

# Public Document Pack

## West Sussex County Council – Ordinary Meeting

**15 February 2019**

At the Ordinary Meeting of the County Council held at 10.30 am on Friday, 15 February 2019, at the County Hall, Chichester, the members present being:

Mr Barnard (Chairman)

Mrs Arculus	Mr Lanzer
Mr Acraman	Mr Lea
Lt Cdr Atkins, RD	Ms Lord
Mr Barling	Mr Markwell
Lt Col Barton, TD	Mr Marshall
Mr Boram	Mrs Millson
Mr Bradbury	Mr Mitchell
Mr Bradford	Mr Montyn
Mrs Bridges	Mr R J Oakley
Mr Burrett	Mr S J Oakley
Mr Catchpole	Dr O'Kelly
Mr Cloake	Mr Oppler
Mr Crow	Mr Oxlade
Mrs Dennis	Mr Parikh
Dr Dennis	Mr Patel
Mrs Duncton	Mrs Pendleton
Mr Edwards	Mr Petts
Mr Elkins	Mr Purchase
Ms Flynn	Mrs Purnell
Ms Goldsmith	Mr Quinn
Mrs Hall	Mr Simmons
Mr High	Mrs Smith
Mr Hillier	Mr Smytherman
Mr Hunt	Mrs Sparkes
Mrs Jones, MBE	Mr Turner
Mr Jones	Mrs Urquhart
Mrs Jupp	Mr Waight
Mr Jupp	Dr Walsh, KStJ, RD
Ms Kennard	Mr Whittington
Mrs Kitchen	Mr Wickremaratchi

### **99 Apologies for Absence**

99.1 Apologies were received from Mr Baldwin, Mr Barrett-Miles, Mrs Bennett, Mrs Brunson, Mr Buckland, Mr Fitzjohn, Mr McDonald, Mrs Mullins and Mrs Russell. Mr Markwell left at 2.50 p.m., Mr Bradbury at 3.00 p.m. and Lt Col Barton (with prior apology) and Dr O'Kelly at 3.55 p.m.

### **100 Members' Interests**

100.1 Members declared interests as set out at Appendix 1.

## 101 Minutes

101.1 It was agreed that the minutes of the Ordinary Meeting of the County Council held on 14 December 2018 (pages 7 to 30) be approved as a correct record.

## 102 Draft Medium Term Financial Strategy 2019/20 to 2022/23, Draft Revenue Budget 2019/20, Draft Capital Strategy 2019/20 to 2023/24 and Draft Treasury Management Strategy Statement 2019/20

102.1 The Cabinet Member for Finance and Resources moved the report on the Draft Medium Term Financial Strategy 2019/20 to 2022/23, Draft Revenue Budget 2019/20, Draft Capital Strategy 2019/20 to 2023/24 and Draft Treasury Management Strategy Statement 2019/20. Members also had before them a statement from the Cabinet Member for Finance and Resources on a number of changes to the revenue budget which had arisen due to a number of late notifications, together with corresponding revisions to the recommendations in the report and to Appendix 1 of Annex 1, which had been circulated.

102.2 An amendment was moved by Dr Walsh and seconded by Mrs Millson.

'This amendment to the draft budget moves that the County Council restores proposed funding cuts to essential rural and urban bus services and preventative spending on the County Council's Public Health agenda. This amendment would allow ongoing protection for the bus subsidy budget and £200,000 of the deplorable central government cut in Public Health funding. It would also make good the remainder of the Public Health cut for 2019/20. In addition the amendment protects Housing support in 2019/20 which would allow time for District and Borough partners to implement new partnership arrangements.

	Revenue budget		Transfer to/from(-) reserves 2019/20
	2019/20		
	Budget reduction	Increased budget	
	£m	£m	£m
<b>Ongoing changes to the budget</b>			
Restore cut to bus subsidy budget		0.300	
Partially restore cut to Public Health budget		0.200	
30% reduction in Communications budget	0.500		

	Revenue budget		Transfer to/from(-) reserves 2019/20
	2019/20		
	Budget reduction	Increased budget	
	£m	£m	£m
<b>Total ongoing changes</b>	<b>0.500</b>	<b>0.500</b>	<b>0.000</b>
<b>One-off changes to budget</b>			
Restores £1.74m cut to Housing Support budget (one year only)		1.740	
Restores remainder of cut to Public Health budget (one year only)		0.250	
Contribution from Social Care Support reserve (Opening balance £5.243m, balance after proposal £3.253m)			1.990
<b>Total one-off changes</b>	<b>0.000</b>	<b>1.990</b>	<b>1.990</b>

102.3 The amendment was put to a recorded vote under Standing Order 3.36.

(a) For the amendment – 12

Dr Dennis, Mr Jones, Ms Lord, Mrs Millson, Dr O’Kelly, Mr Oppler, Mr Oxlade, Mr Purchase, Mr Quinn, Mrs Smith, Mr Smytherman and Dr Walsh.

(b) Against the amendment - 40

Mr Acraman, Lt Cdr Atkins, Mr Barling, Lt Col Barton, Mr Boram, Mr Burrett, Mr Catchpole, Mr Cloake, Mr Crow, Mrs Duncton, Mr Edwards, Mr Elkins, Ms Flynn, Ms Goldsmith, Mrs Hall, Mr High, Mr Hillier, Mr Hunt, Mrs Jones, Mrs Jupp, Mr Jupp, Ms Kennard, Mrs Kitchen, Mr Lanzer, Mr Marshall, Mr Mitchell, Mr Montyn, Mr R J Oakley, Mr S J Oakley, Mr Parikh, Mr Patel, Mrs Pendleton, Mr Petts, Mrs Purnell, Mr Simmons, Mr Turner, Mrs Urquhart, Mr Waight, Mr Whittington and Mr Wickremaratchi.

(c) Abstentions – 6

Mrs Arculus, Mr Barnard, Mr Bradford, Mrs Dennis, Mr Lea and Mrs Sparkes.

102.4 The amendment was lost.

102.5 Labour amendment A (Supporting people not cuts – (One-off changes to the budget)) was moved by Mr Jones and seconded by Mr Oxlade.

'This proposed amendment protects vulnerable adults by reversing the cuts affecting the homeless, working age adults with learning difficulties and those in crisis over the next two to three years. It draws on the social care grant provided by central government.

