London Borough of Hackney – Decisions taken by the Cabinet on Monday, 15 July 2019

Decisions listed below that are Key Decisions will come into force and may then be implemented on the expiry of 5 clear working days after unless called-in by at least 5 non-executive members in writing and submitted to the Monitoring Officer.

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Part A – Items considered in public

1	Apologies for Absence	
2	Urgent Business	There were no items of urgent business. **NOTED**
4	Notice of Intention to Conduct Business in Private, Any Representations Received and the Response to Any such Representations	There were representations received. **NOTED**
5	Questions/Deputations/Petitions	There were no questions, petitions, or deputations. **NOTED**
6	Unrestricted Minutes of the Previous Meeting of Cabinet Held on 17 June 2019	**RESOLVED** **That the unrestricted minutes of the Cabinet held on 17 June 2019 be confirmed as an accurate record of the proceedings subject to the deletion of the Chief Executive from those attending, and the amendment of the job title of Dawn Carter-McDonald to 'Head of Legal & Governance'**

London Borough of Hackney – Decisions taken by the Cabinet on Monday, 15 July 2019

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7	Unrestricted Minutes of Cabinet Procurement Committee held on 11 June 2019	**RESOLVED** **That the Unrestricted Minutes of Cabinet Procurement Committee held on 11 June 2019 be received and noted.**
8	Report of the Local Government & Social Care Ombudsman (LGSCO) – EHC PLANS (Reference 17 001 811 – Mr X)	**RESOLVED** That the contents of the LGSCO report (appendix 1) and the Council's response as set out in the report (paragraphs 6 and 7) be noted. **REASONS FOR DECISION** This report forms part of the Council's obligations under the Local Government Act 1974 to publicise receipt of an LGSCO report. The LGSCO has concluded that there was fault by the Council which caused injustice to Mr X and to B and that the Council should take the action identified in the report to remedy that injustice. **DETAILS OF ALTERNATIVE OPTIONS CONSIDERED AND REJECTED** There is no right of appeal against an LGSCO decision. A complainant, Council or authority can, however, apply to the courts for a judicial review of a decision. We do not propose to take this course of action. Exceptionally, the LGSCO has an internal review system in place where a request can be made for a decision to be reviewed in very limited circumstances – where a decision was made based on important evidence that contained facts that were not accurate or if new and relevant information (that was not previously available) is provided which affects the decision made. In either circumstance, a request to review must be made within 1 month of the decision. Whilst the Council provided robust information on many occasions over the 2 year investigation

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		period, to explain its actions and, where appropriate, apologised at an early point in the complaint process for recognised delays, it was not felt appropriate at this stage to submit further challenge to the LGSCO decision. Furthermore, given the low threshold for requests to initiate EHC needs assessments and the statutory timeframe to complete assessments within 20 weeks, it was felt that there were insufficient grounds to apply for a judicial review.
9	Report of the Local Government & Social Care Ombudsman (LGSCO) – EHC PLANS (Reference 17 009 505 – Mrs B)	**RESOLVED** That the contents of the LGSCO report (appendix 1) and the Council's response as set out in the report (paragraphs 6 and 7), be noted. **REASONS FOR DECISION** This report forms part of the Council's obligations under the Local Government Act 1974 to publicise receipt of an LGSCO report. The LGSCO has concluded that there was fault by the Council which caused injustice to Mrs B and to Child C and that the Council should take the action identified in the report to remedy that injustice. **DETAILS OF ALTERNATIVE OPTIONS CONSIDERED AND REJECTED** There is no right of appeal against an LGSCO decision. A complainant, Council or authority can, however, apply to the courts for a judicial review of a decision. We do not propose to take this course of action. Exceptionally, the LGSCO has an internal review system in place where a request can be made for a decision to be reviewed in very limited circumstances – where a decision was made

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		based on important evidence that contained facts that were not accurate or if new and relevant information (that was not previously available) is provided which affects the decision made. In either circumstance, a request to review must be made within 1 month of the decision. Whilst the Council provided robust information to explain its actions and, where appropriate, apologised at an early point in the complaint process for recognised delays, it was not felt appropriate at this stage to submit further challenge to the LGSCO decision. Furthermore, given the low threshold for requests to initiate EHC needs assessments and the statutory timeframe to complete assessments within 20 weeks, it was felt that there were insufficient grounds to apply for a judicial review.
10	Capital Update Report - Key Decision No. FCR P92	**RESOLVED** **i. That approval be given to the schemes for Children, Adults and Community Health as set out in section 9.2 of the report as follows:** **BSF Lifecycle Works Programme 2019/20:** Virement and spend approval of **£990k in 2019/20** is requested to fund the BSF lifecycle works of 9 schools and across all the BSF school buildings that are not the liability of the LEP within the managed service contract. **Stoke Newington School Theatre Refurbishment:** Virement and spend approval of **£1,200k (£1,186k in 2019/20 and £14k in 2020/21)** is requested to fund the refurbishment of the Drama Theatre and associated ancillary spaces at Stoke Newington School. **ii. That the schemes for Neighbourhoods and Housing (Non) as set out in section 9.4 of the report be approved as follows:**

