

**CONSULTATIONS
REQUIRED/CARRIED OUT:**

The proposed Capital Programme will be referred to the January 2017 Corporate Resources Overview and Scrutiny Committee for comment before being discussed at County Council in February 2017.

RESOURCE IMPLICATIONS:

Financial consequences for capital resources are as set out within the report.

As previously stated there are revenue consequences of borrowing in interest costs and revenue provision for debt repayment. The costs of supported borrowing and prudential borrowing for the 21st Century Schools Programme has been built into the Medium Term Financial Plan (MTFP).

In the event that the Council needs to prudentially borrow to fund the investment section of the capital programme as outlined in the report the estimated revenue costs of borrowing are outlined in Table 8 of the report. This assumes that the borrowing is associated with the schemes which have a long estimated useful life over which to spread the debt financing charges, 50 years for school extensions. The costs are not included within the MTFP at present.

DECLARATIONS OF INTEREST:

None.

DISPENSATIONS

None.

DATE PUBLISHED:

14th December 2016

SIGNED



(Proper Officer)

FLINTSHIRE COUNTY COUNCIL

CABINET RECORD OF DECISION

DATE OF MEETING: **13 DECEMBER 2016** **AGENDA ITEM NO. 5**

REPORT OF: **Chief Officer (Education and Youth)**

SUBJECT: **WELSH IN EDUCATION STRATEGIC PLAN**

RECOMMENDATIONS OF REPORT:

- (1) Cabinet acknowledge the changes in the guidance on Welsh in Education Strategic Plans;
- (2) Cabinet approve Flintshire's Welsh in Education Strategic Plan; and
- (3) Cabinet note the recommendations from the Estyn Thematic Review in Welsh in Education Strategic Plans

DECISION: As detailed in the recommendations.

REASON FOR DECISION: As in the report.

**CONSULTATIONS
REQUIRED/CARRIED OUT:**

Publication of this report constitutes consultation but WG designated stakeholders will receive copies of Flintshire's Welsh in Education Strategic Plan directly for comment e.g. Welsh Language Commissioner, Estyn, Head Teachers, Governors & School Councils of all Flintshire schools, local further education providers, neighbouring local authorities and other key organisations as appropriate.


RESOURCE IMPLICATIONS: None as a result of this report.

DECLARATIONS OF INTEREST: None.

DISPENSATIONS None.

DATE PUBLISHED: 14th December 2016

SIGNED

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(Proper Officer)

DECLARATIONS OF INTEREST:

None.


DISPENSATIONS

None.

DATE PUBLISHED:

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FLINTSHIRE COUNTY COUNCIL

CABINET RECORD OF DECISION

DATE OF MEETING: **13 DECEMBER 2016** **AGENDA ITEM NO. 8**

REPORT OF: **Chief Officer (Education and Youth)**

SUBJECT: **SCHOOL MODERNISATION UPDATE**

- RECOMMENDATIONS OF REPORT:**
- (1) Cabinet is requested to consider the responses from the informal consultation period for the Area;
 - (2) Cabinet is requested to consider the evidence and analysis provided within the reports; and
 - (3) Cabinet is requested to determine the next steps for school organisational change in the area.

- DECISION:**
- As detailed in the recommendations, including:
- (a) That Cabinet commission consultation on statutory proposals for school organisation change for September 2017 based on Option B – Area school on two sites – Ysgol Rhos Helyg, Rhosesmor would remain as it is, retain its name, category, budget, governors, staff and would remain in its community. Brynford CP and Lixwm CP would amalgamate onto one site. The amalgamated school would retain its category but would have a new name, governing body, head teacher and budget and would remain in one of the communities, either Brynford or Lixwm; and
 - (b) That if proposals for a federation between Brynford CP or Lixwm CP were to be submitted from both

governing bodies prior to consultation on statutory proposals commencing in September 2017, this would be considered by Cabinet at that time.

REASON FOR DECISION:

As in the report.

**CONSULTATIONS
REQUIRED/CARRIED OUT:**

Informal consultation carried out in the areas as outlined in the body of the report.

School Organisational Change models required formal Consultation within the Legal Framework of the School Organisational Code.