	<b>Revenue budget</b>			
	<b>Growth</b>	<b>Growth</b>	<b>Growth</b>	<b>Total</b>
	<b>£m</b>	<b>£m</b>	<b>£m</b>	<b>£m</b>
<b>One-off changes to budget</b>				
Re-instate the MIG funding for the next three years (19/20, 20/21 and 21/22)	0.300	0.300	0.300	0.900
Partially reverse Supported Housing cut	1.000	1.000	1.000	3.000
Reverse cut to Local Assistance Network	0.600	0.600		1.200
<b>Total one-off changes</b>	<b>1.900</b>	<b>1.900</b>	<b>1.300</b>	<b>5.100</b>
To be funded from the one off social care grant received in 2019/20 for social care needs.				
Balance at the beginning of the year				5.234
Funding utilised in amendment				5.100
<b>Balance remaining - to be held as a contingency</b>				<b>0.134</b>

102.6 The amendment was put to a recorded vote under Standing Order 3.36.

(a) For the amendment - 11

Dr Dennis, Mr Jones, Ms Lord, Mrs Millson, Dr O'Kelly, Mr Oxlade, Mr Purchase, Mr Quinn, Mrs Smith, Mr Smytherman and Dr Walsh.

(b) Against the amendment - 41

Mr Acraman, Lt Cdr Atkins, Mr Barling, Lt Col Barton, Mr Boram, Mrs Bridges, Mr Burrett, Mr Catchpole, Mr Cloake, Mrs Duncton, Mr Edwards, Mr Elkins, Ms Flynn, Ms Goldsmith, Mrs Hall, Mr High, Mr Hillier, Mr Hunt, Mrs Jones, Mrs Jupp, Mr Jupp, Ms Kennard, Mrs Kitchen, Mr Lanzer, Mr Marshall, Mr Mitchell, Mr Montyn, Mr R J Oakley, Mr S J Oakley, Mr Oppler, Mr Parikh, Mr Patel, Mrs Pendleton, Mr Petts, Mrs Purnell, Mr Simmons, Mr Turner, Mrs Urquhart, Mr Waight, Mr Whittington and Mr Wickremaratchi.

(c) Abstentions – 7

Mrs Arculus, Mr Barnard, Mr Bradford, Mr Crow, Mrs Dennis, Mr Lea and Mrs Sparkes.

102.7 The amendment was lost.

102.8 Labour amendment B (Invest to Support – (Capital and Revenue)) was moved by Mr Jones and seconded by Mr Oxlade.

This proposed amendment reverses the investment in unproven LED street-lighting technology and cancels Operation Watershed, investing instead in 300 extra care beds for older people and increased commercial property opportunities.

The revenue impact of this is an on-going increase the base budget of £0.820 from 2021/22 going forward.

The amendment proposes also proposes ongoing changes to the revenue budget from 2019/20 by making back office cuts and instead reversing the cut to bus subsidies, re-instating the cut to the community initiative fund and investing more in re-ablement and in admin support for social workers. It also seeks to deliver an accreditation scheme to encourage more people to work in the care industry.

**Capital Programme**

	<b>Remove £m</b>	<b>Add £m</b>
<b>Changes to the five-year Capital Programme</b>		
Remove funding for LED streetlighting	22.000	
Increase Investment Property fund		13.200
Deliver up to 300 extra-care beds for older people, preferably using existing County Council assets identified and remodelled for this purpose. Gross savings range £0.75m - £1.25m from 2021/22		10.000
Cease Operation Watershed	1.200	
<b>Total Capital Programme</b>	<b>23.200</b>	<b>23.200</b>

<b>Ongoing Revenue Impact arising from Changes to Capital Programme</b>	<b>2019/20</b>		<b>2020/21</b>		<b>2021/22</b>	
	<b>Growth</b>	<b>Savings</b>	<b>Growth</b>	<b>Savings</b>	<b>Growth</b>	<b>Savings</b>
	<b>£m</b>	<b>£m</b>	<b>£m</b>	<b>£m</b>	<b>£m</b>	<b>£m</b>

Removal of LED street-lighting programme		0.020	0.140		0.320	
Increased investment in Property Fund		0.120		0.120		0.120
Ceasing Operation Watershed				0.020		0.020
Income from extra-care investment						1.000
<b>Total Revenue Changes from Capital Programme</b>	<b>0.000</b>	<b>0.140</b>	<b>0.140</b>	<b>0.140</b>	<b>0.320</b>	<b>1.140</b>

### Revenue Budget

<b>Changes to Revenue Budget 2019/20</b>		
	<b>Growth £m</b>	<b>Savings £m</b>
<b>Ongoing changes to the budget</b>		
Reverse cut to bus subsidies	0.300	
Reverse cut to Community Initiative Fund	0.140	
Additional investment in re-ablement services to deliver better outcomes for elderly residents and prevent further residential care placements	0.250	
Provide for dedicated admin support for social workers and Occupational Therapists to enable them to spend more time using their professional skills to improve outcomes for elderly residents which will also prevent further residential care placements and improve recruitment and retention rates for these difficult to recruit positions	0.280	
Additional investment and support to develop pathways or an accreditation scheme for care workers in the County	0.250	
Delete the post of Executive Director Communities and Public Protection and have the Chief Fire Officer fulfil this role		0.200
50% reduction in costs associated with the Policy and Communications Team - to include reductions to the graphic design and print budget		0.850
50% Reduction in Lieutenancy budget		0.020
50% Reduction in Chairman's budget		0.010

<b>Changes to Revenue Budget 2019/20</b>		
	<b>Growth £m</b>	<b>Savings £m</b>
Saving from capital programme changes (one year only)		0.140
<b>Total ongoing changes</b>	<b>1.220</b>	<b>1.220</b>

102.9 The amendment was put to a recorded vote under Standing Order 3.36.

(a) For the amendment – 4

Mr Jones, Mr Oxlade, Mr Quinn and Mrs Smith.

(b) Against the amendment - 43

Mr Acraman, Mrs Arculus, Lt Cdr Atkins, Mr Barling, Lt Col Barton, Mr Boram, Mr Bradford, Mr Burrett, Mr Catchpole, Mr Cloake, Mr Crow, Mrs Dennis, Mrs Duncton, Mr Edwards, Mr Elkins, Ms Flynn, Ms Goldsmith, Mrs Hall, Mr High, Mr Hillier, Mr Hunt, Mrs Jones, Mrs Jupp, Mr Jupp, Ms Kennard, Mrs Kitchen, Mr Lanzer, Mr Marshall, Mr Mitchell, Mr Montyn, Mr R J Oakley, Mr S J Oakley, Mr Parikh, Mr Patel, Mrs Pendleton, Mr Petts, Mrs Purnell, Mr Simmons, Mr Turner, Mrs Urquhart, Mr Waight, Mr Whittington and Mr Wickremaratchi.

(c) Abstentions – 11

Mr Barnard, Dr Dennis, Mr Lea, Ms Lord, Mrs Millson, Dr O’Kelly, Mr Oppler, Mr Purchase, Mr Smytherman, Mrs Sparkes, and Dr Walsh.

