

## DECISION NOTICE

### Cabinet Meeting - 15 May 2019

Present: Philip Atkins, OBE (Chairman), Mark Deaville, Helen Fisher, Mark Sutton, Alan White, Philip White and Mark Winnington.

Cabinet Support Member in attendance - Gill Burnett

Also in attendance - Susan Woodward

Apologies for absence: Gill Heath and Mike Sutherland

#### PART ONE

#### 103. Decision notice of the meeting held on 17 April 2019

**Decision** – That the notes of the meeting held on 17 April 2019 be approved.

#### 104. Leader's Update

**Decision** – That the oral report of the Leader of the Council giving an update on a range of issues including the Staffordshire Day celebrations on 1 May; changes to local councils following the recent local elections; and the Staffordshire Ironman 70.3 event which is to take place on 9 June 2019; be noted.

#### 105. Minutes of the meeting of the Property Sub-Committee held on 1 May 2019

**Decision** – That the minutes of the meeting of the Property Sub-Committee held on 1 May 2019 be received.

#### 106. New Supported Living Dynamic Purchasing System

	<p>“We are committed to supporting adults with disabilities to live full, independent lives in Staffordshire and will continue to put as much control as possible in people’s hands.</p> <p>This change will introduce greater flexibility in matching the provision of support to the needs of the individual and will continue to provide the highest standards of care.”</p> <p>Alan White, Deputy Leader and Cabinet Member for Health Care and Wellbeing</p>
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**Reasons for the Decision** – The current Learning Disability and/or Autistic Spectrum Condition Community Support Framework is due to cease on 30 September 2019 and consideration needs to be given to the procurement of Supported Living placements from 1 October 2019.

**Decision** – (a) That the use of a dynamic purchasing system to procure and contract for Supported Living placements for adults be approved.

(b) That the award of ongoing Call Off contracts via the dynamic purchasing system be delegated to the Director of Health and Care.

### **107. Deprivation of Liberty Safeguards - Amendments to the Mental Capacity Act 2005**

	<p>“Following changes brought about by a legal test case Staffordshire County Council has experienced a rise of more than 1,000 per cent in DoLS applications.</p> <p>Nationally the system has been identified as not fit for purpose, but while it is being revised Staffordshire has introduced a prioritisation system to ensure each case is assessed by a specialist and that those most at risk are properly assisted.</p>
	<p>Alan White, Deputy Leader and Cabinet Member for Health, Care and Wellbeing</p> <p>Looking after those who need our help most is a key concern for this authority and we will continue to focus upon it, including investing additional one-off funding, while implementing new legislation once it has passed through the Houses of Parliament.”</p> <p>Gill Burnett, Cabinet Support Member for Adult Safeguarding.</p>

**Reasons for the Decision** – In May 2019 the Local Government and Social Care Ombudsman (LGSCO) found fault in relation to the Council’s approach to triage DoLS applications in order to ensure that the highest priority people could be given a full assessment. In view of the LGSCO’s findings, the Council has reviewed its approach to DoLS applications.

**Decision** – (a) That, when finalised, the Cabinet reviews the legislation amending the Mental Capacity Act 2005 and the associated codes of practice in relation to Deprivation of Liberty Safeguards.

(b) That an action plan to implement this legislation be produced in compliance with the recommendations of the Local Government and Social Care Ombudsman (as set out in paragraph 18 and on page 3 of their final report dated 8 March 2019).

(c) That, in the interim, the approach to Deprivation of Liberty Safeguards be amended to complete full assessments on medium and low priority cases if resources allow, and to use additional one-off funding to support new full assessments and reduce the back-log of full assessments.

(d) That the Deprivation of Liberty Safeguards triaging process be extended to community deprivation of liberty and that priority be given to assessments that are high priority individuals.

### 108. The Staffordshire County Council Apprenticeship Strategy

	<p>“As one of the largest employers in the county, helping to grow apprenticeships is an important part of our business. We want to raise the skill levels and aspirations of our workforce, and our Apprenticeship Strategy will play a key part in this.</p> <p>An apprentice learns so much more than just how to do a job or achieve a qualification, and we want to use apprenticeships to explore new ways of working, improve the organisation and help employees to progress through their career.</p> <p>As a county council we aspire to be an employer of choice, that attracts, develops and retains the most diverse, creative and innovative individuals with the required skills and abilities. This strategy will ensure we can fully maximise the opportunities contained within the new Apprenticeship Levy, by investing in our greatest asset: our employees.”</p> <p>Philip White, Cabinet Member for Learning and Employability</p>
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**Reasons for the Decision** – To consider the Apprenticeship Strategy for Staffordshire County Council which sets out its approach to delivering Apprenticeships as an employer.

