



CABINET - FRIDAY 23 SEPTEMBER 2022

ORDER PAPER

ITEM DETAILS

APOLOGIES FOR ABSENCE

None.

1. MINUTES (Pages 5 - 14)

Proposed motion

That the minutes of the meeting held on 24 June 2022 be taken as read, confirmed, and signed.

2. URGENT ITEMS

None.

3. DECLARATIONS OF INTEREST

Members of the Cabinet are asked to declare any interests in the business to be discussed.

4. MEDIUM TERM FINANCIAL STRATEGY (Pages 15 – 16 and supplementary report pages 3 - 54)

- *The Scrutiny Commission considered a report at its meeting on 7 September and a draft minute is attached to this Order Paper, marked "4a".*
- *Comments have been received on behalf of the Labour Group, attached to this Order Paper, marked "4b"*

Proposed motion

- (a) That the comments of the Scrutiny Commission be noted;
- (b) That noting the significant financial challenges faced by the County Council, including the period 4 monitoring from the current financial year, the proposed approach outlined in the report to updating the Medium Term Financial Strategy (MTFS), be approved;
- (c) That the revised Capital Programme for 2022/23 to 2025/26 as set out in Appendix C to the report be approved and that the Director of Corporate Resources be authorised:

- (i) To approve invest to save schemes for inclusion in the Capital Programme
 - (ii) In consultation with the relevant Chief Officer and following consultation with the relevant Lead Member, to pause capital schemes subject to further review and until additional cost information becomes available.
- (d) That each Chief Officer in consultation with the Director of Corporate Resources and following consultation with the relevant Lead Member(s), be requested to;
- (i) Take action as necessary to bring forward, where possible, savings already budgeted for within the MTFS 2023/24 to 2025/26, including the current (2022/23) financial year;
 - (ii) Undertake work to develop a savings programme including preliminary work such as consultation, as considered appropriate to enable the Council to develop further savings for inclusion in the roll forward of the MTFS;
- (e) That it be noted that no final commitments will be made on (i) and (ii) above before decisions on these matters are taken by elected members either as part of the County Council's MTFS for 2023/24-2026/27 or by the Cabinet following a report setting out full details of any proposed changes;
- (f) That the position regarding the level of income received from local NHS bodies to cover social care costs, and the proposals to work with NHS colleagues to help to increase this, be noted;
- (g) That the allocation of up to £0.4m in total for the provision of free school meal vouchers during October Half Term be approved, noting that additional Government funding is expected to reimburse the Council for a part or the whole of this sum.

5. NORTH AND EAST MELTON MOWBRAY DISTRIBUTOR ROAD – APPROVAL TO SUBMIT FULL BUSINESS CASE. (Pages 17 - 24)

Proposed motion

- (a) That the latest position with regard to the North East Melton Mowbray Distributor Road (NE MMDR) timetable for the implementation for the scheme including on-going work with the prospective contractor on a target cost price be noted;

- (b) That the Director of Environment and Transport in consultation with the Director of Corporate Resources and following consultation with the relevant Cabinet Lead Member be authorised to submit the Full Business Case to the Department for Transport (DfT) provided that the outcome of the target cost price exercise demonstrates the NE MMDR scheme still represents value for money;
- (c) That a further report be submitted to the Cabinet in December 2022 detailing the outcome of the target price exercise and confirmation of funding from the DfT to enable the Cabinet to consider whether to move to the formal construction phase.

6. LEICESTER AND LEICESTERSHIRE AUTHORITIES – STATEMENT OF COMMON GROUND RELATING TO HOUSING AND EMPLOYMENT LAND NEEDS (Pages 25 - 670)

- *The Scrutiny Commission considered a report at its meeting on 7 September and a draft minute is attached to this Order Paper, marked “6”.*

Proposed motion

- (a) That the comments of the Scrutiny Commission be noted;
- (b) That the completion of associated evidence work on the Housing and Economic Needs Assessment and Sustainability Appraisal (Appendices B to E of the report), which has informed the Statement of Common Ground, be noted;
- (c) That the County Council becomes a signatory to the Leicester and Leicestershire Statement of Common Ground Relating to Housing and Employment Land Needs, June 2022, (Appendix A to the report);
- (d) That the increased infrastructure requirements associated with the additional 18,700 homes and 23 hectares of employment land being accommodated in the County as a consequence of Leicester’s unmet need be noted;
- (e) That the increased financial burden to provide key infrastructure in the County be reflected in a revised allocation of Business Rate funding pool between the City Council, the County Council and the district councils and that this is considered during current discussions.