102.10 The amendment was lost.

102.11 Labour amendment C (Supporting staff not consultants (Re-purposing the Service Transformation Fund)) was moved by Mr Jones and seconded by Mr Oxlade.

‘This proposed amendment demonstrates that £1m a year could be saved by this Council if it used the expertise of its existing staff instead of employing external consultants. Part of that money would be used to improve business processes and technology for our hard-working social workers to enable them to spend more time doing what they are trained to do - helping those in need of their support. It also sees the Service Transformation Fund increase by £1.5m over two years.

	<b>Revenue budget</b>		
	<b>2019/20</b>	<b>2020/21</b>	<b>2021/22</b>

	<b>Growth £m</b>	<b>Growth £m</b>	<b>Growth £m</b>	<b>Growth £m</b>
<b>Repurpose Service Transformation Fund</b>				
Deliver transformational activity through increased staffing rather than consultants reducing the draw on Service Transformation fund		1.000	1.000	2.000
Investment in transformation improvement programme enabling improved business processes and technology for social workers reducing the administration strain on their roles		0.500		0.500
<b>Increase in balance of Service Transformation Fund</b>		<b>0.500</b>	<b>1.000</b>	<b>1.500</b>

102.12 The amendment was put to a recorded vote under Standing Order 3.36.

(a) For the amendment – 4

Mr Jones, Mr Oxlade, Mr Quinn and Mrs Smith.

(b) Against the amendment - 42

Mr Acraman, Lt Cdr Atkins, Mr Barling, Lt Col Barton, Mr Boram, Mr Bradford, Mrs Bridges, Mr Burrett, Mr Catchpole, Mr Cloake, Mr Crow, Mrs Duncton, Mr Edwards, Mr Elkins, Ms Flynn, Ms Goldsmith, Mrs Hall, Mr High, Mr Hillier, Mr Hunt, Mrs Jones, Mrs Jupp, Mr Jupp, Ms Kennard, Mrs Kitchen, Mr Lanzer, Mr Marshall, Mr Mitchell, Mr Montyn, Mr R J Oakley, Mr S J Oakley, Mr Parikh, Mr Patel, Mrs Pendleton, Mr Petts, Mrs Purnell, Mr Simmons, Mr Turner, Mrs Urquhart, Mr Waight, Mr Whittington and Mr Wickremaratchi.

(c) Abstentions – 13

Mrs Arculus, Mr Barnard, Mrs Dennis, Dr Dennis, Ms Lord, Mrs Millson, Dr O’Kelly, Mr Oppler, Mr Lea, Mr Purchase, Mr Smytherman, Mrs Sparkes and Dr Walsh.

102.13 The amendment was lost.



102.14 The revised recommendations were put to a recorded vote under Standing Order 3.36.

(a) For the recommendations – 42

Mr Acraman, Lt Cdr Atkins, Mr Barling, Mr Barnard, Lt Col Barton, Mr Boram, Mr Bradford, Mr Burrett, Mr Catchpole, Mr Cloake, Mr Crow, Mrs Duncton, Mr Edwards, Mr Elkins, Ms Flynn, Ms Goldsmith, Mrs Hall, Mr High, Mr Hillier, Mr Hunt, Mrs Jones, Mrs Jupp, Mr Jupp, Ms Kennard, Mrs Kitchen, Mr Lanzer, Mr Marshall, Mr Mitchell, Mr Montyn, Mr R J Oakley, Mr S J Oakley, Mr Parikh, Mr Patel, Mrs Pendleton, Mr Petts, Mrs Purnell, Mr Simmons, Mrs Smith, Mr Turner, Mrs Urquhart, Mr Whittington and Mr Wickremaratchi.

(b) Against the recommendations - 10

Dr Dennis, Mr Jones, Mrs Millson, Dr O’Kelly, Mr Oppler, Mr Oxlade, Mr Purchase, Mr Quinn, Mr Smytherman and Dr Walsh.

(c) Abstentions – 7

Mrs Arculus, Mrs Bridges, Mrs Dennis, Mr Lea, Ms Lord, Mrs Sparkes and Mr Waight.

102.15 The revised recommendations were carried as set out below.

102.16 Resolved –

That, taking account of the priorities contained in the approved West Sussex Plan, Medium Term Financial Strategy, the Local Government Finance Settlement and the results of internal and external consultation, the following items be approved:

- (1) An increase in council tax in 2019/20 comprising:
  - **2.00%** for **Adults’ Social Care**, plus
  - **2.99%** to support **other General Fund services**
  - making a total increase of **4.99%**
- (2) Net revenue expenditure in 2019/20 of **£575.469m** (as set out in paragraph 5.1 and Appendix 1).
- (3) (a) Capital Strategy, setting out capital expenditure and proposed method of financing for the core programme and the income generating initiatives (which will be subject to their own business cases) for the period 2019/20 to 2023/24, as set out in Annex 2(a).  
(b) Treasury Management Strategy Statement 2019/20, as set out in Annex 2(b).  
(c) Prudential Indicators, as set out in Annex 2(c).
- (4) The Director of Finance, Performance and Procurement’s

assessment of the robustness of estimates and adequacy of reserves (paragraph 6.1).

**(5)** The following amounts be approved for the financial year 2019/20 in accordance with Section 42A of the Local Government Finance Act 1992:

**(a)** That the budget requirement to meet net expenditure of the County Council for the financial year 2019/20 is **£575.469m**, and the council tax requirement for 2019/20 is **£459.941m**.

**(b)** That the following sums be payable for the year into the County Council's revenue fund:

Business Rates Retention Scheme – County Council	£85.226m*
Business Rates Retention Scheme – 75% Business Rates Pilot	£19.141m
New Homes Bonus Grant	£3.933m
Social Care Support Grant	£5.243m
Net surplus from District and Borough Collection Funds	£1.985m*

**(c)** The council tax base for the year 2019/20 is the aggregate amount calculated by the billing authorities to which the County Council issues precepts totalling 332,430.70 Band D equivalents.

**(d)** The amount of council tax being the budget requirement at 5(a) above, less the amounts receivable in 5(b) above, all divided by the council tax base at 5(c) above, shall be **£1,383.57** to the nearest penny for Band D.

