

## CABINET

The following decisions were taken by the Cabinet on Tuesday, 18 October 2016 and will take effect on 28/10/2016 unless the call-in procedure has been triggered. **CALL-IN DEADLINE: 27/10/2016.**

The following represents a summary of the decisions taken by the Cabinet. It is not intended to represent the formal record of the meeting but to facilitate the call-in process. The formal minutes will be published in due course to replace this decision sheet.

County Members wishing to request a call-in on any of these matters, should contact the Senior Manager for Scrutiny or relevant Democratic Services Officer.

The Cabinet at its meeting on Tuesday, 18 October 2016 considered the following matters and resolved:

### **Members' Questions** (Item 4a)

A question was received from Mrs Hazel Watson and a response can be found at **Appendix 1.**

- **PUBLIC QUESTIONS** (Item 4b)

A question was received from Dominick Lemanski a response can be found at **Appendix 2.**

- **PETITIONS** (Item 4c)

None received.

- **REPRESENTATIONS RECEIVED ON REPORTS TO BE CONSIDERED IN PRIVATE** (Item 4d)

None.

- **REPORTS FROM SCRUTINY BOARDS, TASK GROUPS, LOCAL COMMITTEES AND OTHER COMMITTEES OF THE COUNCIL** (Item 5)

A report was received from the Economic Prosperity, Environment and Highways Board regarding Winter Maintenance and a response to this can be found as **Appendix 3.**

- **SURREY SAFEGUARDING ADULTS BOARD ANNUAL REPORT 2015-2016** (Item 6)

### **RESOLVED:**

That the Cabinet considered and noted the attached Surrey Safeguarding Adults Board Annual Report prior to it being published.

### **Reasons for Decisions**

This annual report highlights the achievements of the Surrey Safeguarding Adults

Board during the year and provides the Cabinet with an opportunity to understand the issues within the Adult Social Care directorate in respect of safeguarding over the past year.

- **SUSTAINABILITY AND TRANSFORMATION PLANS (Item 7)**

**RESOLVED:**

That the Cabinet:

1. noted the update on the emerging NHS Sustainability and Transformation Plans;
2. approved the terms of reference for, and the County Council's participation in, the Surrey Heartlands Sustainability and Transformation Plan Committees in Common;
3. appointed the Chief Executive, the Cabinet Member for Wellbeing and Health and the Strategic Director Adult Social Care and Public Health to Surrey County Council's Sustainability and Transformation Committee (as part of the Surrey Heartlands STP Committees in Common arrangement) and delegates authority for them to sign off the final Surrey Heartlands Sustainability and Transformation Plan submission and delivery plan; and
4. delegated authority to the Chief Executive, in consultation with the Leader of the Council and Cabinet Member for Wellbeing and Health, to sign off the Frimley Health and Care and Sussex and East Surrey Sustainability and Transformation Plan submissions and associated delivery plans on behalf of the Council through its membership of the relevant Sustainability and Transformation Plan Transformation / Programme Boards.

**Reasons for Decisions**

The deadlines and tight timescales for the preparation and submission of NHS Sustainability and Transformation Plans necessitate the recommendation included in this report to delegate authority to sign off the STPs on behalf of the Council ahead of the deadline for submission to NHS England.

- **DELIVERY OF NEW SPEECH AND LANGUAGE THERAPY SERVICE AND JOINT COMMISSIONING ARRANGEMENTS FOR SPECIALIST SCHOOL NURSING SERVICE (Item 8)**

**RESOLVED:**

It is recommended that the Cabinet agree that:

1. Surrey County Council will continue to jointly commission the Specialist School Nursing service with Surrey Clinical Commissioning Groups.
2. the speech and language therapy service for special schools and specialist settings will be transferred to Surrey County Council alongside the mainstream school service from April 2017
3. That approximately 64 staff will transfer across to Surrey County Council from April 2017.

## **Reasons for Decisions**

### **Speech and Language Therapy**

In February 2014, Cabinet agreed to issue new contracts to Virgin Care Services Ltd and CSH Surrey Ltd for an additional three years whilst joint commissioning arrangements were agreed with Health. These contracts expire in March 2017; therefore there is a requirement for new service arrangements to be in place from April 2017.