7. CHARNWOOD LOCAL PLAN (2021 – 2037) LATEST POSITION. (Pages 671 - 674 and supplementary report pages 3 -16)

Proposed motion

- (a) That it be noted that the position taken by Charnwood Borough Council on the first day of the Examination in Public was a change from the Local Plan it had submitted and which the County Council had agreed to support with conditions;

- (b) That the evidence, clarification and information the County Council requires to enable it to support Charnwood Borough Council's proposed changed strategy for dealing with unmet need from the City of Leicester, as put to the Inspectors, as set out in paragraph 50 of this report, be noted;
- (c) That the potential consequences for the County Council arising from the delay to the Examination in Public be noted;
- (d) That the interim approach to dealing with planning applications in Charnwood be approved and that, as the local planning authority, Charnwood Borough Council's support for its implementation be sought;
- (e) That Charnwood Borough Council be notified that it is the County Council's view that:
 - (i) the Borough Council needs to establish new formal governance and joint working arrangements with the County Council to oversee the preparation for the next stage of its Local Plan and beyond.
 - (ii) in the event that the Borough Council is required to reconsider its housing strategy following the Examination in Public in October 2022, it should give due consideration to the inclusion of new sites to accommodate additional housing as well as the distribution of additional housing across sites identified in the Charnwood Local Plan (2012 – 2037) submitted to the Inspectorate in December 2021.
- (f) That the Chief Executive, following consultation with the Leader of the County Council and the Lead Members for Children and Family Services and Highways, Transportation and Flooding, and on advice from the Director of Law and Governance, be authorised to:
 - (i) keep under review the basis for the County Council's position for the purposes of the Examination in Public; and
 - (ii) make such changes to that position as may be required in the light of evolving circumstances, including in respect of Charnwood Borough Council's position on how it proposes to deal with the City's unmet housing need and the Examination's progress, including to update and/or to prepare new documentation as required for the Examination in Public; and
 - (iii) take all required steps should it be necessary for the County Council to make any formal submission on the position taken by Charnwood Borough Council when the Examination in Public resumes.

8. ADULT SOCIAL CARE REFORM – MARKET SHAPING AND CHARGING REFORM (Pages 675 - 694)

- *The Adults and Communities Overview and Scrutiny Committee considered a report at its meeting on 5 September and a draft minute is attached to this Order Paper, marked “8”.*

Proposed motion

- (a) That the comments of the Adults and Communities Overview and Scrutiny Committee be noted;
- (b) That the significant developmental work underway to prepare for the Charging Reform be noted;
- (c) That the potential financial implications of implementing Adult Social Care Reforms requirements be noted;
- (d) That the Director of Adults and Communities, in consultation with the Director of Corporate Resources and following consultation with Lead Members for Adults and Communities and Resources, be authorised to:
 - (i) submit a response to the Government consultation on the distribution of funding to support the reform of the Adult Social Care Charging System in 2023 to 2024;
 - (ii) submit the final version of the outcome of the Fair Cost of Care exercise for care homes and home care and the initial Market Sustainability Plan, including commissioning proposals for 2023/24 and 2024/25, to the Department of Health and Social Care before the 14 October 2022 deadline.

9. EXTRA CARE SERVICE REVIEW AND PROCUREMENT (Pages 695 - 702)

- *The Adults and Communities Overview and Scrutiny Committee considered a report at its meeting on 5 September and a draft minute is attached to this Order Paper, marked “9”.*

Proposed motion

- (a) That the comments of the Adults and Communities Overview and Scrutiny Committee be noted;
- (b) That the outcome of the review of the Extra Care Service be noted;
- (c) That the proposed changes to the way in which the Wellbeing Service element of the Extra Care Service is delivered be approved;

- (d) That the Director of Adults and Communities be authorised to commence a procurement exercise for the care and support provided in the Leicestershire extra care housing schemes and enter into any contractual arrangements necessary to bring into effect the provision from 1 April 2023.