**(e)** The amount of council tax payable for dwellings listed in a particular valuation band, calculated in accordance with the proportion set out in Section 5(1) of the Act, shall be as follows:

Valuation Band	Amount	Valuation Band	Amount
A	£922.38	E	£1,691.03
B	£1,076.11	F	£1,998.49
C	£1,229.84	G	£2,305.95
D	£1,383.57	H	£2,767.14

**(f)** That the district councils be requested to make payments totalling £459.941m to West Sussex County Council of sums due under precepts calculated in proportion to their council tax Band D equivalents as follows:

Adur District Council	£29,324,766.15
Arun District Council	£84,786,553.17

Chichester District Council	£73,799,070.37
Crawley Borough Council	£48,724,216.19
Horsham District Council	£86,040,067.59
Mid Sussex District Council	£83,993,075.78
Worthing Borough Council	£53,273,394.35

**(g)** That the district councils be required to make payments of precept by equal instalments of the above sums due on or before:

5 April 2019	7 May 2019	5 June 2019
5 July 2019	5 August 2019	5 September 2019
7 October 2019	5 November 2019	5 December 2019
6 January 2020	5 February 2020	5 March 2020

**(h)** Additionally, it is noted that payments be made by the district and borough councils (or to them) in respect of the estimated surplus/(deficit) on their collection funds on 31 March 2019:

	<b>Council Tax</b>	<b>Business Rates*</b>
Adur District Council	(179,583.56)	(160,217.80)
Arun District Council	243,000.00	(102,984.90)
Chichester District Council	(165,877.00)	5,963.20
Crawley Borough Council	278,109.43	20,485.00
Horsham District Council	1,562,000.00	(3,420.20)
Mid Sussex District Council	592,900.00	111,557.00
Worthing Borough Council	(51,768.65)	(165,585.60)

\* To avoid late changes to the budget, the above changes of funding (in 5(b) and 5(h)) will be applied to the Budget Management Reserve.

102.17 With reference to the LED street lighting project, Mr Hunt reminded members that the matter could be examined by the appropriate Select Committee.

### **103 Motion on Government Cuts to the Public Health Budget**

103.1 The following motion was moved by Dr Walsh and seconded by Dr O'Kelly:

'The Council notes the vital role played by Public Health, including our hugely successful vaccination and immunisation programmes, support for those wanting to stop smoking, and otherwise helping West Sussex residents to lead healthier lives by avoiding diseases

and unplanned pregnancies; and notes with grave concern the announcement of a further £85m cut to the Public Health Budget, as one of 12 ministerial statements published by the Government on the last day of the 2018 parliamentary term before Christmas, only weeks after the Secretary of State for Health described 'prevention' as his priority.

The Council further notes the comments of the Health Foundation, who described these cuts as a false economy and who have calculated that an additional £3bn a year is required to reverse the impact of the Government's cuts to the Public Health Grant to date and have called for this increased budget to be allocated according to need; and the warnings from the King's Fund that such cuts could put pressure on councils to cut non-statutory sexual health prevention services, which could lead to more sexually transmitted infections and unplanned pregnancies.

This Council believes that our Public Health team perform vital work to help keep the residents of West Sussex healthy and to avoid more costly admissions to hospitals and other interventions by our NHS, and that this should be properly funded by central government.

The Council resolves to:

- (1) Thank our Director of Public Health and her team for the great work they do across West Sussex despite continued financial challenges;
- (2) Condemn the timing just before the Christmas break to 'sneak out' announcements such as this;
- (3) Call on the Leader of the Council and the Cabinet Member for Adults and Health to consider carefully how best to implement the required cuts to services which will result from continued government cuts to the budget; and
- (4) Ask the Leader and Cabinet Member to write to the Secretary of State for Health, calling on the Government to deliver increased investment in Public Health and to support a sustainable health and social care system by taking a 'prevention first' approach, and fair and equitable funding for West Sussex.'

103.2 The motion was referred to the Cabinet Member for Adults and Health for consideration.

## **104 Motion on Climate Change**

104.1 The following motion was moved by Mr Jones and seconded by Mr Oxlade:

'This Council notes that humans have caused climate change, the impacts of which are being felt around the world. Global temperatures have already increased by 1 degree Celsius from pre-industrial levels. Atmospheric CO<sub>2</sub> levels are above 400 parts per million (ppm). This far exceeds the 350 ppm deemed to be a safe level for humanity. In order to reduce the chance of runaway Global Warming and limit the effects of Climate Breakdown, it is imperative that all countries should reduce our carbon equivalent (CO<sub>2</sub>eq) emissions from their current 6.5 tonnes per person per year to less than 2 tonnes as soon as possible. Councils around the world are responding by declaring a 'Climate Emergency' and committing resources to address this.

This Council believes that all governments (national, regional and local) have a duty to limit the negative impacts of Climate Breakdown, and local governments that recognise this should not wait for their national governments to change their policies. It is important for the residents of West Sussex and the UK that cities commit to carbon neutrality as quickly as possible.

Councils like West Sussex are uniquely placed to lead the world in reducing carbon emissions – for example because of their capacity for local energy generation, such as running our own solar farms and promoting solar energy take up among local organisations and residents, supporting the greater use of electric powered vehicles both in the private and public sector and for personal use, and investing further in public transport.

West Sussex is already suffering from flooding problems, and a significant proportion of its population and a large number of its settlements are based in coastal areas which would potentially be devastated by a rise in sea levels caused by continual global warming. The consequences of global temperature rising above 1.5°C are so severe that preventing this from happening must be a number one priority, and bold climate action can deliver economic benefits in terms of new jobs, economic savings and market opportunities (as well as improved well-being for people worldwide).

This Council therefore calls on the Cabinet to:

- (1) Declare a 'Climate Emergency';
- (2) Pledge to attempt to make West Sussex carbon neutral by 2030, taking into account both production and consumption emissions;
- (3) Call on the Government to provide the powers and resources to make the 2030 target possible;
- (4) Work with other councils to determine and implement best practice methods to limit Global Warming to less than 1.5°C;

- (5) Continue to work with partners across the county and region to deliver this new goal through all relevant strategies and plans;
- (6) Set up a Task and Finish Group to look into the matter in greater detail;
- (7) Consider whether it would be advisable to take into account climate change impacts, when considering planning applications, or taking part in consultations, commenting on reports, plans and reviews put to the Council; and
- (8) Report to full Council within six months with the actions the Cabinet and Council will take to address this emergency.'

104.2 The motion was referred to the Cabinet Member for Environment for consideration.

### **105 Governance Committee: Pay Policy Statement 2019/20**

105.1 The Council considered changes to the Pay Policy Statement 2019/20 in the light of a report from the Governance Committee (pages 147 to 158).

105.2 Resolved –

That the proposed revisions to the Pay Policy Statement, as set out at Appendix 1 to the report, be approved.

### **106 Governance Committee: Governance of the Capital Programme**

106.1 The Council considered changes to the governance of the Capital Programme, in the light of a report from the Governance Committee (pages 159 to 162).

106.2 Resolved –

That changes for clarification of the governance of the capital programme, as set out in the report, be approved.

### **107 Governance Committee: Substitution on Select Committees**

107.1 The Council considered a proposal to ensure representation of a political group at a Select Committee meeting in the light of a report by the Governance Committee (pages 163 to 166).

