

PUBLIC

MINUTES of a meeting of **CABINET** held on Thursday, 22 February 2024 in Committee Room 1, County Hall, Matlock.

PRESENT

Councillor B Lewis (in the Chair)

Councillors S Spencer, C Cupit, A Dale, C Hart, T King and C Renwick.

Apologies for absence were submitted for Councillor N Hoy and J Patten.

Officers present: Emma Alexander (Managing Director), Helen Barrington (Director of Legal and Democratic Services), Andrea Bond (Democratic Services Manager), Carol Cammiss (Executive Director - Children's Services), Alec Dubberley (Head of Democratic and Registration Services), Ellie Houlston (Director Of Public Health), Mark Kenyon (Director of Finance and ICT), Simon Stevens (Executive Director - Adult Social Care and Health) and Julian Gould (Director - Highways).

25/24 TO RECEIVE DECLARATIONS OF INTEREST (IF ANY)

None received.

26/24 TO CONSIDER MINORITY GROUP LEADER QUESTIONS (IF ANY)

None received.

27/24 TO APPROVE, AS A CORRECT RECORD, THE NON-EXEMPT MINUTES OF THE MEETING HELD ON 1 FEBRUARY 2024

RESOLVED:

To approve, as a correct record, the minutes of the meeting held on 1 February 2024.

28/24 ACTIVE TRAVEL ENGLAND FINANCES AND PROPOSED SPEND PROGRAMME

Councillor C Renwick introduced a report, which had been circulated in advance of the meeting, that presented the Active Travel England finances and proposed spend programme.

RESOLVED to:

- 1) Approve the progression of the Active Travel England Programme

detailed in the report;

- 2) Formally approve the acceptance of the Active Travel Capability Fund grant of £142,535.00 provided under Section 31 of the Local Government Act, 2003 to support development of the Hope Valley Master Plan;
- 3) Approve the launching of online and in person public engagement activities to further develop the Active Travel Master plans;
- 4) Delegate to the Executive Director for Place, in association with the Cabinet Member for Infrastructure and Environment, the authority to amend or modify the Active Travel Masterplan programme as required, if it remains consistent with the Council's objectives;
- 5) Approve the addition of three projects (as detailed in the report) to the 2023-2024 Commercial Pipeline so all necessary procurement activity can commence; and
- 6) Delegate to the Executive Director for Place, in association with the Cabinet Member for Infrastructure and Environment, the authority to award subsequent contract following procurement activities referenced in the report.

29/24 UPDATE TO THE ANTI-FRAUD AND ANTI-CORRUPTION STRATEGY

Councillor S Spencer introduced a report, which had been circulated in advance of the meeting, that provided an update on the review of the Anti-Fraud and Anti-Corruption Strategy.

RESOLVED

To note the review of the Anti-Fraud and Anti-Corruption Strategy and approve it as a Council policy.

30/24 ACCEPTANCE OF GRANT FUNDING OFFER FROM THE DEPARTMENT FOR LEVELLING UP, HOUSING AND COMMUNITIES

Councillor C Renwick introduced a report, which had been circulated in advance of the meeting, that sought approval for the acceptance of the Grant Funding Offer from the Department for Levelling Up, Housing and Communities.

RESOLVED to:

Approve acceptance of the offer of grant funding of £100,000 from the Department of Levelling Up, Housing and Communities from its Planning Skills Delivery Funding Stream.

31/24 DERBY AND DERBYSHIRE STRATEGIC LEADERSHIP BOARD

Councillor B Lewis introduced a report, which had been circulated in advance of the meeting, in relation to the Derby and Derbyshire Strategic Leadership Board.

RESOLVED to:

- 1) Approve proposals for the establishment of the D2 Strategic Leadership Board and delegate functions to this Joint Committee as set out in the Functions and Responsibilities document in Appendix 3 to the report;
- 2) Approve the Terms of Reference, including the Introduction and Context, Functions and Responsibilities, Procedural Rules and Information Procedure Rules for the D2 Strategic Leadership Board as set out at Appendix 3 to the report and the position detailed in those documents regarding scrutiny and co-option;
- 3) Appoints the Leader, as the Council's representative on the D2 Strategic Leadership Board and the Deputy Leader, as substitute;
- 4) Note the intention that the D2 Strategic Leadership Board be the body for the nomination of district and Borough representatives to the East Midlands Combined County Authority, when established, further noting that this is subject to the CCA's agreement to designate the D2 Strategic Leadership Board as a nominating body;
- 5) Agree that the County Council will act as the host authority for the Joint Committee;
- 6) Note the dissolution of the D2 Joint Committee for Economic Prosperity, the enactment of which is subject to the establishment of the D2 Strategic Leadership Board, and recommends to Council that the Constitution is amended accordingly;
- 7) Note the dissolution of the Vision Derbyshire Joint Committee, the enactment of which is subject to the establishment of the D2 Strategic Leadership Board, and recommends to Council that the

Constitution is amended accordingly;

- 8) Approves the Council's membership of the D2 Strategic Leadership Board and the associated costs of taking forward the programme of work, the maximum cost of which currently stands at £156,324 per annum;
- 9) Note that the functions of the Committee are executive functions, and therefore, Derbyshire County Council will not have the opportunity to co-opt additional members onto the Committee and the ability to co-opt is restricted within the Terms of Reference; and
- 10) Note that, in accordance with section 9F of the Local Government Act 2000, constituent authorities who operate executive arrangements will need to make formal scrutiny arrangements to review or scrutinise decisions made in connection with the exercise of the functions of the D2 Strategic Leadership Board, and that the Council's existing scrutiny arrangements will apply.

