

MEETING OF THE CABINET – 26th OCTOBER, 2017

NOTICE OF DECISIONS

Notice is given that the Cabinet, at its meeting held on 26th October, 2017, made the following decisions in respect of the items listed.

<u>Item</u>	<u>Decision</u>
Medium Term Financial Strategy	<ol style="list-style-type: none">(1) That the actions of the External Auditors, as set out in paragraph 8 of the report, be noted.(2) That the forecast variances to the budget in 2017/18, as set out in paragraphs 9 to 11 of the report, be noted.(3) That the various issues and risks which will need to be taken into account in finalising the budget proposals for 2018/19, and the Medium Term Financial Strategy, be noted.(4) That the process to identify services to be funded from Public Health Grant (PHG), as set in paragraph 33, be noted.(5) That the preliminary financial strategy outlined in the report as a basis for scrutiny and consultation, be approved.

That the Council be recommended:-

- (1) That in respect of the Council Tax Relief (CTR) scheme, after considering the outcomes of the consultation, member scrutiny, the equality impact assessment and the Council's financial position, approval be given to:-
 - the minimum payment of Council tax to be increased from 22% to 23%;
 - a new vulnerable category of "care leaver" be created and where a CTR claim is made by a care leaver and their CTR award is calculated to be 100%, they would receive 100% and would not have to pay Council Tax.
- (2) That approval be given to the proposal to document the CTR scheme in such a manner that any personal allowances, premiums, disregards and non-dependent deductions are automatically linked to equivalent annually up-rated values published by central government in either Housing Benefit Legislation or the prescribed Council Tax Reduction Scheme for pensioners (including any other miscellaneous amendments to the aforementioned legislation that are relevant to our local scheme), thus allowing any approved scheme locally to be automatically carried forward to future years, without the need for annual

public consultation and re-approval, until such time that further scheme changes are considered.

- (3) That the Chief Officer Finance and Legal Services in consultation with the Cabinet Member for Finance and Legal Services be authorised to:-
- pay over to the Combined Authority (CA) funding received from Department for Communities and Local Government (DCLG) in respect of growth in the central share of business rates for 2016/17, as set out in paragraph 24;
 - agree final details and make payment to the CA of Dudley's contribution from business rates for 2017/18, subject to all authorities agreeing to contribute on the same basis, as set out in paragraph 25.
- (4) That the delegation for approval of voluntary and compulsory redundancies to the Cabinet Member for Corporate Transformation and Performance and the Chief Officer for Corporate Transformation and Performance, be agreed up to the maximum provided for in the budget forecasts for direct redundancy costs and the capitalised cost of pension strain in respect of redundancies required to achieve the proposed savings set out in this report.
- (5) That progress with the review of procurement, as set out in paragraph 29 of the report, be noted,

Capital Programme Monitoring

That the Council be recommended:-

- (1) That current progress with the most significant capital schemes, as set out in Appendix A, be noted.
- (2) That the Urgent Amendments to the Capital Programme, as set out in paragraphs 6 and 7 of the report, be noted.

Review of Housing Finance

That the Council be recommended to:-

- (1) Approve the revised Housing Revenue Account (HRA) budget for 2017/18, as set out in paragraphs 6 and 7 and Appendix 1.
- (2) Approve the revised Public Sector Housing Capital Programme for 2017/18, as set out in Appendix 2.
- (3) Note the proposals, as set out in paragraph 2, for consideration by the Place Scrutiny Committee prior to approval by Cabinet, and where relevant, to Council in February 2018.

