

## CABINET DECISION RECORD

The following decisions were taken by the Cabinet on Tuesday, 26 July 2022 and will take effect on 04/08/2022 unless the call-in procedure has been triggered.

**CALL-IN DEADLINE: 03/08/2022.**

The following represents a summary of the decisions taken by the Cabinet. It is intended to represent the formal record of the decisions taken and to facilitate the call-in process. The minutes will be published in due course to site alongside this decision sheet.

Members wishing to request a call-in on any of these matters, should contact the Regulatory Business Manager or relevant Committee Manager.

The Cabinet at its meeting on Tuesday, 26 July 2022 considered the following matters and resolved:

- **APOLOGIES FOR ABSENCE** (Item 1)  
Apologies were received from Steve Bax.
- **MINUTES OF PREVIOUS MEETING: 31 MAY 2022** (Item 2)  
These were agreed as a correct record of the meeting.
- **DECLARATIONS OF INTEREST** (Item 3)  
There were none.
- **Members' Questions** (Item 4a)  
There was one member question. The question and response was published as a supplement to the agenda.
- **PUBLIC QUESTIONS** (Item 4b)  
There were two public questions. The questions and responses were published as a supplement to the agenda.
- **PETITIONS** (Item 4c)  
There were none.
- **REPRESENTATIONS RECEIVED ON REPORTS TO BE CONSIDERED IN PRIVATE** (Item 4d)  
There were none.
- **REPORTS FROM SELECT COMMITTEES , TASK GROUPS, LOCAL COMMITTEES AND OTHER COMMITTEES OF THE COUNCIL** (Item 5)  
There were none.

- **LEADER / DEPUTY LEADER / CABINET MEMBER/ STRATEGIC INVESTMENT BOARD DECISIONS TAKEN SINCE THE LAST CABINET MEETING (Item 6)**

That the decisions taken since the last Cabinet meeting be noted.

- **CABINET MEMBER OF THE MONTH (Item 7)**

**RESOLVED:**

That the Cabinet Member of the Month report be noted.

- **INCREASING ACCESS TO LIBRARY BUILDINGS (Item 8)**

**RESOLVED:**

1. That Cabinet agrees the introduction of Open Access technology in thirteen libraries across the county.
2. That Cabinet agrees an initial capital allocation of £345k from the £1.8m identified in the Capital Pipeline.
3. That Cabinet agrees the proposed approach to a phased introduction of Open Access in additional libraries.
4. That Cabinet delegates to the Capital Programme Panel (CPP) the approval of any subsequent release of funding, within the overall envelope identified in the Capital Pipeline and subject to a robust business case.

**Reasons for Decisions:**

Cabinet agreement to introduce Open Access technology into libraries is essential to unlock the full potential of library buildings, increasing access beyond the current opening hours, and empowering communities to reap wider benefit from using these valuable community assets. Thirteen libraries have been prioritised, based on analysis of where there is greatest opportunity to achieve positive impact, and with a good geographic spread across the county. Careful analysis of usage, cost and revenue generation opportunity from the initial thirteen will inform the proposal and business case for future phases of implementation.

*(The decisions on this item can be called-in by the Children, Families, Lifelong Learning and Culture Select Committee)*

- **GOVERNMENT ADULT SOCIAL CARE CHARGING REFORMS (Item 9)**

**RESOLVED:**

1. That Cabinet notes the key changes, implications and overarching risks of the government's Adult Social Care Charging and Fair Cost of Care reforms for Surrey residents and Surrey County Council.
2. That Cabinet notes the collaborative approach and the emerging plans to prepare, and as far as possible mitigate risks, for implementation from October 2023.
3. That Cabinet approves up to £2.9m of the Council's Budget Equalisation Reserve to be used to fund additional expenditure required in 2022/23 to facilitate the implementation of Adult Social Care Charging and Fair Cost of Care reforms above funding provided by government as set out in

**Reasons for Decisions:**

The Government published its Adult Social Care system reform white paper 'People at the heart of care' on 1 December. The intent of the white paper is to *make the system fairer and ensure more people do not face enormous care costs.* In Surrey the reforms will mean the Council will fund care for more people, the availability and therefore the quality of care may be affected, and a significant funding short-fall is anticipated based on current proposed government funding which has been widely commented on as insufficient to meet the full cost of the reforms. With high levels of self-funding residents and existing staffing challenges in Surrey, the implementation timetable means it will be challenging to recruit, upgrade systems and build capacity to support so many residents. Current government guidance recommends an awareness campaign from January – March 2023, assessments starting in April 2023 in readiness for implementation from October 2023.