107.2 Resolved –

That a system of formal substitutes be introduced for select committees, with one named member per political group for each committee, to be adopted with immediate effect, and that the required changes to the Constitution, as set out at Appendix 1 to the report, be approved.

## **108 Appointments**

108.1 The Council approved appointments as set out below.

<b>Committee</b>	<b>Change</b>
Health and Adult Social Care Select Committee	Mr Wickremaratchi to fill vacancy
Health and Adult Social Care Select Committee substitutes	Mr Jones Mr Oppler
Children and Young People's Services Select Committee substitutes	Mr Oxlade Mr Smytherman
Environment, Communities and Fire Select Committee substitutes	Mr Quinn Dr Walsh
Performance and Finance Select Committee substitutes	Mr Jones Ms Lord

## **109 Report of Urgent Action**

109.1 The report of urgent action taken under regulation 11 of the Local Authorities (Executive Arrangements) (Meetings and Access to Information) (England) Regulations 2012 (pages 167 and 168) was noted.

## **110 Question Time**

110.1 Members asked questions of members of the Cabinet on matters relevant to their portfolios and asked questions of chairmen, as set out at Appendix 3. This included questions on those matters contained within the Cabinet report (pages 169 to 172) and written questions and answers pursuant to Standing Order 2.38 (set out at Appendix 2).

Chairman

The Council rose at 4.18 pm

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## Interests

Members declared interests as set out below. All the interests listed below were personal but not pecuniary or prejudicial unless indicated.

<b>Item</b>	<b>Member</b>	<b>Nature of Interest</b>
Item 5 – Draft Medium Term Financial Strategy, Draft Revenue Budget, Draft Capital Programme and Draft Treasury Management	Mr Bradbury	Member of Mid Sussex District Council and partner is a member of Mid Sussex District Council
	Mrs Bridges	Member of Adur District Council and Lancing Parish Council
	Mr Cloake	Wife is a County Council social worker
	Mr Crow	Member of Crawley Borough Council
	Mr Hunt	Chairman of Chichester Harbour Conservancy
	Mrs Jones	Member of Mid Sussex District Council and Burgess Hill Town Council
	Mr Jones	Member of Crawley Borough Council
	Mr Lanzer	Member of Crawley Borough Council
	Mr S J Oakley	Member of Chichester District Council
	Mrs Purnell	Member of Chichester District Council and Selsey Town Council
	Mr Quinn	Trustee of Crawley Town Community Foundation
	Mr Simmons	Executive Member for Health and Well-Being at Adur District Council
	Mr Smytherman	Member of Worthing Borough Council

Item	Member	Nature of Interest
Item 5 – Draft Medium Term Financial Strategy, Draft Revenue Budget, Draft Capital Programme and Draft Treasury Management	Mrs Sparkes	Cabinet Member for Finance and Resources at Worthing Borough Council
	Mr Turner	Member of Worthing Borough Council
	Mr Waight	Member of Worthing Borough Council
Item 6(a) Notice of Motion on Public Health	Mr Smytherman	Trustee of Coastal West Sussex MIND
Item 12 – QT item on Steyning Grammar School	Mrs Arculus	Associate governor
Item 12 – QT item on Defence Employer Recognition Scheme Gold Awards	Lt Cdr Atkins	A veteran from the Royal Navy and Vice-Chair of Worthing Royal Naval Association
Item 12 – QT All items	Mr Bradbury	Chairman of Building Heroes Education Foundation and Trustee of Sussex Learning Trust

## 15 February 2019

1. Written question from **Mr Jones** for reply by the **Leader**

### Question

At the last Council meeting I sought information regarding the number of Away Days attended by the Cabinet and the Executive Leadership Team (ELT) during 2018/19 along with a breakdown of the costs. Whilst I was provided with the dates, the venues and overall costs, I was not provided with a breakdown. Can you please, therefore, let me have a breakdown of the costs of each of the two Away Days held by ELT at Roffey Park which cost a total of £9,026.34 – by this I mean how much was spent on refreshments/venue hire/accommodation etc.?

### Answer

The breakdown of the costs for the two Away Days are as follows:

10 to 11 May 2018

	Quantity	Price	Amount
Cancellations	1	141.34	141.34
Day	1	58.50	58.50
Half Day	19	45.00	855.00
Residential	18	162.00	2,916.00
Photocopying	20	0.35	7.00
		Net	3,977.84
		Vat	795.356
		Gross	4,773.20

15 to 16 November 2018

	Quantity	Price	Amount
Dinner	7	21	147.00
Day	7	58.50	409.50
Half Day	27	45.00	1,215.00
Residential	20	162.00	3,240.00
Photocopying	20	0.10	2.00
Photocopying	100	0.35	35.00
		Net	5,048.50
		Vat	1,009.70
		Gross	6,058.20

Day – tea, coffee, lunch and room  
 Half Day – tea, coffee, lunch & room  
 Residential – Dinner, Bed, Breakfast  
 Photocopying – 10p Black & White,  
 35p Colour

The Corporate Leadership Away Days are focused on:

- Strategic issues and challenges which need to be addressed within the organisation;
- The co-design of solutions to the issues corporately across the organisation;
- Team building to ensure, particularly with a new team, the building of effective relationships for future working;
- An opportunity to develop talent within the organisation by including officers from outside the corporate leadership team; and
- A common understanding of the future direction of the organisation to achieve and share a collective ambition for the residents of our county.

The agenda is full and, therefore, timeframe for this extends beyond the 'normal working day', starting early and continuing often into the late evening. Any team development should focus on the opportunity for officers to work together but also to share time with each other to build effective relationships.

The focus of the Away Days is to come away with clear options and solutions.

**2. Written question from Mr Quinn for reply by the Leader**

**Question**

In July last year the Government announced a shake-up of Local Enterprise Partnerships (LEPs), in order to boost performance, increase diversity and ensure they are operating in an open and transparent way.

The shake up included a need for LEPs to submit proposals for revised geographies to remove situations in which two LEPs geographies overlap.

I understand that with effect from April this year Coast to Capital LEP will no longer include Croydon or Lewes. Can the Leader comment on the loss of Croydon and Lewes to the Coast to Capital LEP; and also tell me:

- (a) What plans there are for a Committee to scrutinise the LEP;
- (b) How she thinks scrutiny of LEP decision making would work best and what the 'risks' of such scrutiny are (as referred to in the minute 5 of the Coast to Capital Board meeting 43, 22 January 2019); and
- (c) How the LEP plans to select two individuals to strengthen the board representing (1) Adur, Worthing, Arun and Chichester and (2) Horsham, Mid-Sussex, Crawley, Reigate and Banstead, Tandridge and Epsom and Ewell, assuming this is ratified by the Joint Committee in March?