Black Country Sustainability transformation Plan Memorandum of Understanding	<p>(1) That the proposals contained within the Black Country Sustainability and Transformation Partnership (STP) Memorandum of Understanding document, be noted.</p> <p>(2) That subject to the various comments and concerns raised at the meeting the development of a Memorandum of Understanding and the Black Country Sustainability and Transformation Partnership, be approved in principle.</p> <p>(3) That the Strategic Director People be authorised to undertake further discussions and negotiations with Black Country local authorities in order to explore how the Council could work collaboratively and in partnership with key stakeholders to ensure the effective delivery of health and care services within a 'placed' based model within the borough.</p>
Plans for the Former Coseley School Site	<p>(1) That the information contained in the report, together with the amendment to paragraph 23, to delete the words "and Year 1 classes", be noted.</p> <p>(2) That the granting of licences, leases and other agreements as required to the Collegiate Academy Trust, to enable the Coseley Technology Primary Free School to occupy part of the former Coseley School site, be approved.</p> <p>(3) That approval be given to continuing negotiations in regard to the provision of a secondary phase free school on the same site.</p>
Blackbrook Valley Local Development Order (LDO): Consultation on the Draft Document	That approval be given to the draft Blackbrook Valley Local Development Order (LDO) as a basis for public consultation from Friday 3 rd November, 2017 to Friday 15 th December, 2017.
Adoption of the Householder Local Development Order (LDO)	That the changes to the design code, application form and website, be noted.
West Midlands Fire Service Governance	<p>That the Council be recommended to:-</p> <p>(1) Approve the prepared Governance Review and Scheme.</p> <p>(2) Agree to move forward to public consultation for the Scheme and proposed Governance Model.</p> <p>(3) Delegate authority to the Chief Executive to make any necessary minor amendments to the Governance Review and Scheme prior to public consultation.</p> <p>(4) Support and lead on the public consultation in the Dudley Metropolitan Borough area on behalf of the West Midlands Combined Authority (WMCA).</p>

- (5) Note the timeline of this governance route to the Mayoral Combined Authority.

Annual Review of the Constitution

That the Council be recommended to approve:-

- (1) The re-titled post of Cabinet Member for Regeneration and Enterprise.
- (2) The revised Officer Employment Procedure Rules as set out in Appendix 1, subject to clarification on Members acting as referees for officers or candidates for appointment as officers of the Council.
- (3) The revised Access to Information Procedure Rules, as set out in Appendix 2, including the updated definition of a 'Key Decision'.
- (4) The consistent application of the requirement contained in Article 4.02, so that only the full Council will approve the making, amending, revoking, re-enacting or adopting of byelaws.
- (5) The amendment of Article 6.05 to clarify that Members of Scrutiny Committees may participate in the scrutiny of specific decisions or items of business provided that they have not been directly affected in the decision(s) being scrutinised and they are not otherwise prevented from participating by virtue of having an interest in the matter under the Members' Code of Conduct.
- (6) The amendment of Article 11.01 to reflect the general power of competence set out in Section 1 of the Localism Act 2011.
- (7) The introduction of a new Article 11.06 relating to the powers to establish companies under the Local Government Act 2003 and the Localism Act 2011.
- (8) The specific amendments to Part 3 of the Constitution (Scheme of Delegation) as set out in paragraphs 23 to 30 of the report.

Recommendation from the Corporate Scrutiny Committee – 26th September, 2017 – Redundancy and Re-engagement

- (1) That option 1 be approved as the preferred option to be adopted by the Council with the exception that casual workers be classed as exempt.
- (2) That the Chief Executive and Strategic Directors be authorised to disapply this protocol in very exceptional cases

- (3) That the Council's Managing Employees at Risk of Redundancy Policy be amended to reflect this decision.

The details of the above items are set out in the reports submitted to the meeting of the Cabinet. Copies of the public reports may be obtained from Democratic Services (contact 01384 815235) or e-mail democratic.services@dudley.gov.uk or on the Committee Management Information System on the Council's Website.

Except where matters have been referred to the Council, the decisions will come into force, and may then be implemented, on the expiry of five working days from 27th October, 2017 unless a Scrutiny Committee objects to a decision and calls it in.

Mohammed Farooq
Monitoring Officer

The Council House, Priory Road, Dudley, West Midlands

Dated: 27th October, 2017

(Display until 6th November, 2017)