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		New Classroom Facility at The Old Baths 80-80a Eastway: Resource and spend approval of **£350k (£300k in 2019/20 and £50k in 20/21)** is requested to fund the delivery of a classroom at the Old Baths.

iii. That the S106 schemes as set out in section 9.4 of the report and summarised below be given resource and spending approval as follows:

S106	2019/20
	£'000
Capital	1,979
Total S106 Resource and Spend Approvals	**1,979**

iv. That the schemes outlined in section 9.5 of the report be noted; and

v. That approval be given to the expenditure plans and associated resources to be carried from 2018/19 to 2019/20 as set out in 9.6 of the report, and summarised below:

Directorate	2018/19 Slippage
	£'000
Children, Adults & Community Health	**(1,163)**

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		<table><tr><td>Finance and Corporate Resources</td><td>**2,776**</td></tr><tr><td>Neighbourhoods</td><td>**3,642**</td></tr><tr><td>**Total Non-Housing**</td><td>**5,254**</td></tr><tr><td>Housing</td><td>**2,494**</td></tr><tr><td>**Total Capital Expenditure**</td><td>**7,749**</td></tr></table> **REASONS FOR DECISION** The decisions required are necessary in order that the schemes within the Council's approved Capital programme can be delivered as set out in this report. In most cases, resources have already been allocated to the schemes as part of the budget setting exercise but spending approval is required in order for the scheme to proceed. Where however resources have not previously been allocated, resource approval is requested in this report. **DETAILS OF ALTERNATIVE OPTIONS CONSIDERED AND REJECTED** None.
11	2019/20 Overall Financial Position, Property Disposals and Acquisitions Report - Key Decision No. P93	**RESOLVED** **i. That the updated overall financial position for May 2019, covering the**

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		General Fund and the HRA, and the earmarking by the Group Director of Finance and Corporate Resources of any underspend to support funding of future cost pressures and the funding of the Capital Programme be noted; ii. that the disposal of <u>3 – 10 Bradbury Street</u> edged red on the attached plan (Appendix 1) to the report by way of a surrender and re-grant of a long lease for a term of 125 years be authorised; iii. that the Director of Strategic Property Services be authorised to agree all other lease terms in respect of ii. Above; iv. that the Director of Legal and Governance be authorised to affect the proposed disposal and to enter into any other ancillary legal documentation required to complete the disposal transaction; v. that the freehold disposal of the land at <u>Regan Way</u> edged red on the attached plan (Appendix 2) of the report be authorised; vi. that the Group Director of Finance and Resources be authorised to agree the commercial terms for the disposal; vii. that the Director of Legal and Governance be authorised to prepare, agree, settle and sign the sale agreement and transfer and any other legal documentation required to complete the transaction; viii. that the freehold disposal of the land at <u>Stamford Hill</u> edged red on the attached plan (Appendix 3) of the report be authorised;

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		ix. that the Group Director of Finance and Resources be authorised to agree the commercial terms for the disposal; x. that the Director of Legal and Governance be authorised to prepare, agree, settle and sign the sale agreement and transfer and any other legal documentation required to complete the transaction; xi. that the acquisition of the leasehold interest of Proposed acquisition of up to 25-year Lease of Part First Floor, Block E Woodberry Down for a term of up to 25 years be authorised; xii. that the Director of Legal and Governance be authorised to prepare, agree, settle and sign the necessary legal documentation to affect the proposed transaction and to enter into any other ancillary legal documentation required to complete the proposed transaction; xiii. That authority be delegated to the Group Director of Finance and Corporate Resources to enter into a lease of 25 years, and to agree all other terms of the lease provided that the requirements of S120 Local Government Act 1972 will be met;. xiv. that a loan of £20k be granted to Rio Centre (Dalston), with repayments to be made at a rate of £2k a year, collected as additional rent payments; and xv. that a loan of £200k be granted to Hackney Co-operative Developments at a commercial rate of interest for a period of five years to be determined by the Group Director of Finance and Corporate Resources, with repayments

