

ARUN DISTRICT COUNCIL

**DECISION NOTICES FROM THE CABINET MEETING HELD ON
19 SEPTEMBER 2016**

REF NO.	DECISION
C/014/190916	Budget Monitoring Report to 31 July 2016
C/015/190916	Review of the Arun Leisure Centre Dual Use Agreement
C/016/190916	Management and Maintenance of Community Facilities – Policy Site 6 Felpham
C/017/190916	Fuel Poverty Co-Ordinator Post and West Sussex Fuel Poverty Programme
C/018/190916	Overview Select Committee Meeting 26 July 2016

**PLEASE NOTE THAT THESE DECISIONS WILL COME INTO EFFECT FROM
10.00 A.M. ON WEDNESDAY 28 SEPTEMBER 2016 UNLESS
THE CALL-IN PROCESS IS APPLIED**

REFERENCE NO: C/014/190916

FULL CABINET DECISION	YES
URGENT DECISION IN ACCORDANCE WITH RULE 14.11 OF THE SCRUTINY PROCEDURE RULES	NO
SUBJECT: Budgetary Monitoring Report to 31 July 2016	
OFFICER CONTACT: Carolin Martlew, Financial Services Manager Extn: 37568 e.mail: carolin.martlew@arun.gov.uk	

EXECUTIVE SUMMARY: The budget monitoring report sets out the Capital, Housing Revenue and General Fund Revenue budget performance to the end of July 2016.

DECISION:

As recommended in the report Cabinet,

RESOLVED - That

- (1) the report in appendix 1 be noted;
- (2) a virement of £24k from the corporate vacancy allowance to fund staff long service awards be noted; and
- (3) a virement from the Housing Repairs of £140k for a stock condition survey be approved.

REASON FOR THE DECISION: To ensure that spending is in line with approved Council policies, and that it is contained within overall budget limits.

OPTIONS CONSIDERED BUT REJECTED: N/A

CABINET MEMBER(S):

DECLARATION OF INTEREST BY CABINET MEMBER(S) RESPONSIBLE FOR DECISION: None

DISPENSATIONS GRANTED : None

CONFLICT OF INTERESTS DECLARED BY A CABINET MEMBER CONSULTED IN RESPECT OF THIS DECISION: None

REFERENCE NO: C/015/190916

FULL CABINET DECISION	YES
URGENT DECISION IN ACCORDANCE WITH RULE 14.11 OF THE SCRUTINY PROCEDURE RULES	NO
SUBJECT: Review of the Arun Leisure Centre Dual Use Agreement	
OFFICER CONTACT: Robin Wickham, Leisure & Voluntary Sector Manager Extn: 37835 e.mail: robin.wickham@arun.gov.uk	

EXECUTIVE SUMMARY: This report reviews the Arun Leisure Centre Dual Use Agreement between West Sussex County Council, Felpham Community College and Arun District Council. The paper recommends changes to the maintenance, funding and reporting protocols.

DECISION:

As recommended in the report, the Cabinet,

RESOLVED

That a direct payment from West Sussex County Council to Arun District Council in respect of the reimbursement of running costs previously paid to the leisure operator, to be reviewed at five yearly intervals be accepted.

As recommended in the report, the Cabinet,

RECOMMEND TO FULL COUNCIL – That

- (1) changes to the Arun Leisure Centre reporting structure, in that the Management Board and the Joint Liaison Group are disbanded and replaced by one body called the Dual Use Officer Group, which deals with operational and maintenance issues and will submit an annual report to each party named in the Dual Use Agreement be accepted. The Annual Report be submitted to the Overview Select Committee for the purposes of scrutiny of the strategic and operational performance of the Arun Leisure Centre through the Dual Use Officer Group and decisions of the Cabinet Member for Leisure and Amenities;
- (2) delegated authority be given to the Cabinet Member for Leisure and Amenities to agree variations to the terms and conditions of the Dual Use Agreement to reflect the asset responsibility matrix submitted as part of the leisure operating contract. The Head of Legal and Administration and Monitoring Officer to amend the Constitution to include this delegated authority in Part 3 paragraph 3.7.2.9

REASON FOR THE DECISION: The proposed changes need to be reflected in the Dual Use Agreement and agreed by all parties.

OPTIONS CONSIDERED BUT REJECTED: Not approve the proposals as set out in the recommendations and maintain the existing arrangements contained in the Dual Use Agreement (1976) and Supplemental Dual Use Agreement (2009).

