

EXECUTIVE DECISION RECORD

5 SEPTEMBER 2019

SOCIAL CARE, HEALTH AND WELLBEING CABINET BOARD

Cabinet Members:

Councillors: A.R.Lockyer (Chairperson) and R.G.Jones

Officers in Attendance:

A.Jarrett, A.Thomas, D.Cole, K.Wedmore, D.Tiddy, M.Selby, S.Curran and J.Woodman-Ralph.

Scrutiny Invitees:

Councillors: L.Purcell (Chairperson)
C.Galworthy (Vice Chairperson)

1. **APPOINTMENT OF CHAIRPERSON**

Agreed that Cllr.A.R.Lockyer be appointed Chairperson for the meeting.

2. **MINUTES OF PREVIOUS MEETING**

That the minutes of the previous meeting held on the 25 July 2019, be approved.

3. **TREM Y GLYN RESIDENTIAL CARE HOME FEASIBILITY STUDY**

Decision:

That the Council works with the provider to undertake a feasibility study into the potential for Trem y Glyn Residential Care Home to remain open post 2022.

Reason for Decision:

To enable the Council to reassure residents, future residents, families and staff of the position as soon as possible.

Implementation of Decision:

The decision will be implemented after the three day call in period.

4. **CHILDREN AND YOUNG PEOPLE AND ADULT SERVICES - 1ST QUARTER (APRIL 19 - JUNE 19) PERFORMANCE REPORT**

Decision:

That the report be noted.

5. **PROCUREMENT OF ADVOCACY SERVICE FOR ADULTS**

Decisions:

1. That the Head of Adult Services undertakes a procurement exercise to commission an advocacy service for adults;
2. Following the procurement process, the Head of Adult Services be granted delegated authority to enter into a contract with the bidder evaluated as offering the most economically advantageous tender (taking into account the quality and cost of the bids), for the provision of an advocacy service for adults.

Reasons for Decisions:

Undertaking a procurement exercise for the delivery of an advocacy service will ensure that the Council is best placed to meet its statutory requirements under Part 10 of the Social Services and Wellbeing (Wales) Act 2014 Code of Practice (Advocacy).

Furthermore, undertaking a procurement exercise helps the Council in meeting its general obligations that derive from The Functioning of the European Union (TFEU) be implementing a process that transparently awards a contract in a non-discriminatory way. Additionally, a procurement process will ensure that the Council complies with its internal Contract Procedure Rules (CPR's).

Entering into a contract with a provider for a period of two years, with an option to extend for up to a period of a further 24 months, gives more certainty to providers and helps service sustainability.

Implementation of Decision:

The decision will be implemented after the three day call in period.

6. **ADULT SERVICES DEBT MANAGEMENT AND RECOVERY POLICY**

Decision:

That the Adult Services Debt Management and Recovery Policy as detailed in the circulated report as Appendix 1 be approved.

Reason for Decision:

To comply with the requirements of the Social Services and Wellbeing (Wales) Act 2014 and Part 4 & 5 Code of Practice (Charging and Financial Assessment) Annex F, dealing with the recovery of debt and deprivation of assets.

Implementation of Decision:

The decision will be implemented after the three day call in period.

7. **WESTERN BAY CARERS PARTNERSHIP BOARD ANNUAL REPORT 2018-19**

Decision:

Due to the unavailability of officers, the item be deferred to the next meeting of Social Care, Health and Wellbeing Cabinet Board.

8. **HILLSIDE BEHAVIOUR MANAGEMENT POLICY**

Members were supportive of the amendment to the Hillside Behaviour Management Policy, as proposed by the Social Care, Health and Wellbeing Scrutiny Committee held prior to this board.

Decision:

That the Hillside Behaviour Management Policy as detailed in Appendix 1 to the circulated report be approved subject to the following amendment:

Page 157 of the Policy as attached to the circulated report under The Registered Manager (RM) will ensure that, bullet point 7 be amended to state that all records of control, restraint and discipline are fully completed as soon as possible and no later than 24 hours of the incident unless under exceptional circumstances.

Reason for Decision:

To enable the Council to comply with the requirements of The Regulated Services (Service Providers and Responsible Individual (Wales) Regulations 2017 and statutory guidance issued thereunder, specifically in relation to the circumstances that a physical restraint is permitted.