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		to be interest-only in the first year and then principal and interest payments in the final four years of the loan. **REASONS FOR DECISION** To facilitate financial management and control of the Council's finances. **CHILDREN, ADULT SOCIAL CARE AND COMMUNITY HEALTH (CACH)** The CACH directorate is forecasting an overspend of £3,445k after the application of reserves and drawdown of grant. **CHILDREN & FAMILIES SERVICE** Children & Families Service (CFS) is forecasting a £313k overspend against budget after the application of reserves and grants. This variance is after a £1,800k draw down from the Commissioning Reserve, set up to meet the cost of placements where these exceed the current budget. Additionally, £100k is drawn down from the Housing Costs reserve for families the Council is supporting who have No Recourse to Public Funds (NRPF). The sustained pressure on CFS budgets is a position that is not unique to Hackney, as shown by the results of a survey on Children's Social Care spend carried out jointly by the Society of London Treasurers (SLT) and the Association of Directors of Children's Services (ADCS). The graph below shows how Hackney's year end position for 2017/18 (before the use of reserves) compared to other London boroughs for Children's Social Care. The main budget pressures in CFS are in relation to Corporate Parenting (which incorporates budgets for looked after children placements), the Children in Need service and the No Recourse to Public Funds (NRPF) Team.

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		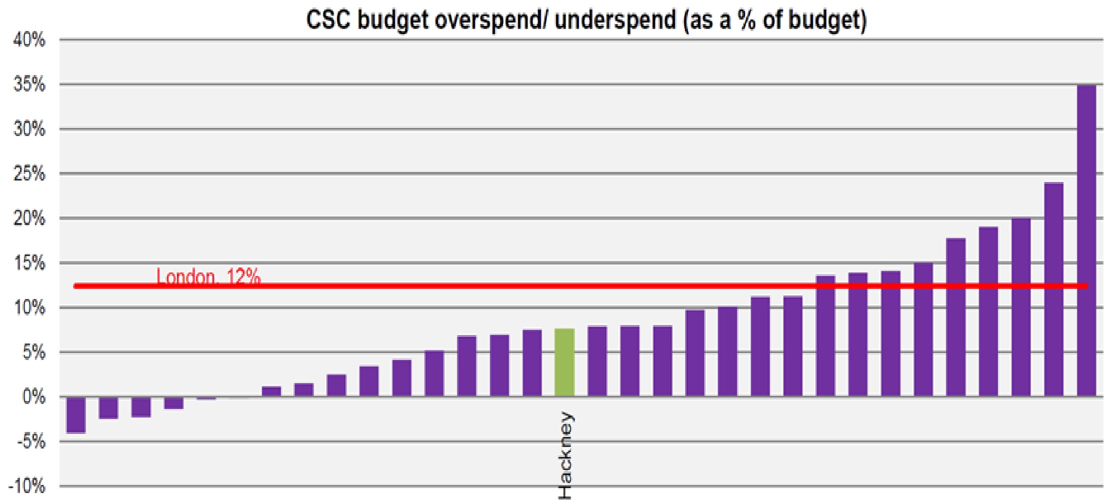 The main budget pressures in CFS are in relation to Corporate Parenting (which incorporates budgets for looked after children placements) and the Children in Need service. Corporate Parenting is forecasting to overspend by £168k after the use of £1,800k of commissioning reserves. This position also includes the use of £1,200k of non-recurrent social care funding that was announced in October 2018 budget. Spend on Looked After Children and Leaving Care placements (as illustrated in the table below) is forecasted at £18,800k compared to last year's outturn of £18,300k – an increase of £500k.

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Table 1: Placements Summary

Service Type	Budget **£000**	Forecast **£000**	Forecast Variance **£000**	Budgeted Placements*	Current Placements	Management Actions
Residential	4,331	4,947	616	23	27	There are a number of initiatives in place to seek to contain these cost pressures, for example the Family Learning Intervention Project (FLIP), the Edge of Care workers, the Residential project and re-negotiation of high cost placements. The first two of these have been in train for some time. Tracking of the financial impact is undertaken on a case by case basis and this indicates significant costs avoided suggesting the cost pressure would be greater if these were not in place. We will continue to monitor residential placement moves and the resulting effect on other placement types across future periods. The impact of Mockingbird, the extended family model for delivering foster care with an emphasis on respite care and peer support, and new arrangements for implementing Supported
Semi-Independent (Under 18)	1,570	1,671	101	29	30	
Other Local Authorities	-	198	198	-	4	
In-House Fostering	1,800	2,019	219	83	93	
Independent Foster Agency Carers	6,488	6,344	-144	136	132	
Residential Family Centre (M&Baby)	-	377	377	-	2	
Family & Friends	569	766	197	32	50	
Extended Fostering	-	12	12	-	2	
Staying Put	200	278	78	12	19	
Overstayers	290	457	167	11	24	

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Semi-independent (18+)	1,370	1,739	369	50	103	Lodgings will also be reviewed going forwards.
Total	16,618	18,808	2,190	376	486	

**based on average cost of placements. Residential budget also includes one-off social care funding of £1,200k)*

The table below shows the trend in LAC placements over the past 12 months.

