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CABINET
21/11/2016 at 6.00 pm



Present: Councillor Stretton (Chair)
Councillors Akhtar, Brownridge, Chadderton, Harrison,
F Hussain, Jabbar and Moores

1 **APOLOGIES FOR ABSENCE**

There were no apologies for absence received.

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 PREVIOUS MEETING**

RESOLVED - That the minutes of the Cabinet meeting held on 17th October 2016 be approved as a correct record.

6 **PROPOSAL TO EXPAND GREENFIELD C P - PRE-PUBLICATION CONSULTATION RESPONSES**

The Cabinet gave consideration to a report of the Director of Education and Early Years which sought to update the Cabinet with details of the pre-publication consultation for the proposed expansion of Greenfield Community Primary School and to agree to commence the next phase of the consultation process. It was reported that an agreement had been made by delegated decision to start pre-publication consultation from the 5th September 2016 until Friday 30th September 2016, for the proposed expansion of the School.

The proposal was to expand the school by one form entry taking it from a planned admission of 30 to a planned admission of 60. As the expansion was significant, there was a statutory timeline to be adhered to regarding consultation and decision making.

Analysis of pre-publication consultation

In total the Council received 24 written responses to the pre-publication consultation. Council Officers had met with 29 staff/governors from the school and 20 parents/local residents/local community representatives.

It was reported that 58 of the responses were in favour of the expansion/newly built school and 26 were against the proposal. Following the pre-publication stage a statutory proposal must be published for a minimum of weeks, containing sufficient information for interested parties to make a decision on supporting or challenging the proposed change.

Members were advised that there were very few surplus places in the Saddleworth/Lees planning area and there was a

projected shortfall of 223 places in the planning area by 2020. An expansion to Greenfield Community Primary school would ensure sufficiency of schools places in other planning areas. The impact of not expanding a school in the Saddleworth/Lees area would result in the Council not meeting its statutory duty in ensuring there were sufficient school places.

Options/Alternatives considered

Option 1 – Not to agree the commencement of the next phase of the consultation process.

Option 2 – To agree the commencement of the next phase of the consultation process.

RESOLVED – That:

1. The views and representations of the school, parents local community and other interested parties be noted.
2. The commencement of the next phase of the consultation process; issuing a public notice which is a five week formal representation/consultation period (after which a final decision on the proposal is made), be agreed.

7

SADDLEWORTH NEIGHBOURHOOD AREA: DETERMINATION OF AN AREA APPLICATION

The Cabinet gave consideration to a report of the Executive Director Economy, Skills and Neighbourhoods which sought approval to designate the Saddleworth Parish Council boundary as a neighbourhood area under the amendments to the Planning system, introduced by the Localism Act 2011.

It was reported that on the 29th February 2016 the Council received an application for the designation of the Saddleworth Parish Council boundary as a neighbourhood area. The application was detailed at appendix 1 to the report. The application met all the requirements identified in the Neighbourhood Planning (General) Regulations 2012.

The application was published by the Council for a period of six weeks between the 18th August 2016 and 30th September 2016. A summary of the comments and objections received were provided at appendix 2 to the report.

It was reported that the Council had no valid reason to refuse the application and the Council would be able to apply for grant funding under the Neighbourhood Planning Grant 2016 to provide support to the Parish Council with preparation and submission of the plan.

Options/Alternatives Considered

Option 1 – Designate the Saddleworth Parish Council boundary as a neighbourhood area ('Saddleworth neighbourhood area') and publicise the designation. This will allow Saddleworth Parish Council to begin preparing a neighbourhood plan (and / or NDO). The Council was under a duty to support and was obliged to help by law relevant bodies who wish to draw up their neighbourhood plans.

Option 2 – Not to designate the Saddleworth Parish Council boundary as a neighbourhood area. This would mean that Saddleworth Parish Council would be unable to prepare a neighbourhood plan (and / or NDO). The Council would need to give reasons for not designating the neighbourhood area and

would need to consider whether it is failing to meet its duty to support and help by law relevant bodies who wish to draw up their neighbourhood plans.



