

# Public Document Pack

## CABINET

25/06/2018 at 6.00 pm



**Oldham**  
Council

**Present:** Councillor Fielding (Chair)  
Councillors Chadderton, Chauhan, Jabbar, Jacques, Roberts,  
Shah and Ur-Rehman

1           **APOLOGIES FOR ABSENCE**

There were apologies for absence received from Councillor Mushtaq.

2           **URGENT BUSINESS**

There were no items of urgent business received.

3           **DECLARATIONS OF INTEREST**

There were no declarations of interest received.

4           **PUBLIC QUESTION TIME**

There were no public questions received.

5           **MINUTES OF THE CABINET MEETING HELD ON 23RD  
APRIL 2018**

RESOLVED – That the minutes of the Cabinet meeting held on 23<sup>rd</sup> April 2018 be approved.

6           **FEES FOR ADULT SOCIAL CARE SERVICES FOR 2018/19**

The Cabinet gave consideration to a report of the Managing Director of Community Health and Social Care which sought approval of uplifts in the contract prices paid for various Adult Social Care services, backdated from April 2018.

Budget Council on the 28<sup>th</sup> February 2018 agreed to additional revenue funding of £2.5 million to enable an increase in fees across adult social care services, to support providers with increases in the National Living Wage, other cost pressures and to support the Council in its statutory duty under the Care Act 2014.

The proposed utilisation of the additional funding was developed in partnership with NHS Oldham CCG.

Consultation

Two consultation documents were issued to providers, one for residential care and one for non-residential care, which included care at one, supporting living, extra care housing and personal assistants. The consultation was detailed at Appendix 1a and 1b to the report. The responses to the consultation were detailed in the report.

Options/Alternatives

Option 1 – Following consultation by officers, one option was consulted in relation to residential provision and one option for non- residential provision.

## Non-residential services



	Care at Home	Extra Care Housing	Supported living non-complex	Supported living complex*	Sleep in's	PA's
Current rates	£14.58/hr	£13.66/hr	£13.66/hr	£15.04/hr	£70/night	£10/hr £60/night sleep-in's
Proposed 18/19 rates	£15.22/hr	£14.26/hr	£14.26/hr	£15.70/hr	£80/night	£10/hr £62.64/night sleep-in's

## Residential services

	Standard Rate	Good Premium	Excellent Premium	Dementia Premium	Mental Disorder Premium	Out of area and high cost
Current rates	£415.00/week	£45.00	£65.00	£45.00	£84.00	Varied
Proposed 18/19 rates	£450.00/week	£45.00	£65.00	£45.00	£84.00	Up to 8.4%

The proposals included the requirement to pay staff on average £8.35 an hour, an increase of 4.4% on the current requirement to pay staff on average £8.00 an hour.

Option 2 – Not to agree the proposals presented.

RESOLVED – That the increases in the fees payable for various Adult Care Services, backdated to the 1<sup>st</sup> April 2018 as detailed below be approved.

## Non-residential services

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Current rates	£14.58/hr	£13.66/hr	£13.66/hr	£15.04/hr	£70/night	£10/hr £60/night sleep-in's
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## **ESTABLISHMENT OF A COMMISSIONING PARTNERSHIP BOARD**



The Cabinet gave consideration to a report of the Deputy Chief Executive, Corporate and Commercial Services which sought approval of the establishment of a joint committee of Oldham Council and Oldham Clinical Commissioning Group (CCG) under Regulation 10 (2) of the NHS Bodies and Local Authorities Partnership Arrangements Regulations 2000. Further to the report considered by Cabinet on 28<sup>th</sup> February 2018, further work has been undertaken by the Council and CCG colleagues to develop a terms of reference for a Commissioning Partnership Board and those terms were attached as appendix 1 to the report.

Members were advised that the establishment of the joint committee would oversee the bringing together of 'in scope' budgets of the CCG and Oldham Council.

The operation of the aligned budget structure would be underpinned by a S.75 NHS Act 2006 agreement building on the agreement that was already in place, primarily for Better Care Fund Resources.

Membership of the Board would consist of 4 core voting Members from the Council side and 4 core voting members from the CCG. Advisory Members would also be in attendance as detailed in the attached terms of reference.

### **Options/alternatives**

Option 1 – To establish a Joint Committee (Commissioning Partnership Board) under Regulation 10 (2) NHS Bodies and Local Authorities Partnership Arrangements Regulations 2000 and to delegate those executive functions which are joint commissioning functions within the Section 75 agreement to the Commissioning Partnership Board.

Option 2 – The Commissioning arrangement remain separate, split between the two organisations with separate decision making.

### **RESOLVED – That:**

1. The establishment of a Joint Committee of Oldham Council and Oldham Clinical Commissioning Group (Commissioning Partnership Board) under Regulation 10 (2) of the NHS Bodies and Local Authorities Partnership Arrangements Regulations 2000, to undertake Executive functions within the Boards proposed Terms of Reference be approved.
2. Authority to undertake joint commissioning functions that are Executive functions to the Commissioning Partnership Board within the procedures set out in the terms of reference and supporting section 75 agreement(s) that would enable a scaling up of the integration of health and care commissioning in Oldham.
3. The terms of reference of the Commissioning Partnership Board as set out at appendix 1 be agreed.
4. The Membership of the Board from the Council side would consist of:

- Leader of the Council, Cabinet Member for Economy and Enterprise
- Statutory Deputy Leader of the Council, Cabinet Member for Neighbourhoods
- Cabinet Member for Children's Services
- Cabinet Member for Health and Social Care.