In May, 2015, Cabinet agreed the following decisions regarding the future joint commissioning and delivery of a Speech and Language Therapy Service in Surrey:

1. that the Cabinet approves the draft commissioning strategy and the five joint commissioning principles within the strategy;
2. that the Cabinet agrees in principle to the realignment of commissioning responsibilities for the Council and Surrey Clinical Commissioning Groups;
3. that the Cabinet agrees for work to continue in developing a detailed costing model for a new speech and language therapy service. At this stage it is estimated to mean an increase of £377,000 in the Council's budget, to be made available from the Schools' High Need Block and will be subject to Schools Forum approval in June; and
4. that the Cabinet agrees that the new speech and language therapy service should be procured through devolving funding directly to special schools and specialist centres and bringing the mainstream service in-house to the Council. This service will be fully in place from September 2016.

The joint commissioning strategy agreed between Surrey County Council (SCC) and Surrey Clinical Commissioning Groups (CCG) means the realignment of commissioning responsibilities for each organisation. SCC will become responsible for commissioning the school aged services and Surrey CCGs will re-direct resource into Early Years.

This Cabinet paper sets out further changes to the proposals detailed in the May 2015 Cabinet paper. These changes are:

- postponing the implementation date from September 2016 to April 2017. This date was put back whilst discussions took place with current providers of the service. Following further dialogue, both providers were satisfied that their concerns were being addressed and implementation could progress; and
- bringing the service for specialist settings (Surrey special schools and specialist centres) into SCC to sit alongside the mainstream service.

A jointly commissioned service that brings the school-aged service into SCC will offer the following benefits. These include:

- a service that achieves value for money – where the therapy service will be educationally focused and child-centred;
- reducing the gap in accessing speech and language therapy input between children and young people who have an Education, Health and Care plan and those that do not;

- offering a school-based delivery model rather than a health-focused one, will enable therapists to focus their time on supporting the child and school;
- removing barriers in accessing the service, for example, restrictions relating to where a child might live or which GP the child is registered with will no longer apply;
- investment into the early years service which reduces waiting times from referral and intervention, building trust and confidence in the system for families and reducing the number of children entering school with speech, language and communication needs;
- jointly commissioned speech and language therapy services across Surrey for children and young people aged 0-25 years;
- a service model which has been evidenced to work in other local authority areas and that has an impact on achieving positive outcomes for children and young people;
- clear commissioning principles and arrangements in place with Education and Health, including funding responsibilities; and
- improving the school offer in state funded provision, therefore instilling trust and confidence for families in the local school provision and reducing Surrey's reliance on the non-maintained and independent sector.

The Children and Families Act 2014 is clear that most speech, language and communication needs form part of a child's overall education needs and are not health related. On-going contract management of the current speech and language therapy services in Surrey has not been able to reshape a Health managed service into one that can provide schools with what they need to embed this service into their education offer for children and young people. In the new service, working days and leave will be organised around the school day and entitlement to the service will no longer be based on where a child lives or which GP a child is registered with. Recruitment, selection and training of therapy staff that is managed by an education service will ensure that staff are equipped with the skills and understanding to support schools and children and young people in the classroom. In addition, aspects of record keeping and training mandated by the Health service will no longer apply, freeing up therapists' time to provide direct therapy support.

A jointly commissioned service between SCC and Surrey CCGs across Surrey will provide an equitable and consistent offer for children and young people aged 0-25 years. This means that children and young people will access the service based on need regardless of whether they have a statutory plan in place or not.

Approximately 64 staff will be transferring across to SCC from April 2017 and Cabinet should be reassured that a key set of principles with regards to TUPE are being applied to the process.

### **Special School Nursing Service**

There was reference in the May 2015 Cabinet paper that the Council would cease

funding of this service and resources would be re-directed into the new speech and language therapy service. This was ultimately not possible as the service would be effectively decommissioned. Instead, SCC negotiated a 50:50 funding arrangement with CCGs, improving the SCC position from the current funding of 66%.

The SEND 2020 programme focuses on the importance of developing local provision for children and young people with Special Educational Needs and Disabilities (SEND) through joint partnership with Health. Jointly commissioning the Special School Nursing Service supports the new SEND joint inspection framework and SEND Performance scorecard.