**Decision** – (a) That the Apprenticeship Strategy 2019 – 2022 for Staffordshire County Council (Appendix A to the report) be approved.

(b) That the Aims of the Apprenticeship Programme (section 5 of the Strategy) be noted and supported as the way forward to embed Apprenticeships within the county council’s workforce, achieve maximum levy spend and work towards meeting the public sector target.

### 109. Determination of Statutory Proposal to close The Henry Prince CE (C) First School, Mayfield

	<p>“It is with great sadness that cabinet has approved the closure of The Henry Prince First School. However, we have to act in the children’s best interests, ensure they have access to a high-quality education and that they are given every opportunity to succeed in their studies.</p> <p>We have worked with the school and know that the headteacher and governors have done all they can to try and attract enough pupils to ensure the school is viable. Having so few pupils means the school is unable to pay for the staff and resources required to deliver a high-quality education.</p> <p>This has been an incredibly difficult decision to make, but we have to put the welfare and education of pupils first.”</p> <p>Philip White, Cabinet Member for Learning and Employability</p>
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**Reasons for the Decision** – To determine the proposal to close The Henry Prince School which is facing two critical issues: low pupil numbers and a large budget deficit.

**Decision** – (a) That the statutory proposal to close The Henry Prince CE (C) First School, Mayfield on 31 August 2019 be approved.

(b) That expenditure of up to £750 be approved to provide parents with a contribution towards the cost of new school uniform for their children.

### 110. Staffordshire History Centre Stage 1 NLHF Application

	<p>“Staffordshire’s archive and heritage collections are of outstanding quality and importance and we are extremely proud to be custodians of these invaluable items. They enable individuals and communities to reflect on their past and inform their future.</p> <p>If our new bid for Heritage Lottery Funding for the Staffordshire History Centre project is successful, it will provide new ways in which collections can be used by individuals, historians and communities. It will secure access to historic collections for the next twenty years.”</p> <p>Gill Heath, Cabinet Member for Communities</p>
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**Reasons for the Decision** – To consider the resubmission of a revised application for funding from the National Lottery Heritage Fund to support the creation of the Staffordshire History Centre.

**Decision** – (a) That the stage 1 application be submitted to the National Lottery Heritage Fund.

(b) That matched funding be earmarked for the stage 2 application for the Staffordshire History Centre.

### 111. Decisions taken by Cabinet Members under Delegated Powers

**Decision** – That the following decisions taken by Cabinet Members under delegated powers be noted:

Cabinet Member	Decision
Deputy Leader and Cabinet Member for Health, Care and Wellbeing	In approving that the Council administers the Warm Homes Fund internally and puts in place contracts with E.ON as required to provide the service.

### 112. Forward Plan of Key Decisions

The Forward Plan of Key Decisions for the period 15 May to 18 September 2019, which detailed the following issues, was approved:

Subject Matter	Contact
Final Outturn Report for 2018/19	Name: Rachel Spain Tel: (01785) 854455
Adult Learning Disability Community Offer 2022	Name: Amy Evans Tel: (01785) 277160
Development of Council Owned Older People’s Nursing Homes	Name: Helen Trousdale Tel: (01785) 277008
Waste Disposal Arrangements in the North of Staffordshire from 2025	Name: Clive Thomson Tel: (10785) 276522

### 113. Exclusion of the Public

**Decision** – That the public be excluded from the meeting for the following items of business which involve the likely disclosure of exempt information as defined in the paragraphs of Part 1 of Schedule 12A (as amended) of Local Government Act 1972 indicated below.

## PART TWO

### 114. Families Health and Wellbeing Service (0-19) Variation to Contract (Exemption paragraph 3)

**Reasons for the Decision** – To consider a request for a variation to the contract for the Families Health and Wellbeing Service.

**Decision** – (a) That a variation to the existing Families Health and Wellbeing Service to remove the requirement to deliver the Children’s Centre Offer from 2020 be agreed.

(b) That the Children’s Centre contracts be retendered.

**115. Residential Children’s Homes Block Contract**  
(Exemption paragraph 3)

**Reasons for the Decision** – To consider proposals for a residential children’s homes block contract for looked after children.

**Decision** – That the recommendations contained in the report be approved.

**116. Lichfield Southern Bypass Construction Contract Awards**  
(Exemption paragraph 3)

**Reasons for the Decision** – To consider the award of contracts in relation to the construction of the Lichfield Southern Bypass.

**Decision** – That the recommendations contained in the report be approved.

**Philip Atkins OBE**  
**Leader of the Council**