Implementation of Decision:

The decision will be implemented after the three day call in period.

9. **FOSTERING SERVICE QUALITY OF CARE REPORT 2018/19 AND FOSTERING STATEMENT OF PURPOSE**

Decision:

That the report be noted.

10. **FORWARD WORK PROGRAMME 18/19**

That the forward work programme for 19/20 be noted.

11. **ACCESS TO MEETINGS**

Decision:

That pursuant to Regulation 4 (3) and (5) of Statutory Instrument 2001 No. 2290, the public be excluded for the following item of business which involved the likely disclosure of exempt information as defined in

Paragraphs 13 and 14 of Part 4 of Schedule 12 A to the Local Government Act 1972.

12. **PROPOSED LEASE RENEWAL TO THE COUNCIL OF ACCOMMODATION WITHIN THE CIMLA COMMUNITY RESOURCE CENTRE**

After receiving a verbal updated Members were supportive of the start date for the renewable of the lease to be granted retrospectively.

Decision:

That approval be granted in principle to renew the lease with the a retrospective start date of accommodation within the Cimla Community Resource Centre for a term of 5 years on terms and conditions to be agreed by the Head of Property and Regeneration in conjunction with the Director of Social Services.

Reason for Decision:

To enable the Council to enter into a lease with Swansea Bay University Health Board for Cimla Community Resource Centre, Cimla, Neath. SA11 3SU so that the building can continue to be a joint working environment to effectively engage with Health colleagues.

Implementation of Decision:

The decision will be implemented after the three day call in period.

13. **HILLSIDE EDUCATION CONTRACT**

Decisions:

1. That Rule 2 of the Contract Procedure Rules continue to be excluded and that the Council be authorised to extend and amend the Collaboration Agreement in respect of educational services at Hillside with the School upon the terms set out in the circulated report;
2. That the Director of Social Services, Health and Housing, the Council's Head of Participation and the Hillside Centre Manager, continue to be designated to be the Representatives of this Council

for the purposes of the Collaboration Agreement. To carry out on behalf of the Council all the delegated powers of such a representative, and further delegates to the Director of Social Services, Health and Housing, the Council's Head of Participation and the Hillside Centre Manager the power to appoint an alternate or deputy for the purposes of the Collaboration Agreement;

3. That the Director of Social Services, Health and Housing be granted delegated authority in consultation with the Head of Legal Services to negotiate and settle the Deed of Variation and thereafter authorise the Head of Legal Services to enter into the said Agreement and any associated documentation.

Reason for the Decisions:

The variation of the Collaboration Agreement between the Council and the School will further enhance the provision. It will continue to allow for improved management and oversight, to further enhance professional development opportunities for all Hillside Education staff. A Collaboration Agreement will ensure that suitable arrangements are in place for the next seven years.

Implementation of Decisions:

The decision will be implemented after the three day call in period.

14. **THE MANAGER'S REPORT ON HILLSIDE SECURE CHILDREN'S HOME (EXEMPT UNDER PARAGRAPH 13) (DEFERRED FROM THE MEETING OF THE 25TH JULY 2019)**

Decision:

That the report be noted.

15. **THE REGULATED SERVICE (SERVICE PROVIDERS AND RESPONSIBLE INDIVIDUALS) (WALES) REGULATIONS 2017 (EXEMPT UNDER PARAGRAPH 13) (DEFERRED FROM THE MEETING OF THE 25 JULY 2019)**

Decision:

That the report be noted.

16. **CONTRACTUAL ARRANGEMENTS FOR A TELECARE
INSTALLATION, MAINTENANCE AND REMOVAL SERVICE**

Decision:

That the Head of Adult Services be granted delegated authority to enter into a contract with Care and Repair Western Bay Limited for the provision of a telecare installation, maintenance and removal service until 31 March 2020, with an option to extend the contract until 31 March 2021.

Reason for Decision:

There is insufficient competition by way of alternative experienced providers to deliver the required Service and the current arrangement provides the Council with best value for money.

Implementation of Decision:

The decision will be implemented after the three day call in period.

CHAIRPERSON