**Answer**

The decision to remove Croydon and Lewes from the Coast to Capital LEP (C2C) was made by the Government as part of a national policy to prevent areas from being in two LEPs. Croydon is also in the London LEP and Lewes is also in the South East LEP. From April the new Coast to Capital LEP will comprise the whole

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of West Sussex, Brighton and Hove and East Surrey. It will therefore have a much stronger focus on the West Sussex economy and this is to be welcomed.

Turning to the specific questions:

- (a) The C2C LEP has an assurance framework. This refers to the introduction of a new Scrutiny Committee, which was proposed by the C2C Audit Committee and will need to be approved by the Joint Committee of the Local Authorities at its next meeting in March.
- (b) C2C is working up the principles and detail of how the Scrutiny Committee will operate. In my view some of the key issues rather than 'risks' that C2C will need to consider in devising a scrutiny function are: managing members' expectations of the function through clear terms of reference; how scrutiny relates to the C2C Audit Committee; the tension between a wish for wide representation across the LEP geography as against a committee that is of a size that can work effectively; and devising a manageable and appropriate programme of work for scrutiny.
- (c) The Board (no. 43) agreed a proposal for one District and Borough representative to cover Adur, Worthing, Arun, Chichester; and a second to cover Horsham, Mid Sussex, Crawley, Reigate & Banstead, Tandridge, and Epsom & Ewell. This change will need to be put to the local authority Joint Committee at its next meeting in March for ratification. I understand that it is proposed that the Districts and Boroughs will make the nominations to the Board. I have welcomed and supported this development to ensure greater involvement by our Districts and Boroughs in the affairs of the LEP.

**3. Written question from Mr Jones for reply by the by the Cabinet Member for Adults and Health**

**Question**

Ahead of the formal meeting of the Cabinet on 29 January 2019, Cabinet Members announced that £750,000 in funding to support homeless charities would be made available in the budget to be discussed on 15 February.

I understand the intention of the Cabinet is that the funding is to be made available to organisations to help them transition to new arrangements following the council leadership's decision to make reductions to the housing related support funding, that comes into effect later this year. I also understand that in order to access this funding organisations will have to bid for it.

Can the Cabinet Member please set out in full the timescale for accessing this fund and the criteria and procedure to be followed?

Clearly the charities and organisations that this fund supported and that are going to suffer because of these future cuts will already have been trying to mitigate the effects of those cuts and will be looking for alternative sources of funding. So, why is the Council not just providing this money to help them to guarantee that they can continue to run for an additional, longer period? Surely it would be

better to give this money to them without onerous requirements which risks this money failing to be claimed when we know it is desperately needed?

Furthermore, can the Cabinet Member explain what prompted her and fellow Cabinet Members to reach the decision to make £750,000 available in transitional funding having taken a decision in December to cut the housing related support budget by £4m over the next two financial years?

**Answer**

The application process for the £750,000 transitional funding will be straight forward and will be ring-fenced to the existing providers, all of whom would be eligible to apply. This process will not be onerous. However, to be successful, bids would need to show that this is not simply putting off the inevitable but is transitioning to a new service model or funding source. Priority will be given to services based on the level of reduction faced and the sustainability of the proposal.

A timetable and simple process for the bidding is still being developed and communication regarding next steps will be in place by the end of February 2019. The decision to make this resource available was in direct response to the feedback received from the public, our partners and the Health and Adult Social Care Select Committee.

**4. Written question from Mr Oxlade for reply by the by the Cabinet Member for Adults and Health**

**Question**

- (a) In June last year the Cabinet Member took a decision to reconfigure the contract with Shaw Homes who currently deliver day care, residential and nursing services across 12 homes in the county. That decision included an investment of £1.1m in 2018/19 in order to enable Shaw Homes to employ an additional 71 full-time equivalent support workers and team leaders. Can the Cabinet Member please:
- (i) Tell me how many additional staff have been employed by Shaw Homes as a result of this investment;
  - (ii) Confirm that work to re-configure the contract is progressing well;
  - (iii) Assure me she remains confident the investment will see improved support arrangements for residents; and
  - (iv) Confirm there will be rigorous internal oversight of future arrangements given that the recent LGA peer review found management of this contract to be poor?
- (b) In October 2018 the Cabinet Member also took a decision to implement extensive changes to day services around the county. The first phase sees existing services currently delivered from Glen Vue in East Grinstead and

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Maidenbower in Crawley transferred to either Shaw Healthcare services (at Deerswood and Burley's Wood) or through other providers or individual solutions as identified.

There was a commitment that full feasibility studies to optimise the use of the existing leases at Glen Vue and Maidenbower would be carried out and there would be close liaison with local groups using the space so they may continue to provide their valuable services to the local communities.

I believe that negotiations with Age UK are progressing well with regard to them taking over Glen Vue. I would, however, appreciate it if the Cabinet Member could tell me:

- (i) Where residents will be able to access the services provided by each of the community groups who were delivering services from Maidenbower as of October last year, once the centre closes at the end of April;
- (ii) What it is proposed will happen to this facility after April; and
- (iii) Taking account of any interest expressed to date, what it is envisaged the facility will be used for?

**Answer**

- (a) Shaw contract
  - (i) Currently 22% of the additional staff required under the variation have been sourced and recruitment is on-going. Recruitment and retention of social care staff within the county, and nationally, remains a challenge. The County Council is improving its market support on this issue through its 'Proud to Care' initiative, a one-stop website for job seekers and interested individuals to get information about what it is really like to work in care apply for a variety of jobs in care across West Sussex - this website is scheduled to go live in late February 2019. Shaw is actively engaging with this initiative as well as a range of other options to improve the recruitment position.
  - (ii) Work to reconfigure the Shaw contract is progressing. The first draft of the Legal Variation has been drafted and Acuity Legal has been instructed to manage this with our lead Solicitor. Given the level of investment and the size of the contract, it is important that this variation is managed robustly. Practical changes to the service are taking place alongside the legal variation process to ensure that customers are able to benefit from these improvements at the earliest stage possible, for example all the homes will have received the new equipment by 25 February 2019.
  - (iii) The additional investment will see an increase in staffing levels across the homes, improvements in equipment and increased staff training, better transparency around data sharing issues and tighter monitoring of key performance indicators, particularly around quality

of services. The County Council has made clear to Shaw its expectation for these services. Services will be monitored closely to ensure that this investment translates into real improvements in the standards of care provided across the Shaw homes.

In advance of this additional investment we are already seeing utilisation improving from 89% in October 2018 to 94% in January 2019, this is due to a focused operational investment. Increasing the staffing quotas in line with other services we will ensure greater access to the provision and improved quality in the services, particularly for individuals with more complex needs.

- (iv) The County Council has acknowledged that historically this contract has not received the rigour required. The contract now has dedicated resources in place to support this work. A directorate review of contract and commissioning services is currently in progress and this will further strengthen contract management across the department as well as strengthening the links with corporate contracts.