CABINET MEMBER(S):

DECLARATION OF INTEREST BY CABINET MEMBER(S) RESPONSIBLE FOR DECISION:	None
DISPENSATIONS GRANTED :	None

CONFLICT OF INTERESTS DECLARED BY A CABINET MEMBER CONSULTED IN RESPECT OF THIS DECISION: None

REFERENCE NO: C/016/190916

FULL CABINET DECISION	YES
URGENT DECISION IN ACCORDANCE WITH RULE 14.11 OF THE SCRUTINY PROCEDURE RULES	NO
SUBJECT: Management and Maintenance of Community Facilities – Policy Site 6 Felpham	
OFFICER CONTACT: Joe-Russell Wells Extn: 37914 e.mail: joe.russell-wells@arun.gov.uk	

EXECUTIVE SUMMARY: Following previous cabinet approval the principle of the freehold of the community building being transferred to Felpham Parish Council was established. This report provides further detail together with the leasing back of the changing facilities by ADC which are contained within the building. A commuted sum for the maintenance of the building and a sports facilities sum is in addition to be provided. All other facilities are being transferred to ADC together with agreed commuted sums for their maintenance. The commuted sum is to include a 5% management cost. This report seeks approval to complete the freehold transfer of the community building to Felpham Parish Council and to draw down the commuted sums together with the indexation, to enable the Council to fulfil its obligations under the terms of the S 106 agreement.

DECISION:

As recommended in the report, Cabinet,

RESOLVED – That

- (1) following the completion of the community building, the freehold transfer of the building to Felpham Parish Council (and lease back of the changing facilities) together with the associated commuted sums be approved:

Building maintenance sum – £31,135.50 plus indexation

Sports facilities sum £30,000 - plus indexation

Total - £61,135.50 plus indexation

Subject to the various S 106 sums being received:

- (2) the drawing down of the following sums to fund the Council's ongoing maintenance commitments be approved:

Public open space area sums £ 557,671.20 - plus indexation

Play areas sums £ 240,000 - plus indexation

Changing facilities of £20,072.50 - plus indexation

Total - £837,743.50 plus indexation

- (3) additional annual revenue expenditure of up to £60,000 plus indexation in respect of the Council's maintenance commitments for the public open space areas, play areas and changing facilities as outlined in 2 above. (This to include the extension of a temporary Site 6 post to use the 5% management sum) be approved;

(4) the drawing down of the Public Arts sum of £32,660.65 and the sports facilities sum £12,480 plus indexation be approved; and

(5) additional one-off expenditure of £45,140.65 plus indexation for the Public Arts sum and the sports facilities sum as outlined in 4 above, be approved

REASON FOR THE DECISION: To give authority for the freehold transfer of the community building and lease back of the changing rooms. To approve the transfer of funding into revenue budgets.

OPTIONS CONSIDERED BUT REJECTED: Not to approve the expenditure.

CABINET MEMBER(S):

DECLARATION OF INTEREST BY CABINET MEMBER(S) RESPONSIBLE FOR DECISION:	None
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DISPENSATIONS GRANTED :	None
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CONFLICT OF INTERESTS DECLARED BY A CABINET MEMBER CONSULTED IN RESPECT OF THIS DECISION: None

REFERENCE NO: C/017/190916

FULL CABINET DECISION	YES
URGENT DECISION IN ACCORDANCE WITH RULE 14.11 OF THE SCRUTINY PROCEDURE RULES	NO
SUBJECT: Fuel Poverty Co-Ordinator Post and West Sussex Fuel Poverty Programme	
OFFICER CONTACT: Roger Wood, Head of Neighbourhoods Extn: 37671 e.mail: roger.wood@arun.gov.uk	

EXECUTIVE SUMMARY: To enable the Council to host the post of Fuel Poverty Co-Ordinator and deliver the West Sussex Fuel Poverty Programme which is externally funded through Warmer West Sussex Grant, Public Health and income generated by project work undertaken by the Fuel Poverty Co-Ordinator, this report proposes that the Council agrees to externally funded spending of up to £317,000.

DECISION:

As recommended in the report, the Cabinet,

RESOLVED - That

- (1) the continued delivery of initiatives to reduce fuel poverty in West Sussex and particularly in the Arun district which contributes to the Council's priority of 'Supporting those who need our help', be welcomed; and
- (2) the expenditure of up to £317,000 from external funding to enable the West Sussex fuel poverty reduction programme, be approved.

REASON FOR THE DECISION: To allow the Council to effectively host the post of Fuel Poverty Co-Ordinator on behalf of organisations contributing to the West Sussex Fuel Poverty Steering Group and which will benefit residents across West Sussex.

OPTIONS CONSIDERED BUT REJECTED: Not to agree the proposals.