Should a change model for the area be determined further consultation will be required with key stakeholders, including dedicated approaches with children and young people, employees, governors and parents / carers, in accordance with the School Standards and Organisation Act 2013. This will involve Key stakeholders. Progress and authorisation to proceed will be sought from the County Council's Cabinet at key stages in the process.

The results of the consultation on the statutory proposals would be reported to Education and Youth Overview and Scrutiny Committee.

RESOURCE IMPLICATIONS:

There are no resource implications associated with this report.

DECLARATIONS OF INTEREST:

None.

DISPENSATIONS

None.

DATE PUBLISHED:

14th December 2016

SIGNED



(Proper Officer)

FLINTSHIRE COUNTY COUNCIL

CABINET RECORD OF DECISION

DATE OF MEETING: **13 DECEMBER 2016** **AGENDA ITEM NO. 9**

REPORT OF: **Chief Officer (Planning and Environment)**

SUBJECT: **CHANGES TO DEVELOPER GUIDANCE NOTES –
SPECULATIVE HOUSING DEVELOPMENT
PROPOSALS**

RECOMMENDATIONS OF REPORT: That Cabinet approve the amended Developer Guidance Note so that it becomes immediately operational for use for Development Management purposes.

DECISION: As detailed in the recommendation.

REASON FOR DECISION: As in the report.

**CONSULTATIONS
REQUIRED/CARRIED OUT:** There is no need to carry out a consultation exercise on the note as it is not new policy – the note simply reminds developers to do what they should be doing when submitting applications, and that is to fully accord with national planning guidance and policy and the UDP and show how their schemes are compliant and sustainable.


RESOURCE IMPLICATIONS: The main negative consequence of the receipt of speculative applications is that it is drawing resources away from making progress with the LDP as well as potentially compromising the emerging strategy and direction of the Plan.

DECLARATIONS OF INTEREST: None.

DISPENSATIONS None.

DATE PUBLISHED: 14th December 2016

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(Proper Officer)

FLINTSHIRE COUNTY COUNCIL

CABINET RECORD OF DECISION

DATE OF MEETING: 13 DECEMBER 2016 AGENDA ITEM NO. 10

REPORT OF: Chief Officer (Planning and Environment)

SUBJECT: TO CHANGE THE DELEGATION FOR THE MOBILE HOMES (WALES) ACT 2013

RECOMMENDATIONS OF REPORT: That Cabinet Members delegate decisions in relation to the grant of a licence in respect of this legislation to a Public Protection Service Manager.

DECISION: As detailed in the recommendation.

REASON FOR DECISION: As in the report.

CONSULTATIONS REQUIRED/CARRIED OUT: None.

RESOURCE IMPLICATIONS: None.

DECLARATIONS OF INTEREST: None.

DISPENSATIONS None.

DATE PUBLISHED: 14th December 2016

SIGNED



(Proper Officer)

FLINTSHIRE COUNTY COUNCIL

CABINET RECORD OF DECISION

DATE OF MEETING: **13 DECEMBER 2016** **AGENDA ITEM NO. 12**

REPORT OF: **Chief Officer (Organisational Change.), Chief
Officer (Social Services)**

SUBJECT: **ALTERNATIVE DELIVERY MODELS -
IMPLEMENTATION PLANS FOR LEISURE AND
LIBRARIES, FACILITIES MANAGEMENT, SOCIAL
CARE DAY CARE AND WORK OPPORTUNITIES**

- RECOMMENDATIONS OF REPORT:**
- (1) To agree that the establishment of a Community Benefit Society to deliver Leisure, Library and Museum Services from 1st July 2017 and that delegated authority be given to the Chief Officer for Governance to enter into the necessary legal agreements to establish this organisation, transfer services to, and contract with the organisation;
 - (2) That prior to completion of transfer of services to this organisation a number of conditions need to be met, as detailed below, and that delegated authority be given to the Chief Officer Organisational Change in consultation with the Cabinet Portfolio Holder for Waste Strategy, Public Protection and Leisure and the Portfolio Holder for Education to sign these conditions off.
 - That the staff vote supports the establishment of the new organisation;
 - Successful appointment of a senior management team and the Board;
 - Finalisation of work and diligence on Transfer of Undertaking Protection of

Employment (TUPE) and pensions;

- Finalisation of work on state aid exemption to ensure a grant aided contract is legally compliant;
- Finalisation of work on the Tax position to ensure the estimate position in the business plan can be delivered;
- Planned configuration of the financial system (Masterpiece) to address the requirements of the company;
- That after diligence the final plans show the estimated financial benefits can be delivered.