- **LOCAL GOVERNMENT FINANCE SETTLEMENT - TECHNICAL CONSULTATION** (Item 9)

**RESOLVED:**

1. That the Council's response to the consultation paper (Annex 1 of the submitted report), be approved.
2. That the Leader's covering letter to the Department for Communities and Local Government (Annex 2 of the submitted report) be approved.

**Reasons for Decisions**

Surrey County Council (SCC) is facing a significant financial challenge in creating a balanced and sustainable budget for 2017/18 and beyond. The methodologies to distribute resources within the Local Government Finance Settlement will have a material impact on the council's funding.

- **FINANCE AND BUDGET MONITORING REPORT TO 30 SEPTEMBER 2016** (Item 10)

**RESOLVED:**

1. That the forecast revenue budget outturn for 2016/17 is a +£22.4m overspend (Annex, paragraph 1 of the submitted report) be noted.
2. That the forecast efficiencies and service reductions for 2016/17 is £60.3m (Annex, paragraph 32 of the submitted report) be noted.
3. That the quarter end positions for: balance sheet, earmarked reserves, debt and treasury management (Appendix, paragraphs App 8 to App 32 of the submitted report) be noted.
4. That the Section 151 Officer's commentary, Financial and Value for Money Implications and the Monitoring Officer's Legal Implications commentary (main report, paragraphs 14 to 18 of the submitted report) be noted.
5. That Members and officers should act urgently to identify, agree and implement actions to reduce the 2016/17 overspend (Annex, paragraph 4 of the submitted report)
6. That the Cabinet and other leading members to bring the council's budget issues to the attention of Surrey's MPs (Annex, paragraph 5 of the

submitted report)

7. That a request to reprofile Surrey Fire & Rescue Service's capital budget (Annex, paragraph 42 of the submitted report) be approved.

### **Reasons for Decisions**

This report is presented to comply with the agreed policy of providing a monthly budget monitoring report to Cabinet for approval and action as necessary.

- **LEADERSHIP RISK REGISTER** (Item 11)

#### **RESOLVED:**

That the content of the Surrey County Council Leadership risk register (Annex 1 of the submitted report) be noted and the control actions put in place by the Statutory Responsibilities Network be endorsed.

### **Reasons for Decisions**

To enable the Cabinet to keep Surrey County Council's strategic risks under review and to ensure that appropriate action is being taken to mitigate risks to a tolerable level in the most effective way.

- **STREET LIGHTING - INTRODUCTION OF A PART NIGHT LIGHTING PROGRAMME** (Item 12)

#### **RESOLVED:**

1. That the implementation of a part-night lighting policy across Surrey commencing with residential roads where assessed safe to do so be approved resulting in lights in selected roads being turned off from midnight to 0500 hours each night.
2. That authority be delegated to the Assistant Director for Highways and Transport in consultation with the Cabinet Member for Highways, Transport and Flooding to determine the final programme of roads included and in future to vary the road categories to be included and future timings of part-night lighting in response to local circumstances where assessed to be safe to do so.

### **Reasons for Decisions**

The introduction of the Central Management System for controlling street lights initially allowed the Council to introduce a dimming regime in 2010 but also provided the future flexibility to adapt lighting profiles including turning lights off. The expected £210,000 annual saving represents a 7% saving on the Council's electricity budget. The reduction in CO2 output by 1250 tonnes per annum as a result not only contributes to the Council's objective to reduce its CO2 impact but achieves a further £22,500 saving in avoided Carbon Tax.

The recommendations follow a review of the increasing number of local authorities implementing part-night lighting and the outcome of the research by the LANTERNS project as described in point 8. Whilst the Council's public consultation identified concerns around personal safety and road safety with

implementing part-night lighting, over 75% of respondents were in favour of switching off at least some street lights.

Building on good practice in other local authorities, the introduction of part-night lighting will only be implemented in locations where it is deemed safe to do so based on a combination of factors including a site visit and risk assessment and, consultation with the Council's Road Safety Team and Surrey Police to mitigate against the concerns highlighted

- **INVESTMENT IN TRANSPORT AND HIGHWAYS INFRASTRUCTURE - ADDITIONAL SCHEMES IN THE THIRD TRANCHE OF THE LOCAL GROWTH FUND (Item 13)**

Cabinet has deferred consideration of this item until such times as a sustainable budget for the County Council has been achieved.