*(The decisions on this item can be called-in by the Adults and Health Select Committee)*

- **RECOMMENDATION ON THE DELIVERY MODEL FOR EXTRACARE HOUSING AT THE FORMER BENTLEY DAY CENTRE, BANSTEAD HORSESHOE, REIGATE AND BANSTEAD** (Item 10)

**RESOLVED:**

1. That Cabinet approves the development of Extra Care Housing on the former Bentley Day Centre site owned by the Council set out in this paper.
2. That Cabinet approves external delivery of Extra Care Housing at the former Bentley Day Centre through a tender for a strategic development and housing management partner(s) as the preferred option. This site will be tendered with four further sites that have previously been approved for Extra Care Housing by Cabinet.
3. That Cabinet grants delegated authority for contract award to the following officers:
  - a. Deputy Chief Executive, Executive Director for Resources and Section 151 Officer in consultation with the Cabinet Member for Resources
  - b. Executive Director for Adult Social Care in consultation with Cabinet Member for Adult Social Care
4. That Cabinet notes that a separate procurement process will be conducted to identify onsite support and care provision to avoid long-term support and care provision being tied into the development and housing management contract.

**Reasons for Decisions:**

The development of Extra Care Housing on the site set out in this paper will represent an important contribution towards the Council's strategic objective to expand affordable Extra Care Housing provision by 2030.

Tendering for strategic development and housing management partner(s) to take forwards the development of Extra Care Housing on the former Bentley Day Centre is consistent with previous decisions made by Cabinet. In October 2019,

July 2020 and October 2020 Cabinet agreed to identify a strategic partner(s) for the development and housing management of Extra Care Housing at the former Pond Meadow School, the former Brockhurst Care Home and the former Pinehurst Resource Centre, Salisbury Road and Lakeside sites through tendering processes.

There are multiple benefits for the Council from including the former Bentley Day Centre site in the tender with the existing four sites. These include:

- Accessing economies of scale from delivering Extra Care Housing across more settings, which is likely to lead to a more commercially favourable response for the Council.
- Preventing unnecessary delay to the delivery of Extra Care Housing at the former Bentley Day Centre because it would not be advised to tender a single site.
- Accelerating the delivery of the strategy by including the site in the upcoming tender.

This is consistent with our ASC vision for development of Extra Care Housing, which has been clearly communicated through market and stakeholder engagement.

The other option available is for the Council to directly deliver the Extra Care Housing scheme at the Bentley site. This would involve the Council committing significant capital expenditure and be responsible for the ongoing housing management function of the Extra Care Housing setting. This option is not recommended as it is anticipated significantly less financially beneficial to the Council and would mean one Extra Care Housing scheme would be developed by the Council in isolation while a strategic development and housing management partner was developing four other Extra Care Housing schemes (assuming the tender for these sites is successful, which we expect to be the case based on market engagement). Financial modelling for both options is set out in the Part 2 paper.

*(The decisions on this item can be called-in by the Adults and Health Select Committee)*

- **SUNBURY HUB** (Item 11)

**RESOLVED:**

1. That Cabinet approves the allocation of capital funding from the pipeline to the capital programme for the development of the detailed design and construction of Sunbury Hub. The funding required is commercially sensitive and is set out in the Part 2 report.
2. That Cabinet approves procurement of an appropriate construction contractor partner for the delivery of all associated services required in accordance with the Council's Procurement and Contract Standing Orders.
3. Regarding the procurement of the construction contractor, Cabinet agrees that the Executive Director of Resources and the Director of Land and Property authorise and award such contracts, within the +/-5% budgetary tolerance level.