Table 2: Headcount Data

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		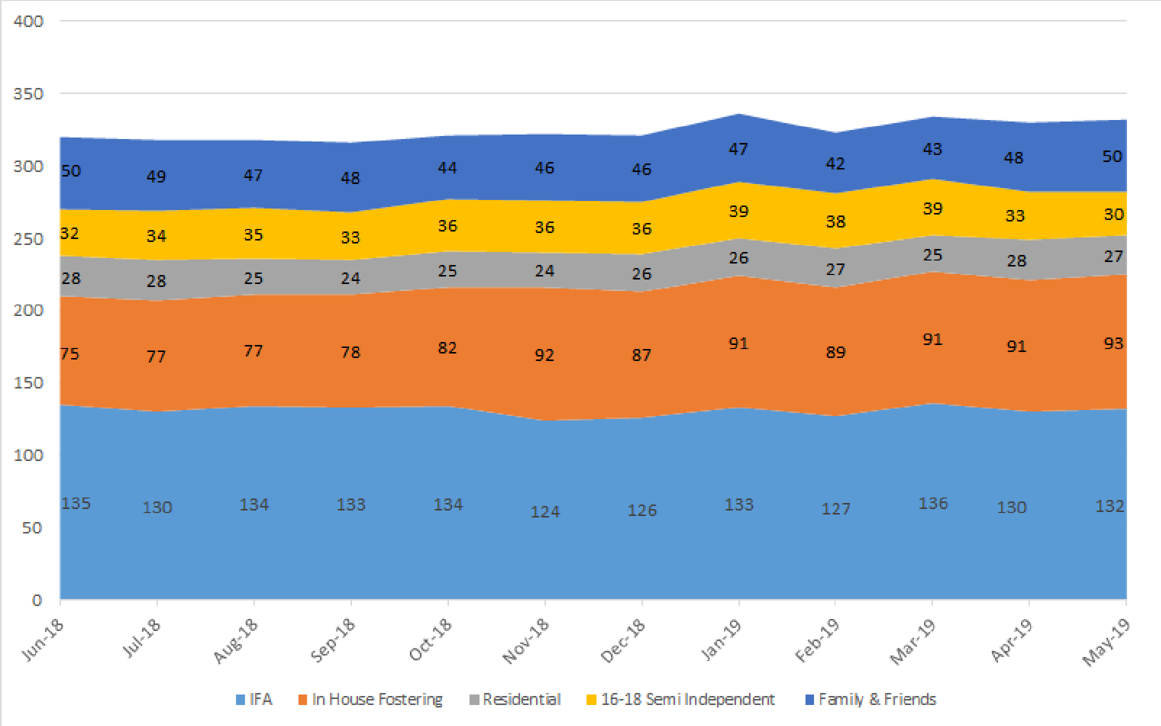 As can be seen from the above since this time last year there has been a favourable movement in the ratio between Independent Foster Agency carers and in-house placements. This is driven primarily by the in-house foster carer recruitment which has seen some success and the matching officer post which has been in the structure since 2018. At around £50k per annum the cost of a child placed in independent foster care is double that of a placement with one of our own foster carers.

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		One of the main drivers for the cost pressure in Corporate Parenting continues to be the rise in the number of children in costly residential placements which has now sustained for the past year and the number of under 18s in high-cost semi-independent placements. Where children in their late teens are deemed to be vulnerable, and in many cases are transitioning from residential to semi-independent placements, they may still require a high-level of support and in extreme circumstances bespoke crisis packages. Following growth in the base budget this year the No Recourse to Public Funds (NRPF) Team is forecast to break even after use of £86k of reserves. We are currently supporting 72 families who have no recourse to public funds. The main area of spend is Section 17 payments on accommodation and subsistence, with spend forecast at £1,600k in the current year which is in line with the budget. This position has improved significantly from the previous year, and the service continues to work to ensure that services are targeted at those in need. Children in Need is forecast to overspend by £301k after use of reserves. The overspend is mainly due to staffing overspends relating to supernumerary social worker posts to meet service pressures, maternity cover, agency premiums associated with covering vacant posts and these items collectively total £301k. There is an overspend in LAC incidental costs in relation to support to children in care proceedings of £370k, which has been offset by the use of reserves. Disabled Children Services is forecast to overspend by £65k. The overspend is attributed to £190k overspend in placements including homecare, direct payments and residential respite.