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### **REQUEST FOR AN EXEMPTION TO EXTEND CURRENT CONTRACTS FOR CARE PROVISION WITHIN EXTRA CARE HOUSING AND CARE AT HOME**

The Cabinet gave consideration to a report of the Managing Director of Community Health and Social Care which sought an exemption from the Council's Contract Procedure Rules to extend the Extra Care and Care at Home contracts, providing domiciliary Care, until 31<sup>st</sup> March 2019 in order to align with health care contracts commissioned by the NHS Oldham Clinical Commissioning.

The extension would include a period of seven months for the care element of Extra Care including the night care service from 15th September 2018 until 31<sup>st</sup> March 2019 and an extension of seven weeks for the Care at Home, from the current contract end day 9<sup>th</sup> February 2019 until 31<sup>st</sup> March 2019.

Options/alternatives

Option 1 – To agree an exemption to the Council's Contract Procedure Rules under procedure rule 21.3 (j) to extend both existing contracts until 31<sup>st</sup> March 2019. This would allow an opportunity to align Extra Care and Care at Home contracts, create a streamlined approach to care, redesign and commission the services with the CCG, maximising the use of commissioning resources through effective joint working.

Option 2 – Recommission services separately based on current contract end dates. This would entail two separate procurement processes, impact on the ability to redesign and align with health and social care resulting in a fragmented approach.

RESOLVED – That the cabinet would consider the commercially sensitive information contained at Item 12 before making a decision.

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### **AWARD OF CONTRACT: FRAMEWORK FOR THE PROVISION OF ADAPTATIONS FOR CONSTRUCTION-RELATED WORKS TO DOMESTIC PROPERTIES WHERE RESIDENTS HAVE DISABILITIES**

Consideration was given to a report of the Managing Director Community Health and Social Care, which sought approval to award a framework contract for the provision of adaptations to domestic properties where residents have disabilities and require an adaption to their home.

Members were advised that the suppliers in the framework would provide adaptations under a Disabled Grant arrangements. The grant helps towards the cost of adapting a person's home to enable the occupant to continue to live as independently as possible. The adaptations delivered from the framework were mainly installing level access showers and showers over baths.

The framework would operate differently than previously procured frameworks. It would be awarded to six contractors who would allocated work on a rota basis, with prices defined via a fixed pricing schedule issued in the tender documents. It was anticipated that this would ensure greater stability of provision.

Members were advised that the preferred contractors were based within a five mile radius of the Borough.

Options/alternatives

Option 1 – Allow the contract to expire and cease provision. This was not the preferred option as the legislative framework governing Disabled Facilities Grants places a statutory duty on the Council to approve an ‘eligible application’. This must be available to qualify.

Option 2 – To award the tender for a revised framework contract. This was the preferred option to ensure the Council can meet its statutory duty to approve the grant applications to those residents who require adaptations to remain living independently.

RESOLVED – That the Cabinet would consider the commercially sensitive information contained at Item 13 of the agenda before making a decision.

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#### **CORPORATE PERFORMANCE - QUARTER 4**

The Cabinet gave consideration to a report of the Head of Business Intelligence which provided a review of Council performance for March 2018.

The report provided the Cabinet with an overview of the Council’s performance against priorities outlined within the Corporate Plan, which had been monitored in the period January to March 2018.

Members were advised that the performance reports would be presented in a new format at the next quarter in line with the administration priorities.

It was reported that of the rated measures detailed within the report 57% had met the target and 78% of the Corporate Plan Actions for this month were on track or had been met.

Options/Alternatives considered

To note the Council performance January to March 2018.

RESOLVED – That the Council Performance Report March 2018 be noted.

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#### **EXCLUSION OF THE PRESS AND PUBLIC**

**RESOLVED** that, in accordance with Section 100A(4) of the Local Government Act 1972, the press and public be excluded from the meeting for the following items of business on the grounds that they contain exempt information under paragraphs 3 of Part 1 of Schedule 12A of the Act, and it would not, on balance, be in the public interest to disclose the reports.

12            **REQUEST FOR AN EXEMPTION TO EXTEND CURRENT CONTRACTS FOR CARE PROVISION WITHIN EXTRA CARE HOUSING AND CARE AT HOME**

The Cabinet gave consideration to the commercially sensitive information in relation to Item 8 - Request for an Exemption to extend current contracts for care provision within Extra Care Housing and Care at Home.

RESOLVED – That the exemption of Contract procedure Rule 21.3 (j) of the Council's Contract Procedure Rules be approved allowing the existing Extra Care Housing (Care Services Contract) contract and Care at Home (Approved List agreement for Care at Home Services) to continue until 31<sup>st</sup> March 2019, at the agreed hourly rates for 2018/19.

13            **AWARD OF CONTRACT: FRAMEWORK FOR THE PROVISION OF ADAPTATIONS FOR CONSTRUCTION-RELATED WORKS TO DOMESTIC PROPERTIES WHERE RESIDENTS HAVE DISABILITIES**

The Cabinet gave consideration to the commercially sensitive information in relation to Item 9 - Award of Contract: framework for the provision of adaptations for construction-related works to domestic properties where residents have disabilities.

RESOLVED – That:

1. The framework agreement for the provision of adaptations for construction related works to domestic properties where residents have disabilities, be awarded to the recommended suppliers as detailed in the commercially sensitive report.
2. The framework agreement to commence on after the 23<sup>rd</sup> July 2018 and to expire on the 31<sup>st</sup> May 2020 with a provision to extend the contract for a further two x one year periods.

The meeting started at 6.00pm and finished at 6.23pm