CABINET MEMBER(S):

DECLARATION OF INTEREST BY CABINET MEMBER(S) RESPONSIBLE FOR DECISION:	None
DISPENSATIONS GRANTED :	None

CONFLICT OF INTERESTS DECLARED BY A CABINET MEMBER CONSULTED IN RESPECT OF THIS DECISION: None

REFERENCE NO: C/018/190916

FULL CABINET DECISION	YES
URGENT DECISION IN ACCORDANCE WITH RULE 14.11 OF THE SCRUTINY PROCEDURE RULES	NO
SUBJECT: Overview Select Committee Meeting held on 26 July 2016	
OFFICER CONTACT: Liz Fitcher, Head of Democratic Services Extn: 37610 e.mail: liz.fitcher@arun.gov.uk	

EXECUTIVE SUMMARY: The Cabinet received the Minutes of the meeting of the Overview Select Committee held on 26 July 2016. The Minutes contained recommendations at Minute 159, Feedback from West Sussex County Council's Joint Scrutiny Group's Joint Scrutiny Review on Housing Provision for care leavers.

DECISION:

Following consideration of the Minutes and as amended at the meeting, the Cabinet

RESOLVED – That

Minute 159 – Feedback from West Sussex County Council's Joint Scrutiny Group's Joint Scrutiny Review on Housing Provision for care leavers

the Council supports the following actions but notes that it can only implement them in respect of Arun's own policies and strategies and the implementation of some may require the agreement of partner organisations. The application of the proposed actions to areas outside of Arun will require the agreement of other Councils and partners to implement;

A common and flexible policy across the County to be introduced regarding "local connection"

- (1) taking into account the evidence provided during the review and the subsequent guidance on allocation policies across the County provided by the West Sussex Strategic Housing Group, the Task and Finish Group considers that there is sufficient scope within allocation policies across the County to facilitate care leavers securing accommodation in suitable locations for them which in the long term will help them settle quicker and make the transition into independent living easier. This may be within another local authority area. Districts and Boroughs across the County should be proactive in using the scope provided by existing flexibilities within their housing allocation schemes to this end in the spirit of the Joint Protocol launched in November 2015.
- (2) that when placing Care Leavers into accommodation, Officers in the District and Borough Councils should ensure that they are aware that certain areas are not suitable for housing of particular Care Leavers. Avoiding those areas will help Care Leavers make that transition into independent living much easier.

Providing Good quality and Consistent support throughout time in Care and sometimes beyond the end of Care

- (3) the Task and Finish Group considers that Officers should be encouraged to provide good quality and consistent help and support from an early age and ensure that the same support worker is allocated to a young person in care even if they are moved to a different area.

- (4) the Task and Finish Group also considers that Care assessment should be based on need rather than age based, realising that some young people need support for much longer than others - Care should not just come to a stop at 18.

Care Leavers - Policy in West Sussex

- (5) that representations be made to the Government requesting that the statutory duty to provide accommodation for Care Leavers by a County Council should be extended to age 21 rather than 18 to provide more flexibility and support for care Leavers and help them in their move to independent living.
- (6) That West Sussex County Council and the District and Borough Councils work with accommodation providers to provide more communal type living accommodation in West Sussex to help Care leavers into independent living.
- (7) That West Sussex County Council be requested to amend its Young People's Service provision for Care Leavers to provide support via the Young People's Service from age 16 rather than 18.
- (8) That there must be a universal Care leavers Policy approach across all Councils in West Sussex to assist with co-ordination etc.

Joint Protocol on Housing Provision for Care Leavers

- (9) that Officers from West Sussex County Council ensure that the Joint Protocol is fully implemented as soon as possible and that all Councils are involved in the Pathway Planning meetings and other discussions.
- (10) to help in the implementation of the Protocol it is suggested that all Districts and Borough Councils should have a named Link Officer responsible for Care leavers in their area, making communication easier and clearer.

Future Monitoring of Housing Provision for Care Leavers

- (11) that the Task and Finish Group be retained to meet on a quarterly basis as a Countywide group to oversee the process of housing provision for care leavers and ensure that improvements are being undertaken to the process. If it is not possible to do this via the Joint Scrutiny process then it should be referred through the West Sussex Corporate Parenting Panel.

Housing Benefit/Universal Credit - Potential Impact on Young People under the age of 21 years who leave Local Authority Care

- (12) That Officers continue to monitor the situation and undertake further lobbying if it subsequently proves that young people leaving Local Authority

REASON FOR THE DECISION: To endorse the recommendations of the Overview Select Committee

OPTIONS CONSIDERED BUT REJECTED: To not endorse the recommendations of the Overview Select Committee

CABINET MEMBER(S):

DECLARATION OF INTEREST BY CABINET MEMBER(S) RESPONSIBLE FOR DECISION:	None
DISPENSATIONS GRANTED :	None
CONFLICT OF INTERESTS DECLARED BY A CABINET MEMBER CONSULTED IN RESPECT OF THIS DECISION: None	