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		Overspends across the service are partly offset by underspends elsewhere in the Directorate Management Team and Safeguarding and Learning Services. Directorate Management Team is forecast to underspend by £236k. This is due to maximisation of non-recurrent funding in the service. Safeguarding and Learning Service is forecast to underspend by £66k. This is due to a vacant post that will not be filled this financial year. **Hackney Learning Trust** The Hackney Learning Trust (HLT) forecast is consolidated into the Children and Families position. As part of the delegated arrangements for HLT, any overspend or underspend at year end will result in a drawdown-from or contribution-to the HLT reserve and expenditure is reported ‘on budget’. HLT are forecasting a significant drawdown on the HLT reserve (between £3.5m and £4.5m), mainly due to pressures in special educational needs. This is an early forecast that will be adjusted as data on any new demands on HLT services become known throughout the year. Special educational needs (SEND) activities cost £9.5m in excess of agreed budgets 2018/19; and expenditure is currently expected to increase by a further £2.0m in 2019/20. Within the HLT forecast, the SEND overspend is mostly offset with savings made across other HLT departments. Costs associated with special educational needs have complex cost drivers and senior leadership across HLT and the wider Council continue to investigate ways where the Council might be able to bring expenditure

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		under control. Recent reports submitted to HLT SLT estimate that HLT reserves will be fully utilised in 2019/20. The SEND cost pressure is attributable to the increase in the number of Education and Health Care Plans (EHCPs) as the pupil population has grown significantly and there are growing demands on the system since the reforms introduced by the Children and Families Act 2014. The impact of these factors is that, in Hackney, the number of EHCP's have increased by more than 50% since 2011. Apart from SEN transport, SEN costs should be met from the High Needs block of the Dedicated Schools Grant. However, despite the significant rise in numbers and costs there has not been an adequate increase in this funding source. **ADULT SOCIAL CARE & COMMUNITY HEALTH** The forecast for Adult Social a £3,132k overspend. The position for Adult Social Care last year was an overspend of £4,083k and this has improved through adjustments for corporate growth items and non-recurrent funding. The revenue forecast includes significant levels of non-recurrent funding including iBCF, Social Care grant funding of £1,200k and Winter Pressures funding of £1,400k. It is unclear what funding will be available in Adult Social Care post 2019/20 to support a sustainable adult social care funding solution. The non-recurrent funding was only intended to be a 'stop-gap' pending a sustainable settlement for social care through the Green Paper, however this is subject to ongoing delay. The implications of any loss of funding will continue to be highlighted in order that these can be factored into the Council's financial plans. This will include ensuring that it is clear what funding is required to run safe services for adults. Alongside this the service continue to take

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forward actions to contain these cost pressures. Some of these management actions are outlined in the table below.

Care Support Commissioning (external commissioned packages of care) contains the main element of the overspend in Adult Social Care, with a £2,200k pressure. The forecast includes £700k Winter Pressures grant to fund additional costs resulting from hospital discharges in 2018/19. It is expected that the remaining grant of £700k will be released through the year to offset additional pressures from hospital discharges.

Service type	2018/19 Budget	May 2019 Forecast	Full Year Variance to budget	Full Year Variance to Apr 2019	Management Actions
	£k	£k	£k	£k	
Learning Disabilities	15,000	15,987	987	987	- ILDS transitions/demand management and move on strategy - Multi-disciplinary review of care packages (delivered £395k) - Three conversations - Review of homecare processes - Review of
Physical and Sensory	12,843	13,318	476	476	
Memory, Cognition and Mental Health ASC (OP)	7,710	8,328	619	619	
Occupational Therapy Equipment	840	850	110	110	
Asylum Seekers Support	170	203	34	34	

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					Section 117 arrangements - Personalisation and direct payments - increasing uptake
Total	36,462	38,688	2,226	2,226	

The Learning Disabilities service is the most significant area of pressure with a £987k overspend. £290k of this pressure arises from the estimated costs of new transition clients in the year. This is significantly less than last year due to the application of both budget growth and one-off funds in this area.

Work is ongoing with CCG colleagues to embed the joint funding model for high cost Learning Disability packages as business as usual. There is an agreement between both parties for all packages to be reviewed for joint funding. A process of quarterly reconciliation and financial reimbursement will be managed through the Learning Disability Section 75 review group on behalf of the Planned Care Workstream. The CCG have committed to ringfence £1,900k -£2,700k within their financial planning for 2019/20 and £1,900k has been factored into the forecast above. The partners also acknowledged that by implementation of the joint funding policy the amount paid for health need will be based on the assessment of patient/residents and that health need for individuals could be potentially less or more than the initial identified range. In light of this uncertainty, it will be important for partners to manage proactively the quarterly reconciliation in order to provide adequate lead in time to address any significant gap in financial forecasting.

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		Physical & Sensory Support is forecasting an overspend of £476k, whilst Memory, Cognition and Mental Health ASC (OP) is forecasting an overspend of £619k. The cost pressures being faced in both service areas have been driven by the significant growth in client numbers as a result of hospital discharges in 2018/19, which has been partially mitigated by one-off funding from the Winter pressures grant of £700k. Discussions have been held with the service in order to develop a set of management actions to mitigate the ongoing cost pressure as a result of increased clients being discharged from hospital with more complex needs. Care Management & Adults Divisional Support is forecasting an overspend of £24k which is a significant decrease on the overspend of £700k reported in 2018/19. The decrease reflects the drive by the service and Learning Disabilities, in particular, to recruit permanent staff and reduce the use of agency staff. The Mental Health service is provided in partnership with the East London Foundation Trust (ELFT) and is forecast to overspend by £494k.The overall position is made up of two main elements - a £720k overspend on externally commissioned care services and £226k underspend across staffing-related expenditure. Provided Services is forecasting a £123k overspend which is largely attributed to: ● Housing with Care overspend of £206k. The forecast includes additional resources to respond to issues raised in the recent CQC inspection. The service is currently under strategic review to seek efficiencies and reduce costs without impacting negatively on service provision. ● Day Care Services are projected to underspend by £97k, primarily due to the current staff vacancies across the service.