10. LEICESTERSHIRE AND RUTLAND SAFEGUARDING ADULT BOARD ANNUAL REPORT 2021/22 (Pages 703 - 718)

- *The Adults and Communities Overview and Scrutiny Committee considered a report at its meeting on 5 September and a draft minute is attached to this Order Paper, marked "10".*

Proposed motion

- (a) That the comments of the Adults and Communities Overview and Scrutiny Committee be noted;
- (b) That the Leicestershire and Rutland Safeguarding Adult Board Annual Report for 2021/22 be noted.

11 LEICESTERSHIRE AND RUTLAND SAFEGUARDING CHILDREN PARTNERSHIP ANNUAL REPORT 2021/22 (Pages 719-740)

- *The Children and Families Overview and Scrutiny Committee considered a report at its meeting on 6 September and a draft minute is attached to this Order Paper, marked "11".*

Proposed motion

- (a) That the comments of the Children and Families Overview and Scrutiny Committee be noted;
- (b) That the Leicestershire and Rutland Safeguarding Children Partnership Annual Report for 2021/22 be noted.

12 LEICESTERSHIRE COUNTY COUNCIL COMMUNITY SAFETY STRATEGY 2022 – 2026 (Pages 741 - 752)

- *The Scrutiny Commission considered a report at its meeting on 7 September and a draft minute is attached to this Order Paper, marked "12".*

Proposed motion

- (a) That the comments of the Scrutiny Commission be noted;
- (b) That the response to the consultation exercise on the County Council's draft Community Safety Strategy 2022 - 2026 be noted;
- (c) That the Strategy be submitted to the Council for approval on 7 December 2022.

13 EXCEPTION TO CONTRACT PROCEDURE RULES TO PROVIDE ADOPTION SUPPORT FUND – THERAPEUTIC SERVICES (Pages 753 - 756)

Proposed motion

That an exception to the Contract Procedure Rules be approved to enable the Director of Children and Family Services to agree the direct award of contracts to therapeutic service suppliers referred to in paragraph 18 of the report for the provision of therapy to eligible adopted children, up to a maximum date of 30 June 2023 with a maximum combined spend of up to £865,000.

14 CORPORATE ASSET INVESTMENT FUND ANNUAL PERFORMANCE REPORT 2021-22. (Pages 757 - 786)

- *The Scrutiny Commission considered a report at its meeting on 7 September and a draft minute is attached to this Order Paper, marked "14".*

Proposed motion

- That the comments of the Scrutiny Commission be noted;
- That the performance of the Corporate Asset Investment Fund for the period April 2021 to March 2022 as set out in the Annual Report, be noted.

15 CORPORATE ASSET MANAGEMENT PLAN 2022- 2026. (Pages 787 - 838)

- *The Scrutiny Commission considered a report at its meeting on 7 September and a draft minute is attached to this Order Paper, marked "15".*

Proposed motion

- That the comments of the Scrutiny Commission be noted;
- That the draft Corporate Asset Management Plan 2022 – 2026 be approved.

16 CORPORATE COMPLAINTS AND COMPLIMENTS ANNUAL REPORT 2021/22 (Pages 839 - 867)

Proposed motion

That the Corporate Complaints and Compliments Annual Report, covering the period 1 April 2021 to 31 March 2022, be noted

17. ITEMS REFERRED FROM OVERVIEW AND SCRUTINY

None.

18. ANY OTHER ITEMS WHICH THE CHAIRMAN HAS DECIDED TO TAKE AS URGENT -

None.

19. EXCLUSION OF THE PRESS AND PUBLICProposed motion

That under Section 100A of the Local Government Act 1972, the public be excluded for the following item of business on the grounds that it involves the likely disclosure of exempt information as defined in Paragraphs 1, 3 and 10 of Part 1 of Schedule 12A of the Act and that, in all circumstances of the case, the public interest in maintaining the exemption outweighs the public interest in disclosing the information.

East Midlands Development Company Limited

20. EAST MIDLANDS DEVELOPMENT COMPANY LIMITED.**Officer to contact**

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