Oldham
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RESOLVED – The the Saddleworth Parish Council boundary be designated as a neighbourhood area ('Saddleworth neighbourhood area') and the designation be publicised. This would allow Saddleworth Parish Council to begin preparing a neighbourhood plan (and / or Neighbourhood Development Order). It would also mean that the Council fulfilled its duty to support and help relevant bodies who wish to draw up their neighbourhood plans.

8

REVENUE MONITOR AND CAPITAL INVESTMENT PROGRAMME 2016/17 QUARTER 2 - SEPTEMBER 2016

The Cabinet gave consideration to a report of the Director of Finance, Anne Ryans which provided the Cabinet with an update of the Council's 2016/17 forecast revenue budget position at Annexe 1 and the financial position of the Capital Programme as at 30th September 2013 together with the revised Capital Programme 2016/21, as outlined in section 2 of the report at Annex 2.

Revenue Position

The current forecast outturn position for 2016/17 was a projected favourable variance of 0.114m after allowing for approved pending transfers to and from reserves.

It was reported that there was one key issue to note, there were two portfolios; Health and Wellbeing and Economy, Skills and Neighbourhoods with adverse variances, the most significant concern being Adult Social Care, a demand led service under pressure to deliver within the current budget allocation. Action was being taken to mitigate the adverse variances and this would be presented to Members in future reports. The overall corporate position was being managed by offsetting variances. Information on both the Housing Revenue Account and Collection Fund quarter 2 position was detailed within the report.

Capital Position

The report outlined the most up to date capital spending proposals for 2016/2, including the current forecast outturn position for 2016/17 of £69.597m compared to the original budget of £80.544m and a revised budget of £77.887m. Actual expenditure to 30 September 2016 was £19m (27.3% of forecast outturn).

It was reported that at this stage of the financial year, there was still some uncertainty about the forecast position as further changes were expected. Further reprofiling (in addition to that included in this report of £7.176m) was likely to be required as schemes progressed from development through to delivery.

Option/Alternatives considered

Option 1 – To approve the forecast revenue and capital positions presented within the report including proposed changes.

Option 2 – To approve some of the forecasts and changes included within the report.

Option 3 – Not to approve the forecasts and changes included within the report.



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RESOLVED – That:

1. The forecast revenue outturn for 2016/17 at Quarter 2 being a £0.114m under spend be approved.
2. The forecast positions for both the HRA and Collection Fund be approved.
3. The use of reserves as detailed in Appendix 1 to Annexe 1 to the report be approved.
4. The revised capital programme for 2016/2021 as at Quarter 2 2016/17 including the recommendations of the annual review of the capital programme be approved.
5. The capital programme virements, amendments and re-phasing detailed in Annexe 2 - Appendix H to the report be approved.

9

SHARED INFORMATION MANAGEMENT AND GOVERNANCE CENTRE OF EXCELLENCE

The Cabinet gave consideration to a report of the Interim Director Commercial and Transformational Services which sought approval of the merger of Oldham and Rochdale Councils Information Management and Governance Services. It was reported that there was a strong ethos of cooperation and collaboration between Oldham and Rochdale Councils. Both Authorities recognised the benefits of delivering professional support services in a shared model and the Information and Management and Governance service had been identified as potential due to the similarities in size, activity, function, common legislative framework and common external partners. A shared service would provide the opportunity to better benchmark and measure activity, improve practice, realise efficiencies and provide an opportunity to trade and grow. The report provided details of the operating model, operational design and governance. It was proposed that staff from Rochdale Council would be TUPE transferred to Oldham Council as lead employer. The new structure and job roles would be jointly developed but located within the Oldham hierarchy with grades assigned using Oldham Job Evaluation scheme.

Options/Alternatives considered

Option 1 – Do nothing – Both services had increasing demand and reducing budgets.

Option 2 – Create a Shared Service/Joint Board – To create flexibility and capacity, sustainable model, opportunity to grow and trade to generate income, growth and to retain customer relationships. Customer satisfaction drops and relationships are lost

Option 3 – Lead Authority – Creates capacity and flexibility, more sustainable future, provided opportunity to grow and trade. Lack of parity with one authority losing control.

Option 4 – Outsource the service to a third party provider – Council deliver savings/efficiencies – Increase risk as lose control, loose customer focus, limited choice organisations who can deliver.