## **Reasons for Decisions:**

Approving the recommendations in this report will:

- a. Regenerate a vacant Council-owned site.
- b. Accelerate much-needed investment in Sunbury to support regeneration.
- c. Deliver a multi-purpose building that improves service delivery and the community experience.
- d. Optimise use of Council-owned assets and release other assets for Service re-use or disposal, in line with the Council's Asset and Place Strategy.
- e. Support the Adult Social Care (ASC) transformation programme ambition to reduce the number of people with a learning disability and/or autism in residential care by 40-50% by 2025, and ensure these residents are supported in-county.
- f. Provide modern space and enable digital solutions for Services.
- g. Produce benefits which link to all of the Council's strategic priority areas.
- h. Specifically reduce carbon emissions by using innovative technologies and smart build in the project's design.
- i. Support the delivery of the Council's Agile Office Estate programme.
- j. Create commercial opportunities where appropriate.
- k. Offer tangible social value to residents.

*(The decisions on this item can be called-in by the Resources and Performance Select Committee)*

- **FREEMANTLES SCHOOL PROJECT, PHASE 1 SEND CAPITAL PROGRAMME (Item 12)**

### **RESOLVED:**

1. That Cabinet approves £15.159m SEND Capital funding against the Freemantles School Phase 1 Capital project. This an uplift to the individual scheme budget allocation within the existing SEND Capital Programme funding envelope.

## **Reasons for Decisions:**

The project will deliver 72 additional specialist school places and re-provide 54 current specialist school places for autistic children with severe or profound and multiple learning difficulties in Surrey from September 2023 onwards.

The scheme represents good value for money at a cost of £120k per pupil place. Equivalent annual independent sector placement costs for the 72 new places would be a minimum of £3.8m per year compared to £1.6m per year for maintained special school placements.

Investing in the Freemantles expansion project now generates the positive impact on outcomes for pupils with complex special educational needs and disabilities, as well as improving the council's financial sustainability.

The Freemantles School expansion project is business critical to ensure Surrey County Council discharges its statutory duties under Section 3 of the Local Government Act 1999, Sections 13 and 14 of the Education Act 1996 and Part 27 Section 3 of the Children and Families Act 2014.

*(The decisions on this item can be called-in by the Children, Families, Lifelong*

*Learning and Culture Select Committee)*

- **REPLACEMENT OF HYDROTHERAPY POOL AT PHILIP SOUTHCOTE SCHOOL, ADDLESTONE** (Item 13)

**RESOLVED:**

1. That Cabinet approves capital funding identified in the Capital Programme Medium Term Financial Strategy (MTFS) Pipeline allocation for Philip Southcote School. An additional amount will be transferred from the Corporate Maintenance Budget. The funding required is commercially sensitive and is set out in the Part 2 report.
2. That Cabinet approves procurement of the supply chain for the delivery of all associated services required, in accordance with the Council's Procurement and Contract Standing Orders.
3. Regarding the procurement of supply chain partners, Cabinet agrees that the Executive Director of Resources and the Director of Land and Property are authorised to award such contracts, within the +/-5% budgetary tolerance level.

**Reasons for Decisions:**

Approving the report's proposal will:

- a. Support the Council to fulfil its statutory obligations for SEND pupils attending Philip Southcote School.
- b. Support the school to fulfil its curriculum and teaching responsibilities.
- c. Have a positive impact on the pupils physical, emotional and mental health, leading to better focus on their learning and education.
- d. Allow the school to continue and strengthen community links as it hires out the pool and its facilities to third parties (outside of curriculum hours).
- e. Continue to benefit residents, swim clubs, groups and organisations who hire the pool.
- f. Allow the school to continue and increase income from pool hire to support the pool's operating costs and enhance the school's therapeutic offering for its pupils.
- g. The school also runs a café when hiring out the pool; the café is staffed by pupils who gain valuable work experience and life-skills.
- h. Continue to provide a facility that has been in place for over 50 years.