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		Preventative Services. The forecast position is a £587k underspend which is primarily accounted for within the Median Road position. The Hospital Social Work Team forecast includes non-recurrent funds towards supporting staffing levels needed to ensure hospital discharge targets are met. ASC Commissioning is forecasting a £851k overspend mainly due to ongoing challenges around Housing Related Support (HRS) service redesign (£801k); £33k due to increase in activity levels for the Phower contract (VSC) and £17k is linked to additional interim QA officer cost in commissioning team HRS procurement plans are however on track to meet future savings through close working with Providers to manage expectations around delivery timelines. The savings target was revised to incorporate savings attributed to telecare charging. The decision not to go ahead with telecare charging was taken after benchmarking against other local authorities which highlighted the planned charging proposals would only yield a small amount of additional income which would not be sufficient to meet the agreed savings target. New proposals around assistive technology are now being looked at and is expected to inform the charging model for service users going forward. **PUBLIC HEALTH** Public Health is forecasting a breakeven position. There are pressures in the service due to the delay in implementation of the Public Health restructure and the review of physical activity for adults. However, this pressure is being managed within the overall budget and it is not anticipated to result in an overall overspend. Sexual health service is delivering progress as expected to support the financial sustainability of the wider Public Health service. Current level of activity remains within

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		budget and the competitive pricing achieved through the Pan London contract is beginning to show better value for money. There is also a progressive uptake of e-services alongside clinical service provision and both activities are subject to continuous review with commissioners to ensure sustainable future provision. **NEIGHBOURHOODS AND HOUSING** The forecast position for Neighbourhoods and Housing Directorate is a £65k overspend. The forecast includes the use of £1,200k of reserves, the majority of which are for one off expenditure/projects. <u>Planning</u> is forecast to overspend by £86k which is due to a shortfall of income in the Building Control Service. The Head of Service has undertaken a high-level review of the service with a view to modernising and improving the Building Control offer. A new Building Control manager has been appointed and will be in post from July to improve the service and to achieve full cost recovery going forward. Parking and Markets, Leisure, Green Spaces, Libraries, Directorate Management and Community Safety, Enforcement and Building Regulations are forecasting break-even positions. <u>Housing General Fund</u> is forecast to be on budget at this stage. <u>Regeneration</u> is forecast to underspend by £13k, due to a vacancy within the Area Regeneration team which is being recruited to shortly. <u>The Private Sector Housing</u> Licensing scheme is due to make a surplus again this financial year and any favourable variance to budget will be moved to a reserve for use in future years when income levels will reduce. This is in line with the expected

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		operation of the scheme. The directorate forecast includes the use of £1,200k of reserves which are used for one off expenditure. **FINANCE & CORPORATE RESOURCES** The forecast is an overspend of £380k. The overspend in Facilities Management (£410k) is primarily due to increases in business rates costs on council owned buildings in the borough which are partially offset by reserves. The largest increases are in Hackney Town Hall, Hackney Service Centre and Florfield Road. In Property services, the cost pressure primarily results from: - providing additional staffing resources within the service to address essential works; and the re-classification of a significant revenue item as a capital receipt. The service is currently reviewing their operations to address the former and the allocation of overall budget, both capital and revenue, needs to be reviewed to address the latter. Financial Management and Control are forecasting an underspend of £264k due to vacancies across all services Directorate Finance Teams are projecting an underspend of £157k.which mainly relates to salaries and projected additional income from service fees Revenues and Benefits and Business Support is reporting a forecast underspend due to a surplus on Net Cost of Benefits, while Registration and Audit and Anti-Fraud are

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		forecast to come in at budget. Housing Needs is forecast to come in at budget after the application of the Flexible Homeless Grant and Homelessness Reduction Act Grant. Whilst we will continue to receive the Flexible Homeless Grant, it is probable that this grant will reduce overtime and there may be other calls on the Grant. Further, since April 2018 when the Homelessness Reduction Act was introduced there has been a 33.4% increase in approaches for housing advice, which could result in significantly higher accommodation costs over time. **CHIEF EXECUTIVE** Overall the Directorate is forecasting to overspend by £138k after forecast reserves usage. Within Communications, Culture & Engagement, there is a forecast overspend of £60k in relation to venues, primarily due to costs relating to Hackney House, which the council will no longer be responsible for after July 2019. The rest of Communications including Hackney Today, Design & Film are forecast to breakeven but there is a risk in relation to the publication of Hackney Today. Legal & Governance are forecasting an overspend of £78k, which is primarily due unbudgeted Internal Printing Recharges estimated at £36k and £58k is for an unfunded Team Manager's post in Governance previously funded by HRA. Internal Legal is projecting an underspend of £16k in relation to minor under spends on salaries budget.