- **RIVER THAMES SCHEME FUNDING CONTRIBUTION (Item 14)**

**RESOLVED:**

That the Cabinet approved a total funding contribution of £2.5m from 2016-20 towards capital activities in the development phase of the River Thames Scheme.

**Reasons for Decisions**

Cabinet has previously indicated its support for the scheme by approving provision of £2.5m in the Medium Term Financial Plan in March 2016. A decision is now required for the contributions to be enacted.

Although there is no specific statutory responsibility for the County Council to contribute to flood alleviation schemes, in its capacity as Lead Local Flood Authority SCC has a duty to develop a strategy for flood risk management and to adopt a co-ordinated and co-operative approach with other Risk Management Authorities under sections 9 and 13 of the Flood and Water Management Act 2010 respectively. Delivery of the RTS is both part of SCC's strategy for flood risk management and a key element of its co-ordinated approach with partners; therefore a contribution towards delivery of the RTS will enable the Council to fulfil these particular statutory responsibilities.

Flooding is a significant concern to the residents of Surrey. The River Thames Scheme would significantly reduce the risk and impact of flooding to a number of communities in the County and provision of this funding would assist with the development of the scheme and will show a strong commitment to supporting the EA and other partners in successfully delivering the scheme.

- **APPROVAL FOR THE SURREY FIRE AND RESCUE SERVICE TO TRIAL THE USE OF INITIAL RESPONSE VEHICLES AND AWARD A CONTRACT FOR THE PROVISION (Item 15)**

Cabinet has deferred consideration of this item until such times as a sustainable budget for the County Council has been achieved.

- **LEADER / DEPUTY LEADER / CABINET MEMBER DECISIONS TAKEN SINCE THE LAST CABINET MEETING (Item 16)**

**RESOLVED:**

That the decisions taken by Cabinet Members since the last meeting as set out in Annex 1 of the submitted report be noted.

### **Reasons for Decisions**

To inform the Cabinet of decisions taken by Cabinet Members under delegated authority.

- **AWARD A CONTRACT FOR SFRS INITIAL RESPONSE VEHICLE CONCEPT FROM 4 NOVEMBER 2016.** (Item 18)

Cabinet has deferred consideration of this item until such times as a sustainable budget for the County Council has been achieved.

- **PROPERTY TRANSACTION 1** (Item 19)

#### **RESOLVED:**

1. That Surrey County Council agrees to provide equity investment and a long-term loan to its wholly owned property company, Halsey Garton Property Ltd (HGP), as detailed in paragraphs 11 to 13 of the submitted report.
2. That Legal Services be authorised to agree appropriate contractual arrangements for the provision of financing on behalf of the Council with funds to be released upon the completion of appropriate due-diligence in relation to the property acquisition.
3. That HGP be authorised to acquire the freehold interest in the property as detailed in the submitted part 2 report for a total purchase cost, including associated costs of purchase, as set out in the submitted report.

### **Reasons for Decisions**

The provision of financing to the Council's property company to facilitate the proposed investment acquisition is in accordance with the Council's Investment Strategy and provides an asset that will contribute to the creation of a diversified portfolio over time to spread risk.

The investment will deliver an ongoing income to the Council, enhancing financial resilience in the longer term.

- **PROPERTY TRANSACTION 2** (Item 20)

#### **RESOLVED:**

1. That Surrey County Council agrees provide equity investment and a long-term loan to its wholly owned property company, Halsey Garton Property Ltd (HGP) as outlined in paragraphs 10 to 12 of the submitted report.
2. That Legal Services be authorised to agree appropriate contractual arrangements for the provision of financing on behalf of the Council with funds to be released upon the completion of appropriate due-diligence in relation to the property acquisition.
3. That HGP be authorised to acquire the freehold interest in the property as detailed in the submitted part 2 report for a total purchase cost, including

associated costs of purchase, as set out in the submitted report.

