


CABINET

MINUTES of a MEETING held in KENNET ROOM - COUNTY HALL, TROWBRIDGE BA14 8JN on Tuesday, 19 January 2016.

Cllr Keith Humphries	Cabinet Member for Health (including Public Health) and Adult Social Care
Cllr Fleur de Rhé-Philippe	Cabinet Member for Economic Development, Skills and Strategic Transport
Cllr Baroness Scott of Bybrook O.B.E	Leader of the Council
Cllr Jonathon Seed	Cabinet Member for Housing, Leisure, Libraries and Flooding
Cllr Toby Sturgis	Cabinet Member for Strategic Planning (strategic and development management), Property, Waste and Strategic Housing
Cllr John Thomson	Deputy Leader and Cabinet Member for Communities, Campuses, Area Boards and Broadband
Cllr Dick Tonge	Cabinet Member for Finance, Performance, Risk, Systems Thinking, Procurement and Welfare Reform
Cllr Stuart Wheeler	Cabinet Member for Hubs, Governance (including information management), Support Services (HR, Legal, ICT, Business Services, Democratic Services), Heritage & Arts and Customer Care
Cllr Philip Whitehead	Cabinet Member for Highways and Transport
Also in Attendance:	Cllr Glenis Ansell, Cllr Peter Evans, Cllr Richard Gamble, Cllr Alan Hill, Cllr David Jenkins, Cllr Julian Johnson, Cllr Simon Killane, Cllr Gordon King, Cllr Jerry Kunkler, Cllr Alan MacRae, Cllr Bill Moss, Cllr Horace Prickett, Cllr Bridget Wayman and Cllr Jerry Wickham

Key Decisions Matters defined as 'Key' Decisions and included in the Council's Forward Work Plan are shown as 

1 **Apologies**

Apologies were received from Councillor Laura Mayes.

2 **Minutes of the previous meeting**

The minutes of the meeting held on 15 December 2015 were presented.

Resolved

To approve as a correct record and sign the minutes of the meeting held on 15 December 2015.

3 Declarations of Interest

There were no declarations of interest.

4 Leader's announcements

The Leader announced that the Council had been shortlisted for LGC awards for their work on the Health & Wellbeing Board, and for the Military Civilian Integration Project. The results would be announced in March,

The Council had also been nominated by the Chartered Institute for Housing's Older People's Housing Award for a project, initiated on behalf of Housing Board, to encourage older people to submit their views on housing services.

The Leader offered her congratulations to all the teams involved.

5 Public participation and Questions from Councillors

There were no public questions or statements received.

6 Delayed Transfer of Care (DTC)

The Leader invited Cllr Keith Humphries, Cabinet Member for Health (including Public Health) and Adult Social Care, and Maggie Rae, Corporate Director, to present the report which provided an update regarding Wiltshire Council's position in relation the number of people who are delayed in Hospital due to Social Care. In doing so, the Leader offered her thanks to the team for their hard work in improving performance.

Issues highlighted during the course of the presentation and discussion included: that the matter was high profile issue and a challenging one to address; the negative impacts on a person's health from prolonged unnecessary hospital care; that previously, the Council's performance was in the worst 10% in the country, but had now turned around to being one of the better performing councils; how the statistics are recorded in the Acute hospitals; and how central government funding had been used to promote new ways.

Councillor Gordon King, in his capacity of Vice-Chair of the Health Select Committee, commended the outstanding work and performance of the team of officers, but cautioned that the Council must maintain momentum particularly as external factors were still challenging, and that the Council must keep an eye on weaknesses such as the capacity to deliver the performance.

In response, the Leader stated that the Council would not be complacent, and was starting to look at how other pilot projects, such as Wiltshire Home First and Green to Go could be expanded to further reduce unnecessary admissions.

To enable it to do so, Wiltshire Council would continue to work closely with Acute Hospitals, GPs, the Ambulance Service and the 111 service.


Resolved

To note the update.

Reason for Decision:

To update Cabinet on progress and improved performance in reducing social care related delayed transfers of care

7 Proposals for New Care Charges

 Cllr Keith Humphries, Cabinet Member for Health (including Public Health) and Adult Social Care, presented the report which set out proposals to update the adult care charging policy, following implementation of the 2014 Care Act.

Issues highlighted during the course of the presentation and discussion included: that in making changes to the policies, the Council intended to make them fairer for a greater number of people; how charges would be calculated, taking into account people's income; that advice would be given, during assessments, to assist people in maximising their benefit entitlement; that the changes bring the policy in line with the new Care Act; how Wiltshire compared with other authorities; the timeline for the consultation; that the letter had been carefully drafted and made available in a plain English format so that the proposed changes can be more readily understood; and that public meetings would be arranged, in partnership with Healthwatch, for people to engage in the process.

Councillor Gordon King, in his capacity of Vice-Chair of the Health Overview & Scrutiny Committee, stated that the Committee looked forward to receiving the consultation and having the chance to put their views. He noted that the Committee were likely to focus on the potential impacts on vulnerable people and those close to the threshold.

The Leader, noting the proposal in the report to delegate authority to the Corporate Director, asked instead for the matter to be brought back to Cabinet so that the views of the Select Committee could be considered at the meeting. The Leader also asked that the timeline and plan for the consultation and adoption of the proposals be shared with Cabinet Members.