- (3) To agree the establishment of a Local Authority Trading Company (LATC), using a TECKAL exemption to deliver Facility Management Services (Catering and Cleaning), from 1st April 2017 and that delegated authority be given to the Chief Officer for Governance to enter into the necessary legal agreements to establish the organisation and contract with it;
- (4) That prior to completion of transfer of these service to this organisation a number of conditions need to be met, as detailed below, and that delegated authority be given to the Chief Officer Organisational Change in consultation with the Deputy Leader of the Council and Cabinet Member for Environment to sign these conditions off.
- Successful appointment of the Board
 - Finalisation of work and diligence on Transfer of Undertaking Protection of

Employment (TUPE) and pensions;

- Finalisation of work on the Tax position to ensure the estimate position in the business plan can be delivered
- Planned configuration of the financial system (Masterpiece) to address the requirements of the company
- That after diligence the final plans show the estimated financial benefits can be delivered

(5) Subject to approval of the recommended provider by Cabinet in January 2017 to agree to contract Day Care and Work Opportunities to a social provider of such services from 1st April 2016 and that delegated authority be given to the Chief Officer for Governance to enter into the necessary legal agreements to contract with, and transfer services to the organisation; and

(6) That prior to contracting with the organisation a number of conditions need to be met, as detailed below, and that delegated authority be given to the Chief Officer Social Services in consultation with the Portfolio Holder for Social Services to sign these conditions off.

- That the savings estimated can be met through the procurement of this contract with the recommended provider
- That the recommended provider is able to clearly demonstrate how they will work with the Council to maximise the delivery of social value and community

benefits and that this process engages key stakeholders including members, staff, users and trade unions.

- That a robust contract monitoring process is put in place to ensure quality of service is maintained and improved
- Finalisation of work and diligence on Transfer of Undertaking Protection of Employment (TUPE) and pensions

DECISION:

As detailed in the recommendations.

REASON FOR DECISION:

As in the report.

**CONSULTATIONS
REQUIRED/CARRIED OUT:**

Detailed consultation with staff has taken place for each proposal. For the Community Benefit Society and Local Authority Trading Company consultation, where appropriate, with users will take place as part of final set up.

In Social Care detailed consultation has taken place with users, family member and carers prior to start of the procurement exercise and representatives are fully involved in the evaluation process.

Full consultation with Trade Unions for all 3 ADM's has been ongoing with local and regional representatives attending staff meetings and ADM programme meetings.

RESOURCE IMPLICATIONS:

The net efficiencies of each proposal are summarised in the report in sections 1.04 (Leisure and Libraries), 2.04 (Facilities Management), 3.03 (Social Care Day Care and Work Opportunities). These estimates are built into next year's budget estimates.

There will be a range of one off costs for final set up of the organisations which are

detailed below and which it is estimated at this stage can be met within existing budget allocations.

Leisure and Libraries – Total £84,000

Shadow period senior staffing costs - £39,000

Technical support on final legal set-up and state aid - £15,000

Technical support on final VAT arrangements - £15,000

Support to the service including interim finance support - £15,000

Facilities Management – Total £10,000

Technical support on commercial diligence - £10,000

Technical support on finalising VAT arrangements - jointly with leisure and libraries

LD Day and Work Opportunities – Total £10,000

Technical support on legal, contracts and contingency for challenge - £10,000

The human resource implications for each service proposal are provided in detail in the appendices.

Transfer of Undertakings Protection of Employment will apply in each instance for transfer of staff to new organisations.

For the Community Benefit Society and Local Authority Trading Company the Council, subject to final financial diligence, will support their entry into the Local Government Pension Scheme (LGPS). The social care provider will need to provide a comparable pension for transferring staff.

For the Community Benefit Society the senior posts appointed to may be offered on a permanent basis with the recognition that the Board may need to review over time the structure and performance of the senior leadership team.

DECLARATIONS OF INTEREST:

None.

DISPENSATIONS

None.

DATE PUBLISHED:

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(Proper Officer)