32/24 TRANSFER OF LAND AT BROOKFIELD COMMUNITY SCHOOL

Councillor A Dale introduced a report, which had been circulated in advance of the meeting, that sought approval to transfer Land at Brookfield Community School back to the Council.

RESOLVED:

- 1) That in its capacity as trustee for the Chesterfield School Foundation, to approve the transfer of the land to the Council edged in red on the plan entitled 'Brookfield Community School – Derbyshire County Council Land' at Appendix 2 to the report, previously incorrectly registered in the name of the Council as trustee of Chesterfield School Foundation;
- 2) Consequently approve the transfer of the land edged in red on the plan entitled 'Brookfield Community School – Chesterfield School Charity Land' to Foundation Derbyshire; and
- 3) To authorise the Director of Legal and Democratic Services to enter into all necessary documentation.

33/24 SCHOOLS BLOCK FUNDING SETTLEMENT 2024-25

Councillor A Dale introduced a report, which had been circulated in

advance of the meeting, that sought approval of the basis for the calculation of mainstream school and academy budgets for 2024-25.

RESOLVED to:

- 1) Note the overall Dedicated Schools Grant settlement for 2024-25;
- 2) Note the Schools Block allocation for 2024-25;
- 3) Note the National Funding Formula multipliers as set out in Appendix 2 of the report;
- 4) Approve the local mainstream formula multipliers set out in Appendix 3 of the report as the basis for calculating Derbyshire school and academy budgets;
- 5) Approve a Minimum Funding Guarantee of 0.5% per pupil for 2024-25;
- 6) Approve that no cap on individual school gains will be applied in 2024-25;
- 7) Approve the request from the Schools Forum to de-delegate/top-slice funds from LA maintained primary and secondary schools' 2024-25 budgets for the services as listed in Appendix 4 of the report;
- 8) Note the Pupil Growth Fund & Falling Rolls Fund settlement and the budget decisions approved by the Schools Forum; and
- 9) Approve that any matters of detail regarding the calculation of school budgets be delegated to the Executive Director for Children's Services and the Director of Finance & ICT in consultation with the Cabinet Member for Education.

34/24 SECTION 106 FUNDING ALLOCATIONS

Councillor A Dale introduced a report, which had been circulated in advance of the meeting, that sought approval for funding of a capital project at Heanor Gate Spencer Academy to meet the housing growth demands.

RESOLVED to:

Approve the allocation of £1,185,023 of Section 106 funding and

£459,874 of Basic Need funding 2016-17 towards the proposed expansion of Heanor Gate Spencer Academy.

35/24 DETERMINED ADMISSIONS ARRANGEMENTS 2025 - 2026

Councillor A Dale introduced a report, which had been circulated in advance of the meeting, in relation to Children's Services determined admission arrangements for 2025-26.

RESOLVED to:

- 1) Note the outcome of the consultation and approve the proposed determined admission arrangements for the academic year 2025/2026; and
- 2) Approve the changes to Published Admission Numbers and normal areas as detailed in Appendix 2 to the report.

36/24 APPOINTMENT OF MEMBERS TO THE EAST MIDLANDS COUNTY COMBINED AUTHORITY

Councillor B Lewis introduced a report, which had been circulated in advance of the meeting, that sought approval for the appointment of Derbyshire County Council Members to the East Midlands Combined County Authority (EMCCA) in readiness for its inaugural meeting.

RESOLVED:

That, subject to the passing of the EMCCA Regulations to:

- 1) Appoint the Leader of the Council to act as a member of the EMCCA;
- 2) Designate the Leader of the Council to act as the Lead Member on behalf of Derbyshire County Council;
- 3) Appoint the Deputy Leader of the Council to act as a member of the EMCCA; and
- 4) Appoint the Cabinet Member for Infrastructure and Environment and Cabinet Member for Clean Growth and Regeneration to act as a substitute member of the EMCCA in the absence of either of the above members (if required).

37/24 USE OF CONTAIN OUTBREAK MANAGEMENT FUND TO PROVIDE ADDITIONAL SUPPORT TO FOOD BANKS

Councillor C Hart introduced a report, which had been circulated in advance of the meeting, that sought approval to use the Contain Outbreak Management Fund for the provision of additional support to foodbanks.

RESOLVED to:

Approve grant funding of £0.400m to Foundation Derbyshire for the purpose of supporting food bank work across Derbyshire.

38/24 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.

39/24 AWARD OF CONTRACT FOR DIGITAL AUTOPSIES

Councillor C Hart introduced a report, which had been circulated in advance of the meeting in relation to the award of a contract for Digital Autopsies.

RESOLVED:

To approve the recommendations as detailed in the not for publication report.

The meeting finished at 2.45 pm