be followed in submitting a planning application for the Ashbourne Relief Road and in obtaining a successful outcome;
- 2) Approve the approach recommended in this report that two options, coloured blue and pink on Figure 2, be the subject of further assessment ahead of a further report to Cabinet to identify one of these as ‘preferred’; and
- 3) Approve the carrying out of informal targeted engagement with landowners and occupiers over the blue and pink options.

137/23 A TREE AND WOODLAND STRATEGY FOR DERBYSHIRE

Councillor C Renwick introduced a report, which had been circulated in advance of the meeting, that sought approval to a Tree and Woodland Strategy for Derbyshire.

RESOLVED:

To approve the Tree and Woodland Strategy for Derbyshire.

138/23 REGENERATION PIPELINE PROGRAMME - SOUTH DERBYSHIRE GROWTH ZONE – INFINITY PARK SPENCER ACADEMY ACCESS

Councillor C Renwick introduced a report, which had been circulated in advance of the meeting, that gave an update in relation to the

Regeneration Pipeline Programme, South Derbyshire Growth Zone and Infinity Park Spencer Academy Access.

RESOLVED to approve:

- 1) The inclusion of the proposed access to the new Infinity Park Spencer Academy within the scope of the South Derbyshire Growth Zone project;
- 2) The allocation of £892,000 from the balance of the Children's Services 2018-19 Basic Need/School Condition Allocation;
- 3) The preparation and submission of a planning application, including carrying out public consultation; and
- 4) The procurement of project management, property, planning, design and construction resources.

139/23 A6 MATLOCK TO WHATSTANDWELL HIGHWAY RETAINING WALL MAINTENANCE WORKS

Councillor C Cupit introduced a report, which had been circulated in advance of the meeting, that sought approval to procure suitable contractor(s) to deliver the A6 Matlock to Whatstandwell Highway Retaining Wall Maintenance works and approval for the Executive Director for Place to award contracts.

RESOLVED to:

- 1) Approve, in accordance with Protocol 1 of the Financial Regulations and standing order contracts and the Public Regulations (PCR) 2015, to procure suitable contractor(s) to deliver the A6 Matlock to Whatstandwell Highway Retaining Wall Maintenance Works; and
- 2) Approve for the Executive Director for Place to award contracts, in line with the Council's Financial Regulations and the Scheme of Delegation

140/23 SAFER ROADS FUND PROJECTS - A5012 'VIA GELLIA' CROMFORD TO NEWHAVEN

Councillor C Cupit introduced a report, which had been circulated in advance of the meeting, that gave an update and outlined plans following the public consultation events in relation to the Safer Roads Fund Projects for the A5012 'Via Gellia' Cromford to Newhaven.

RESOLVED to:

- 1) Accept the responses to the public consultation events held for the A5012 Via Gellia Safer Roads Fund (SRF) project and on-going consultation with statutory consultees;
- 2) Accept the scope of works recommended to be procured which may vary from those consulted upon and agreed with the Department for Transport (DfT) in December 2022;
- 3) Accept the strategy for procuring the works through the County's internal Highway and Construction Services Team;
- 4) Accept the anticipated installation costs for each proposed safety interventions for the A5012 Via Gellia route;
- 5) Give authority for officers to work within the overall budget for the three SRF projects to a confirmed value of £6.798m by not implementing safety interventions that cannot be afforded; and
- 6) Accept the findings of the Equalities Impact Assessment for the Safer Roads Fund projects.

141/23 SAFER ROADS FUND PROJECTS - A5004 'LONG HILL' BUXTON TO WHALEY BRIDGE

Councillor C Cupit introduced a report, which had been circulated in advance of the meeting, that gave an update and outlined plans following the public consultation events and ongoing consultation with statutory consultees, in relation to the A5004 Long Hill Safer Roads Fund (SRF) project.

RESOLVED to:

- 1) Accept the response to the public consultation events held for the A5004 Long Hill Safer Roads Fund (SRF) project and on-going consultation with statutory consultees;
- 2) Accept the scope of the works recommended to be procured which may vary from those consulted upon and agreed with the Department for Transport in December 2022;
- 3) Accept the strategy for procuring the works through the County's internal Highway and Construction Services team;

- 4) Accept the anticipated installation costs for each proposed safety interventions for the A5004 Long Hill route;
- 5) Give authority for officers to work within the overall budget for the three Safer Roads Fund projects to a confirmed value of £6.798m by not implementing safety interventions that cannot be afforded; and
- 6) Accept the findings of the Equalities Impact Assessment for the Safer Roads Fund projects.

142/23 CHILDREN'S SERVICES CAPITAL PROGRAMME 2023-24 - FURTHER ALLOCATIONS

Councillor A Dale introduced a report, which had been circulated in advance of the meeting, that sought approval for further allocations from the Children's Services Capital Programme 2023-24 to individual projects and note allocations made under delegated powers as detailed in the report.

RESOLVED to:

- 1) Note the allocations made under delegated powers by the Executive Director for Children's Services as detailed in Appendix 2 of the report;
- 2) Note the receipt of the funds received/returned to the Children's Services Capital budget as detailed in Appendix 3 of the report; and
- 3) Approve the allocation of £2,350,932 from 2023-24 Basic Need and £492,350 from 2023-24 School Condition Allocation to the projects as detailed in Appendix 4 of the report.

143/23 FOSTERING ALLOWANCES REVIEW

Councillor A Dale introduced a report, which had been circulated in advance of the meeting, that sought approval for a reviewed financial framework for Derbyshire foster carers.

RESOLVED:

To approve the implementation of the new framework in October 2023.

144/23 EXCLUSION OF THE PUBLIC

RESOLVED:

That under Regulation 4(2)(b) of the Local Authorities (Executive Arrangements) (Meetings and Access to Information) (England) Regulations 2012, the public are excluded from the meeting for the remaining business on the grounds that in view of the nature of the items of business, that if members of the public were present, exempt information as defined in Paragraph 3 of Part 1 of Schedule 12A of the Local Government Act 1972 would be disclosed to them.

145/23 TO APPROVE, AS A CORRECT RECORD, THE EXEMPT MINUTES OF THE MEETING HELD ON 27 JULY 2023

RESOLVED:

That subject to the addition of Simon Stevens (Executive Director - Adult Social Care and Health) to the list of those present, to approve, as a correct record, the exempt minutes of the meeting held on 27 July 2023.

The meeting finished at 2.59 pm