The adult improvement programme is maintaining oversight of the Shaw contract until the contract variation is in place and the new commissioning structures are embedded to ensure that this contract receives the robust scrutiny required.

I can also confirm that Paul McKay, Director of Adults' Services, will be meeting Shaw as part of monitoring the contract and improving performance.

(b) Maidenbower Day Services

- (i) Maidenbower Day Centre is occupied by the County Council under an agreement with Crawley Borough Council until 2056. As the County Council will no longer require the building once the day service closes at the end of April 2019 it is seeking to sublet the facility to a third party. This opportunity is currently being marketed and the marketing period is set to close on 22 February 2019.

The incoming tenants will be advised of the range of community groups accessing the facilities and it will be for these parties to negotiate arrangements in respect of this.

All current community groups have been advised of the process and the timescales, unfortunately the County Council cannot guarantee that the building will be available for these groups beyond the end of April.

- (ii) The centre has a planning use class 'D1 Non-residential Institutions' - Clinics, health centres, crèches, day nurseries, day centres, schools, art galleries (other than for sale or hire), museums, libraries, halls, places of worship, church halls, law court. Non-residential education and training centres. The property is being marketed on this basis.



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**5. Written question from Mr Oxlade for reply by the by the Cabinet Member for Adults and Health**

I understand that frail, elderly and vulnerable West Sussex residents are able to access a 13-week free trial in order to benefit from the technology enabled lives service (telecare service) to optimise their wellbeing and independence.

In May 2015 District and Borough Councils were told that West Sussex County Council would work with them to deliver telecare services from April 2016 but that subsequently it was decided that the County Council would procure a new contract for these services. Therefore, in December 2017 a Cabinet Member decision to commence a procurement process was published, with the intention being that a new provider would take up provision of the service from September 2018.

I am given to believe that this has not in fact happened. I would, therefore, be most grateful if the Cabinet Member could please:

- (a) Explain why the procurement of this service has not yet happened;
- (b) Outline her current intentions in respect of procuring this highly valued service;
- (c) Confirm that whatever the intentions are for delivering this service in the longer term that it will continue to include the 13-week free trial arrangement.
- (d) Confirm that there is no risk of legal challenge in respect of the existing contract arrangements (which I gather are currently delivered through a three month rolling contract arrangement); and
- (e) Confirm that she has continued to keep Coastal West Sussex, Crawley and Horsham and Mid Sussex Clinical Commissioning Groups (CCGs) informed, given that they jointly fund the service with the County Council?

**Answer**

- (a) Members will be aware that the procurement process in 2018 was paused whilst the County Council took the opportunity to review the current technology offer. A peer review was commissioned from Hampshire County Council, one of the leading authorities in the country in successfully delivering technology enabled care (TEC) to people with care and support needs. At its very best a modern and innovative technology offer supports people to stay in their homes and live as independently as possible for as long as possible and can reduce, delay and prevent the need for costly care packages and placements in care homes, not only improving outcomes for residents but providing significant financial benefits to the Council. Technology is moving at a rapid pace with new apps, wireless sensors and smart appliances appearing every week. New devices and apps can help people communicate with experts, seek urgent help, reduce social isolation, control the home environment as well as maintaining health, fitness and wellbeing. The beauty of digital delivery is that it does not need to be left at the door when people go out – it enables greater independence. It is our

ambition to have this kind of service and the peer review helped us to understand the art of the possible, and use the procurement process to realise this ambition.

The peer review found that the current offer had some of the following problems:

- It has not been updated or kept pace with developments in care and health technology and has not established itself as part of the mainstream social care offer;
- It has low take up in adult social care with only 2.4% of the 4,500 contacts received each month about social care leading to a referral to the service. People only take up technology if they can afford it and are willing to pay for it which means that for a significant number of people improved outcomes are being missed. Because technology is paid for directly by customers, it is currently an optional 'add on' rather than an integrated and 'active' element of the care package people are deterred from using it: this is an unusual model; and
- The service, including policies, training and approach to referrals, is not aligned to a strengths-based approach to adult social care, which is person-centred and based on the principles of Care Act 2014, and is thus outdated.

By taking active steps to modernise, innovate, change practice and culture and mainstream technology in adult social care, the peer review has estimated that the service could reach a much higher number of people, will become a central consideration for all care packages, be available to all eligible people and will be at the forefront of maintaining independence, health and wellbeing across the health and social care system. Such benefits have been seen in counties such as Gloucestershire and North Yorkshire.

- (b) Our intention is to commission a service that is modern, innovative, that supports our vision and strategy to keep people well and independent in their own homes, reducing our current overuse of residential care and achieves maximum system benefits. The model also has to support the principles of the Care Act 2014. The current model therefore needs to be updated to reflect the vision and strategy and the findings from the peer review to meet this ambition.
- (c) In order to achieve the benefits as outlined above, our commissioning intentions are to support more residents who have ongoing care and support needs with technology.

TEC should be the default offer to all of our social care customers promoting the principles of choice, control and self-determination. By offering a 13-week trial period only, we are currently enforcing an arbitrary decision point where customers have to decide whether they want to continue or not. This decision can often be a financially-led rather than a needs-led one. We know that most customers who need TEC solutions have an ongoing need for care and not something that is resolved within 13 weeks.

Should a customer decide not to continue to pay for TEC and end the 13-week trial they may be therefore placing themselves (and us as a County Council) at risk.

By providing technology to people with Care Act eligible needs we can means test via our normal financial charging arrangements, thus ensuring that customers who cannot afford to pay for TEC will be supported in any case. For those people with needs that do not fall under Care Act eligibility, and/or for self-funders we can potentially sign post to the borough and district councils who all offer TEC.

At present we know that on average 55 percent of customers choose to continue paying for TEC services after the 13 weeks.

- (d) Appropriate legal advice has been sought throughout.
- (e) We are, of course, engaging with our CCG colleagues as key partners in the recommissioning of the service. We actively and regularly engage with health colleagues as part of our ongoing programme of training and support to prescribers of and they were active participants in the peer review.

**6. Written question from Mr Quinn for reply by the Cabinet Member for Children and Young People**

In 2017 a study found a sharp increase in self-harm reported to GPs among teenage girls. It also found self-harming to be more common among young people living in deprived areas, with such youngsters being less likely to be referred to mental health services within 12 months of their first incident than those in more affluent areas.

I understand that half way through that year there was a significant drop in performance in respect of young people being referred to mental health support within 28 days. The drop in performance was attributed to a temporary reduction in performance by the service provider. At that time officers were meeting with the provider bi-monthly to discuss ongoing performance which included investigations of each breach of performance on a case by case basis, looking at reasons, actions and lessons learnt to inform service improvement.