Resolved

- 1. To approve the changes to the proposed charging policy, pending consultation, to include;**

- a. **A clear statement for customers and officers that people will be expected to contribute for social care services**
 - b. **Continue to provide carers services free of charge, along with other prevention services as set out in the care act (equipment and intermediate care)**
 - c. **All of a person's disposable income will be taken into account when calculating contributions towards their care and support.**
 - d. **The actual rate of attendance allowance will be taken into account when calculating contributions.**
 - e. **The range of costs incurred by people, called Disability Related Expenditure, that can be disregarded in a financial assessment will be updated. (full DRE list changes are listed at appendix 2)**
 - f. **Contributions towards respite care will be based on a person's personal budget and ability to pay, rather than a standard charge for everyone.**
 - g. **Charge an administration fee on a cost recovery basis for arranging care for self-funding customers.**
2. **To acknowledge that the consultation will be on the basis of establishing if there is reason to believe that people in Wiltshire would be impacted any differently to people in other areas where this approach is already in place.**
 3. **That the policy be brought back to a future meeting of Cabinet for consideration following consultation.**


Reason for Decision:

The Care Act introduced a series of changes to legislation that must be reflected in the Councils policies. The policies have not been reviewed for some time and were due to be updated. The revised policy will ensure clarity and equity for customers and officers who will be operating within the new policies.

The proposed changes will align Wiltshire Councils charging policy with the national and regional trend.

The proposed changes to the charging policy will increase the amount of income generated through client contributions, which will allow the Council to continue to support the most vulnerable customers in Wiltshire.

8 Wiltshire Highways Contract

 Councillor Philip Whitehead, Cabinet Member for Highways and Transport, presented the report which asked Cabinet to consider the award of the Wiltshire Councils' Highways Contract.

Issues highlighted during the course of the presentation and discussion included: that the need for a new contract arose from the early termination of

the BBLP contract; that the team had moved quickly to procure the service; the (name of) task group had been involved in the process with the Chairman of the Task Group involved in the interviews with tenderers; that 65% of the work previously delivered by BBLP was now being directly managed by the Council, with the remaining 35% being delivered under the new contract; that whilst not part of the contract, that Swindon Borough Council could take advantage of the rates negotiated in the contract if they wished to enter into their own agreements; that the bids were scored on the basis of a 60/40 cost/quality basis; and how the Select Committee and Audit Committee had engaged in the process.

The meeting considered the proposals, and the views of the Select Committee in Part II of the meeting.

9 **Urgent Items**

There were no urgent items.

10 **Exclusion of the Press and Public**

Resolved


To agree that in accordance with Section 100A(4) of the Local Government Act 1972 to exclude the public from the meeting for the following items of business because it is likely that if members of the public were present there would disclosure to them of exempt information as defined in paragraph 3 of Part I of Schedule 12A to the Act and the public interest in withholding the information outweighs the public interest in disclosing the information to the public.

Reason for taking the item in private:

Paragraph 3 – information relating to the financial information or business affairs of any particular person (including the authority holding that information)

No representations have been received as to why this item should not be held in private.

11 **Wiltshire Highways Contract (Part II)**

 Councillor Philip Whitehead, Cabinet Member for Highways and Transport, presented the report which asked Cabinet to consider the award of the Wiltshire Councils' Highways Contract.

The confidential report presented included comparative details of the tenders received.

Councillor Bridget Wayman, Chairman of the Environment Select Committee, presented the report of the Committee's extraordinary meeting held on 12 January 2016 which had considered the reports presented.


Resolved

- (i) The Highways and Streetscene Contract should be awarded to Contractor B.**
- (ii) Cabinet authorises the Corporate Director, in consultation with the Cabinet Member for Highways and Transport, to satisfy themselves as to the details regarding the Contract, and then to take all necessary steps to enter into the new Highways Contract.**

Reasons Decision:

- (i) There is a need for a specialist contractor to deliver the Council's highways and related services when the existing contract ends on 1 April 2016.
- (ii) Following a procurement exercise in accordance with the 'Restricted Procedure' tenders were submitted by four companies, which were assessed in terms of price and quality.
- (iii) The most advantageous tender for the Council, taking into account quality and price, should be accepted in accordance with the procurement procedures. The detailed scoring and financial information is contained in a confidential report to be considered in Part 2 of this meeting.

12 Future Waste Management and Collection Services (Part II)

 Councillor Toby Sturgis, Cabinet Member for Waste, presented the report which updated the Cabinet on the outcome of the tender evaluation process, and sought decisions in accordance with the proposals.

Resolved

- (i) To authorise award of contracts for:**
 - Lot 2 (management of nine council owned household recycling centres) and**
 - Lot 5 (waste collection including the co-mingled collection of dry recyclables with separate glass)****to Hills Waste Solutions; and**

- (ii) **To authorise the Associate Director Waste and Environment after receiving advice from the Associate Director Legal and Governance, the Associate Director Finance and the Associate Director Corporate Services to complete the contracts by 31 March 2016.**

Reason for Decision:

To enable the council to maintain service delivery for residents, to comply with its statutory duties to collect and dispose of waste and to continue to progress towards achieving statutory targets once current contracts expire.

(Duration of meeting: 9.30 - 10.21 am)

These decisions were published on the 27 January 2016 and will come into force on 4 February 2016

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