*(The decisions on this item can be called-in by the Resources and Performance Select Committee)*

- **LOCAL BUS CONTRACT RETENDERING** (Item 14)

**RESOLVED:**

1. That Cabinet notes the background information set out in this report, and following consideration of the results of the procurement process, award the contracts to the operators as set out in the Part 2 report.

## **Reasons for Decisions:**

Progressing the award of these contracts will enable SCC to:

- Provide a robust local bus network providing essential public transport to residents so that they may continue to access key services, including employment, education, health care and essentially shopping, whilst supporting resident well-being by providing the ability for residents to travel throughout Surrey.
- Provide bus services that are delivered by reputable operators that meet the County Council's specified quality standards and enable us to meet our statutory duty as a Local Transport Authority.
- Establish sustainable funding arrangements with bus operators.
- Increase the proportion of lower emission Euro 6 buses on our network, replacing those with far higher emissions.

To comply with Procurement Standing Orders (PSO), Cabinet approval for contracts that reach a specified value is required.

*(The decisions on this item can be called-in by the Communities, Environment and Highways Select Committee)*

- **OUTLINE BUSINESS CASE FOR THE RE-PROCUREMENT OF WASTE TREATMENT AND DISPOSAL SERVICES** (Item 15)

### **RESOLVED:**

1. That Cabinet approves the Outline Business Case for the future re-procurement of the Waste Treatment and Disposal Services to inform the development of a Detailed Procurement Strategy.
2. That Cabinet delegates authority of approval of the final procurement route to market for services from 2024 to the Cabinet Member for Property and Waste, in consultation with the Executive Director for Environment, Transport and Infrastructure.

## **Reasons for Decisions:**

Approval of the OBC is critical to enable the Council to continue to deliver its statutory duty seamlessly beyond September 2024. This will also be instrumental in designing the services to both maximise value for money and contribute to Surrey's ambitious environmental targets.

*(The decisions on this item can be called-in by the Communities, Environment and Highways Select Committee)*

- **2022/23 MONTH 2 (MAY) FINANCIAL REPORT** (Item 16)

### **RESOLVED:**

1. That Cabinet notes the Council's forecast revenue and capital budget positions for the year.

**Reasons for Decisions:**

This report is to comply with the agreed policy of providing a monthly budget monitoring report to Cabinet for approval of any necessary actions.

*(The decisions on this item can be called-in by the Resources and Performance Select Committee)*

- **RECOMMENDATION ON THE DELIVERY MODEL FOR EXTRACARE HOUSING AT THE FORMER BENTLEY DAY CENTRE, BANSTEAD HORSESHOE, REIGATE AND BANSTEAD** (Item 18)

**RESOLVED:**

See Exempt Minute [E-18-22]

**Reasons for Decisions:**

See Exempt Minute [E-18-22]

*(The decisions on this item can be called-in by the Adults and Health Select Committee)*

- **SUNBURY HUB** (Item 19)

**RESOLVED:**

See Exempt Minute [E-19-22]

**Reasons for Decisions:**

See Exempt Minute [E-19-22]

*(The decisions on this item can be called-in by the Resources and Performance Select Committee)*

- **REPLACEMENT OF HYDROTHERAPY POOL AT PHILIP SOUTHCOTE SCHOOL, ADDLESTONE** (Item 20)

**RESOLVED:**

See Exempt Minute [E-20-22]

**Reasons for Decisions:**

See Exempt Minute [E-20-22]

*(The decisions on this item can be called-in by the Resources and Performance Select Committee)*

- **LOCAL BUS CONTRACT RETENDERING** (Item 21)

**RESOLVED:**

See Exempt Minute [E-21-22]

**Reasons for Decisions:**



See Exempt Minute [E-21-22]

*(The decisions on this item can be called-in by the Communities, Environment and Highways Select Committee)*

- **OUTLINE BUSINESS CASE FOR THE RE-PROCUREMENT OF WASTE TREATMENT AND DISPOSAL SERVICES** (Item 22)

**RESOLVED:**

See Exempt Minute [E-22-22]

**Reasons for Decisions:**

See Exempt Minute [E-22-22]

*(The decisions on this item can be called-in by the Communities, Environment and Highways Select Committee)*

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