Can the Cabinet Member, please:

- (a) Let me have figures in respect of the number of people referred to mental health services for each of the last 12 months (or for a period of 12 months, as up-to-date as possible);
- (b) How many of those young people were seen within 28 days; and
- (c) Whether there has been a sharp increase in West Sussex of self-harm among young girls over the last three years?

**Answer**

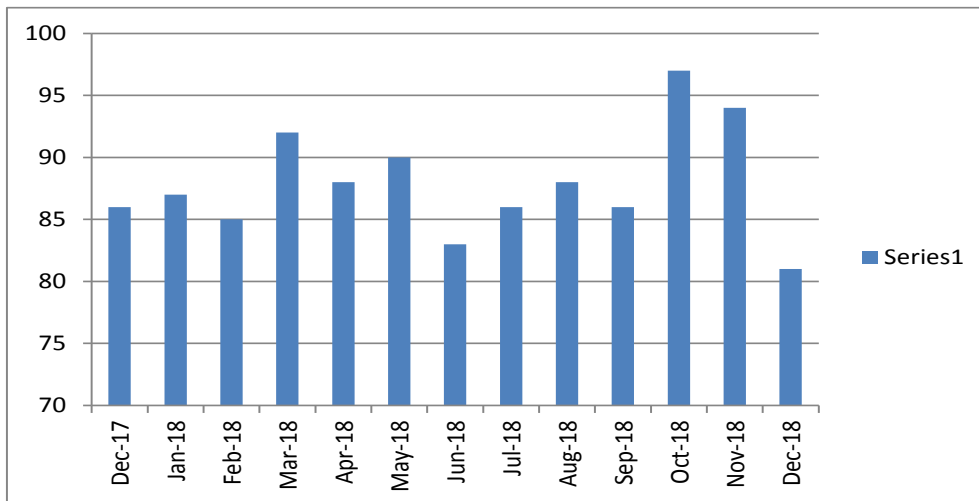
- (a) The numbers of children and young people referred to the specialist CAMHS

service (delivered by Sussex Partnership NHS Foundation Trust) in West Sussex in the last 12 months is:

December 2017	287
January 2018	314
February 2018	363
March 2018	297
April 2018	351
May 2018	334
June 2018	340
July 2018	212
August 2018	292
September 2018	292
October 2018	367
November 2018	433
December 2018	276
<b>Total</b>	<b>4,158</b>

It should be noted that a referral does not always translate into an acceptance to the service.

- (b) The percentage of accepted referrals for routine assessments which were seen within four weeks:



December 17	86
January 2018	87
February 2018	85
March 2018	92

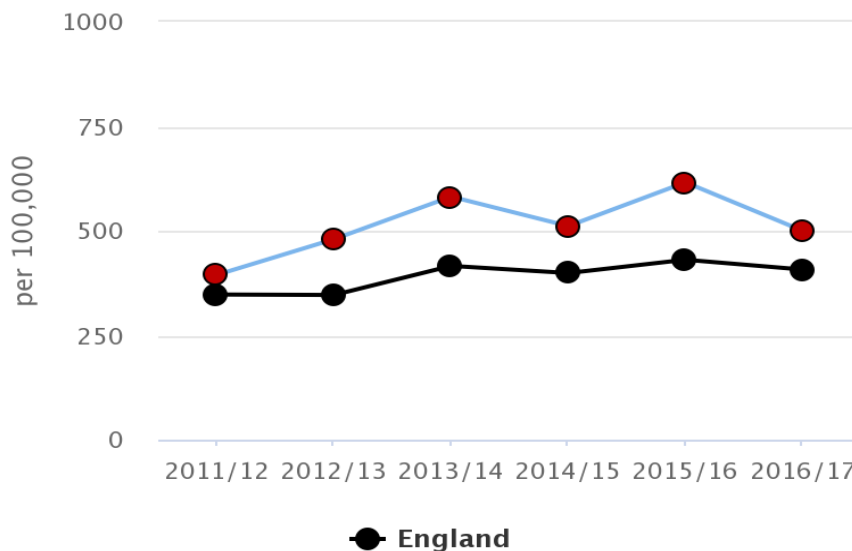
April 2018	88
May 2018	90
June 2018	83
July 2018	86
August 2018	88
September 2018	86
October 2018	97
November 2018	94
December 2018	81

- (c) Given the fact that self-harm is often a hidden and undisclosed behaviour data to answer this specific question is not available.

The data regarding admissions to hospital for intentional self-harm or self-injury is set out below.

This is recorded on the Public Health England dashboard and whilst West Sussex admissions remain slightly higher than the England average they have decreased since 2015/16. This is non gender specific and includes all children and young people up to the age of 24 years.

Hospital admissions as a result of self-harm (10-24 years) – West Sussex



National evidence would suggest that there is an increased incidence of self harm and that more girls are admitted to hospital than boys. There is no reason to assume West Sussex is any different in this regard though it should be noted that overall self harm admissions have reduced in West Sussex.

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**Question Time: 15 February 2019**

Members asked questions of members the Cabinet and chairmen as set out below. In instances where a Cabinet Member, the Leader or a chairman undertook to take follow-up action, this is also noted below.

**Best Start in Life**

Steying Grammar School outstanding Ofsted inspection (Cabinet Member for Education and Skills), from Mrs Arculus.

**A Prosperous Place**

White line marking in rural areas (Cabinet Member for Highways and Infrastructure), from Mrs Duncton.

In response to a question by Mrs Duncton about the programme of white line markings on highways, especially in rural areas, the Cabinet Member agreed to advise Mrs Duncton of the available funding and programme of works.

Mid Sussex Regeneration Programme and redevelopment of Burgess Hill Library (Leader), from Mr Acraman.

**A Strong, Safe and Sustainable Place**

Defence Employer Recognition Scheme Gold Awards (Cabinet Member for Safer, Stronger Communities) from Mr Edwards.

County Council's Community Hub Strategy (Cabinet Member for Safer, Stronger Communities) from Mrs Dennis.

In response to a question about the timescale for the development of Community Hubs across the county, the Cabinet Member agreed to keep Mrs Dennis and the Environment, Communities and Fire Select Committee informed of progress.

Safe Digital Life, (Cabinet Member for Safer, Stronger Communities) from Ms Flynn.

In response to a question from Ms Flynn about actions the County Council is taking to keep children in care safe on-line, the Cabinet Member undertook to advise all members.

**A Council that works for the Community**

Brexit preparations (Leader), from Mrs Millson.

In response to a question from Mrs Millson about Brexit preparatory work in relation to potential numbers of EU and British citizens returning to/leaving West Sussex and the impact on the care sector, the Leader undertook to provide a response.

Written question 1 (Leader), from Mr Jones.

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