### **Reasons for Decisions**

The provision of financing to the Council's property company to facilitate the proposed investment acquisition is in accordance with the Council's Investment Strategy and provides an asset that will contribute to the creation of a diversified portfolio over time to spread risk.

The investment will deliver an ongoing income to the Council enhancing financial resilience in the longer term.

## ● **PROPERTY TRANSACTION 3 (Item 21)**

### **RESOLVED:**

1. That Property Services be instructed to progress and submit a detailed planning application to enable the construction and development of a headquarter training and production facility as set out in paragraph 20 of the submitted report.
2. That Property Services commence the contractor selection programme, with pre-construction contracts to be awarded at SCC's risk and full contract award pending receipt of a Resolution to Grant of a planning approval.
3. That Property Services conclude the negotiation of commercial terms with the proposed tenant and enter into an Agreement for Lease on a 'subject to planning' basis upon confirmation from the Chief Property Officer that the terms agreed with the tenant comply with S123 of the Local Government Act 1972.
4. That approval be delegated to proceed to the two stage construction process for Phase 2 of the project to the Chief Executive, in consultation with the Leader of the Council and Cabinet Member for Business Services & Residence Experience, subject to the following pre-conditions:
  - receipt of a resolution to grant of a detailed planning consent;
  - completion of the Agreement for Lease with the tenant in line with the heads of terms; and
  - confirmation that agreed contracts do not exceed a gross capital cost as detailed in the submitted report, or where this is exceeded, it relates solely to Tenant works which are to be recovered in full.

### **Reasons for Decisions**

To allow Surrey County Council to secure a significant, pre-committed and long term revenue stream in line with the Council's stated Investment Strategy from the development of a bespoke and advanced headquarter training and production facility on a pre-let basis.

This development means that there continues to be the opportunity to make available the remaining land area and offices within the Phase 1 construction just completed for emergency service use. Such accommodation may be required, subject to any necessary revised planning consent, in any future joint strategic partnership for a combined dispatch and control centre or shared operational office/training accommodation as part of the Public Service Transformation Network (PSTN).

**Member Questions**

Question (1) from: Cllr Hazel Watson

Surrey County Council recently carried out an office occupancy survey. What was the occupancy rate of the county council's offices? Which offices are wholly or partially underoccupied, and by what percentage?

**Reply:**

The Council has not carried out an Occupancy Survey at this time.

**Ms Denise Le Gal**  
**Cabinet Member for Business Services and Resident Experience**  
**18 October 2016**

**Public Questions**

Question (1) from: Dominick Lemanski

Why is nothing being done to address the dire state of the road network in Tandridge?

The roads are deteriorating every year across the borough and little is done to address the problem.

**Reply:**

Roads in Tandridge make up 11% of the total road network in Surrey. Since the Operation Horizon programme began in 2012 schemes in Tandridge have made up 23% of the countywide programme which recognises the poor condition of some roads in the area. Over 110km of roads in Tandridge have been treated since the programme began. Further schemes for future years will depend on achieving certainty of adequate Government funding.

**Mr John Furey**  
**Cabinet Member for Highways, Transport and Flooding**  
**18 October 2016**

**CABINET RESPONSE TO ECONOMIC PROSPERITY, ENVIRONMENT  
AND HIGHWAYS BOARD**

**WINTER MAINTENANCE SAVING COST RECOMMENDATION  
(Considered by Economic Prosperity, Environment and Highways Board on  
8 September 2016.)**

**COMMITTEE RECOMMENDATIONS:**

The Economic Prosperity, Environment and Highways board recommends;

- a. That Officers continue to develop a financial plan for the Thermal Mapping proposal, to ensure a significant saving is returned against the initial revenue expenditure, albeit in future financial years.
- b. That Cabinet considers more acceptable means for generating savings from the Environment and Infrastructure budget in order to obtain the £340,000 target for this financial year.

**RESPONSE:**

- a. Officers are continuing to develop a robust business case for the Thermal Mapping proposal and anticipate that they will have enough information by December 2016 to make the decision on whether to proceed with the process. This should allow sufficient time to see the financial benefits of the process for Winter 2017.
- b. Officers are continuing to develop compensating savings proposals for this financial year and will report to Cabinet in Spring next year on the saving proposals for Winter 2017.

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