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		All other services are forecast to come in at budget. **HRA** The projected outturn on the HRA is at budget. <u>Income</u> Other charges for services and facilities is over budget which is mainly due to the extension of LBH collection of water rates on behalf of Thames Water. The income was negotiated to continue throughout 2019/20 after the budgets had been set. <u>Expenditure</u> The overspend on Repairs and Maintenance is mainly due to reactive repair costs and an increase in legal disrepair expenditure. There is an overspend on Supervision and Management costs while Special services is forecast to be overspent due to increased costs within estate cleaning, but this is expected to reduce in 2020/21 as the effects from restructuring of the service are realised. **DETAILS OF ALTERNATIVE OPTIONS CONSIDERED AND REJECTED** This report is primarily an update on the Council's financial position and there are no alternative options here. On **3 -10 Bradbury Street**, the Council is not obliged under the terms of existing lease to extend the term. If the Council refuses the lease extension though, HCD is not likely

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		to be able to meet UTB's loan conditions and may not be able to proceed with the refurbishment. This would mean that existing affordable workspace could not be brought into good condition and the additional affordable workspace would not be delivered. Failure to deliver the scheme would also threaten the existing operation, because the property does not currently meet Energy Efficient Regulation 2015, which means that new sub-leases cannot be agreed. HCD is considered to be an appropriate occupier, both in terms of their record as a tenant and impact within Hackney, and without the new lease, their existing operation would be at significant risk. With regard to the **Regan Way** disposal, there is no other option if the development is to take place. On the **Stamford Hill** disposal, there is no other option if the development is to take place. With regard to the **Woodbury Down lease,** the Council could have taken space within the first-floor business centre on a more flexible short-term lease or licence, in line with other users of the centre. However, this would have meant the Council had less security over its long-term operations from the site, and less certainty over costs. This option was therefore considered less desirable than the long-term sub lease option. With regard to the **Loan proposals**, there are no other practical options
12	Housing Company – Allocation Policy, Tenancy Conditions and Board of Directors - Key Decision No. NHQ15	**RESOLVED** **i. That approval be given to the Hackney Housing Company lettings policy which, subject to Resolution by the Company Board of Directors, will be adopted in order to prioritise applicants for Hackney Living Rent and Private Rent homes;**

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		ii. that the draft Assured Shorthold Tenancy Agreements (appendices 2 and 3 of the report) to be used by the Hackney HLR Housing Company and Hackney PRS Housing Company respectively, subject to Resolution by the Company Board of Directors, and the alignment to Hackney's Better Renting principles, be noted. **REASONS FOR DECISION** The Lettings Policy proposed for adoption by the Hackney Housing Company will ensure that there is a fair and balanced approach to allocating Hackney Living Rent (HLR) properties to prospective tenants. As set out in the Hackney Housing Strategy there is an identified housing pressure for people on middle incomes in Hackney, initially those with a household income of up to £60,000 per annum. This Lettings Policy, subject to consultation, will ensure that people living locally who fall into this category will be prioritised for Hackney Living Rent homes. In the Lettings Policy for Hackney Living Rent properties, priority is given to working applicants who have been living or working in the borough for at least thirty six months - this includes those in temporary accommodation and the private rental sector. The policy also adds a priority for those residents who are children of social housing tenants. This primary focus on local workers and residents means that people who would not typically qualify for social housing and for whom home ownership is out of reach are offered a stable tenancy and a high-quality, genuinely affordable home. The lettings policy will also ensure that those living and/or working in the

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		borough will be the initial priority for the private rented sector products delivered by the company, ensuring that local residents can benefit from the #BetterRenting principles that have been incorporated by the Hackney Housing Company. **DETAILS OF ALTERNATIVE OPTIONS CONSIDERED AND REJECTED** Cabinet adopted the Hackney Housing Strategy 2017-22 in January 2018. Action 8 of the Strategy committed to setting up a wholly owned company to help provide new Hackney Living Rent homes. It is unfeasible that the lettings of the Housing Company could be managed transparently, within the strategic aspirations of the Council, without a lettings policy.
13	A Place for Everyone - Hackney Voluntary and Community Sector Small Grants 2019/20 Second Round - Key Decision No. CE P85	**RESOLVED** **That approval be given to the small grant awards as listed in Appendix One of the report.** **REASONS FOR DECISION** **A Place for Everyone open grants programme** Small grants are one of the grant streams within the 2019/20 Voluntary and Community Sector grants programme, and recommendations are being made for activities that will be delivered during 2019/20.