RESOLVED – That:

1. The creation of a shared Information Management and Governance Hub between Oldham and Rochdale that is governed by a joint governance board as detailed within this paper be approved.
2. The new shared service design, with Oldham being responsible for the provision of the Information Governance function on behalf of both partners under a Service Level Agreement be approved. Transfer of Undertakings (Protection of Employment) Regulations 1981 (TUPE) would apply in this situation and staff will transfer from Rochdale to Oldham, as recommended by both Human Resource leads. Both councils would undertake their own process to ensure requirements of TUPE are followed as the transferor and transferee. Structures will remain in place in each council for triage at level one work, which is not part of the arrangement at this time.
3. To delegate the responsibility to the Oldham Council Executive Director Corporate & Commercial Services to ensure Human Resources and other supporting services (legal, finance) in both authorities finalise job descriptions, appropriately engage respective staff, Unions and legal teams and agree an implementation plan, subject to the consultation process.
4. To delegate to the Executive Director Corporate & Commercial Services to be accountable for protecting Oldham Council's interests with advice and established delegated authority to other officers as per recommendation 3 above. Executive Director Corporate & Commercial Services also work closely with Director Mark Widdup in Rochdale Council, who will protect Rochdale Council's interests until agreed governance arrangements are established and operational.

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**CONTRACT AWARD FOR THE BUILDING
REFURBISHMENT AT 38/48 YORKSHIRE STREET,
OLDHAM**

The Cabinet gave consideration to a report of the Executive Director, Economy, Skills and Neighbourhoods which sought approval to award the refurbishment contract at 38/48 Yorkshire Street, Oldham.

The report provided detail of the external award and the details of the internal award for refurbishment would be considered at Item 13 of the agenda due to the commercial sensitivity of the information.

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

FUTURE ARRANGEMENTS FOR DEVELOPING AN INTEGRATED DRUG AND ALCOHOL TREATMENT SYSTEM

Consideration was given to a report of the Executive Director, Health and Wellbeing which sought agreement to the extension of the One Recovery contract (current treatment system) until March 2018 and the commencement of work with Rochdale and potentially Bury to jointly commission an integrated substance misuse treatment system with Oldham Council leading the procurement and taking the role as lead commissioner.

Options/Alternatives considered

Option 1 - To agree a one year extension of the One Recovery Contract up to 31 March 2018, and the joint commissioning of an integrated substance misuse treatment system with Rochdale (and potentially Bury), from 1 April 2018 for 3 years with the option to extend (3+1+1 years).

The extension of the contract for a period of one year would maintain service delivery. The performance has been good and there is now a consistent upward trend in performance which is very encouraging.

The extension of the contract would facilitate the work being undertaken to establish joint commissioning arrangements for an integrated treatment system for Oldham and Rochdale, with Oldham leading the procurement and taking the role of lead commissioner.

Option 2 - To agree a one year extension of the One Recovery Contract up to 31 March 2018 and go through a procurement process to identify another provider after that time. This would not include joint work with Rochdale.

RESOLVED – That Cabinet would consider the commercially sensitive information contained at Item 14 of the agenda before making a decision.

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.

CONTRACT AWARD FOR THE BUILDING REFURBISHMENT AT 38/48 YORKSHIRE STREET, OLDHAM

The Cabinet gave consideration to the commercially sensitive information in relation to Item 10 of the agenda – Contract Award for the Building Refurbishment at 38/40 Yorkshire Street, Oldham.

RESOLVED – That the recommendations 1-7 as contained within the commercially sensitive report be approved.

FUTURE ARRANGEMENTS FOR DEVELOPING AN INTEGRATED DRUG AND ALCOHOL TREATMENT SYSTEM

Cabinet gave consideration to the commercially sensitive information in relation to Item 11 – Future arrangements for developing an Integrated Drug and Alcohol treatment system.



RESOLVED – That:

1. The extension of the One Recovery contract until 31 March 2018 at an annual cost detailed within the report be agreed.
2. The commencement of work with Rochdale (and potentially Bury), to jointly commission an integrated substance misuse treatment system via an agreed Specification, with Oldham leading the procurement and taking the role of lead commissioner be agreed.

The meeting started at 6.00pm and finished at 6.21pm

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