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		Each application has been scored by an assessor from the Council or a partner organisation from the VCS. The application scores were then reviewed to ensure parity and consistency of scoring across assessors and objectives. The applications were then considered by the same assessors at a panel meeting and recommendations agreed. The panel considered how the applications scored overall, how they met the grant programme priorities and identified local community needs. The panel was also asked to consider the following in relation to the recommendations: The uniqueness of the proposed project activity (one or small number of services of this nature in the borough). Services for residents who have protected characteristics as defined by the Equalities Act; or meet the needs of a particular community. **DETAILS OF ALTERNATIVE OPTIONS CONSIDERED AND REJECTED** The process for reaching the recommendations is outlined above, and a full list of recommended and non- recommended applications is appended to this report.
14	Abney Park Restoration Project - Key Decision No. NH P55	**RESOLVED** **i. That the proposals for the restoration of Abney Park be approved and authority be delegated to the Group Director, Neighbourhoods and Housing in respect of responsibility for the agreement of any amendments to the proposals, following further consultation with**

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		stakeholders and the National Lottery Heritage Fund; **ii. that approval be given to the submission of a planning application to the Local Planning Authority for the restoration of Abney Park;** **iii. that approval be given to the submission of a Stage 2 Grant Application to the National Lottery Heritage Fund for a maximum sum of £4,411,400;** **iv. that approval be given to the allocation of match funding of £710,000 from the LB Hackney towards the overall costs of the restoration project; and** **v. that it be agreed that any additional income from the operation of the restored buildings in the Park (beyond operational costs) be ring-fenced for re-investment in Abney Park.** **REASONS FOR DECISION** The buildings in Abney Park are in urgent need of repair. Major investment is required in order to stop them degrading further, to fulfil their potential as community spaces and to become income generating assets which will help secure a more financially sustainable future for the Park. Although in better condition than the buildings, the Park's infrastructure is also in need of some improvement and investment. Given the scale of investment required, securing external funding is the only option to deliver the full scope of the restoration project. The Council needs to provide a reasonable level of partnership funding and a commitment to re-invest additional income generated from the NLHF investment back into the Park in order to be eligible for funding.

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		DETAILS OF ALTERNATIVE OPTIONS CONSIDERED AND REJECTED The option of doing nothing was considered. This was not pursued as the buildings within the Park would continue to decline and fall into further disrepair. In addition, any potential revenue generating opportunities to make the Park more sustainable would have been lost. It was determined in 2017 that a NLHF grant offered the only realistic opportunity of addressing issues of long-term decline as the Council does not have the resources to pay for the substantial capital works required.
15	Cabinet Appointments to Outside Bodies 2019/20	**RESOLVED** **That approval be given to the following nominations of annual Cabinet Appointments to Outside Bodies for the Municipal Year 2019/20:** **Abney Park Trust** Cllr Sophie Cameron Cllr Susan Fajana-Thomas **Chats Palace Arts Centre** Cllr Ian Rathbone **Standing Advisory Council on Religious Education (SACRE)** Cllr Kam Adams Cllr Sade Etti Cllr Katie Hanson Cllr Jessica Webb

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		Cllr Harvey Odze **LGIU Management Committee** Cllr Sem Moema **London Youth Games** Cllr Mete Coban **Shoreditch Trust** Mayor Philip Glanville **Create 1** Cllr Guy Nicholson *Positions remain open for expressions of interest as follows:* **Bangla Housing Association** One VACANT position **Standing Advisory Council on Religious Education (SACRE)** Two VACANT positions
16	Schedule of School Governor Appointments	**RESOLVED:** **That approval be given to the following School Governor re-nominations to the Schools as shown below;**

Governing Body	Name	Date Effective
William Patten	Donagh Collins	29th April 2019

<table>
<tr><th>Agenda Item No</th><th>Topic</th><th>Decision</th></tr>
<tr><td></td><td></td><td><table><tr><td>Federation of Daubeney, Sebright and Lauriston Primary Schools.</td><td>Rachael Claye</td><td>1st July 2019</td></tr></table></td></tr>
<tr><td>17</td><td>New Items of Unrestricted Urgent Business</td><td>There were no items of urgent unrestricted business.

NOTED</td></tr>
<tr><td>18</td><td>Exclusion of the Press and Public</td><td>There were exempt items therefore there was not requirement to pass a resolution to exclude the public and press.

NOTED</td></tr>
<tr><td>19</td><td>New Items of Exempt Urgent Business</td><td>Nil.</td></tr>
<tr><td>A1</td><td></td><td></td></tr>
<tr><td>A2</td><td></td><td></td></tr>
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