

additional papers 1

Council

Monday
15 September
2008
7.00 pm

Council Chamber
Town Hall
Redditch

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آپ انگریزی میں مدد چاہتے ہیں— نسلیاتی رسائی [Ethnic Access] سے رابطہ کریں ٹیلیفون: 01905 25121

ইংরেজি ভাষার বিষয়ে সাহায্য চান – এথনিক অ্যাকসেস্ [Ethnic Access] এর সঙ্গে যোগাযোগ করুন,
টেলিফোনঃ 01905 25121

‘Potrzebujesz pomocy z Angielskim – skontaktuj się z Ethnic Access Tel: 01905 25121’

Welcome to today's meeting.

Guidance for the Public

Agenda Papers

The **Agenda List** at the front of the Agenda summarises the issues to be discussed and is followed by the Officers' full supporting **Reports**.

Chair

The Chair is responsible for the proper conduct of the meeting. Generally to one side of the Chair is the Committee Support Officer who gives advice on the proper conduct of the meeting and ensures that the debate and the decisions are properly recorded. On the Chair's other side are the relevant Council Officers. The Councillors ("Members") of the Committee occupy the remaining seats around the table.

Running Order

Items will normally be taken in the order printed but, in particular circumstances, the Chair may agree to vary the order.

Refreshments : tea, coffee and water are normally available at meetings - please serve yourself.

Decisions

Decisions at the meeting will be taken by the **Councillors** who are the democratically elected representatives. They are advised by **Officers** who are paid professionals and do not have a vote.

Members of the Public

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Do Not stop to collect personal belongings.

Do Not use lifts.

Do Not re-enter the building until told to do so.

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Declaration of Interests: Guidance for Councillors

DO I HAVE A "PERSONAL INTEREST" ?

- Where the item relates or is likely to affect your **registered interests** (what you have declared on the formal Register of Interests)

OR

- Where a decision in relation to the item might reasonably be regarded as affecting **your own** well-being or financial position, or that of your **family**, or your **close associates** more than most other people affected by the issue,

you have a personal interest.

WHAT MUST I DO? **Declare the existence, and nature, of your interest and stay**

- The declaration must relate to specific business being decided - a general scattergun approach is not needed
- **Exception** - where interest arises only because of your membership of another **public body**, there is no need to declare unless you **speak** on the matter.
- You **can vote** on the matter.

IS IT A "PREJUDICIAL INTEREST" ?

In general only if:-

- It is a personal interest **and**
- The item affects your **financial position** (or conveys other benefits), or the position of your **family, close associates** or bodies through which you have a **registered interest** (or relates to the exercise of **regulatory functions** in relation to these groups)

and

- A member of public, with knowledge of the relevant facts, would reasonably believe the interest was likely to **prejudice** your judgement of the public interest.

WHAT MUST I DO? **Declare and Withdraw**

BUT you may make representations to the meeting before withdrawing, **if** the public have similar rights (such as the right to speak at Planning Committee).



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AGENDA

Membership

Cllrs:	J Field (Mayor)	
	M Hall (Deputy Mayor)	W Hartnett
	P Anderson	N Hicks
	K Banks	D Hunt
	K Boyd-Carpenter	R King
	M Braley	W King
	J Brunner	C MacMillan
	M Chalk	P Mould
	A Clayton	W Norton
	B Clayton	J Pearce
	J Cookson	B Quinney
	D Enderby	M Shurmer
	R J Farooqui	D Smith
	A Fry	D Taylor
	C Gandy	D Thomas

9. Redditch & Bromsgrove Concordat / Terms of Reference

Chief Executive Officer
(Pages 3 - 42)

To consider a draft 'Concordat' / Terms of Reference for the joint Chief Executive arrangements between Redditch and Bromsgrove Districts.

(Report attached)

All Wards

10. Joint Chief Executive - Appointments

Chief Executive Officer
(Pages 43 - 50)

Further to the previous item, to consider formal appointments to the positions of :

Head of Paid Service;
Returning Officer;
Electoral Registration Officer; and
Deputy Electoral Registration Officer.

(Report attached)

All Wards

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REDDITCH & BROMSGROVE CONCORDAT / TERMS OF REFERENCE

(Report of the Acting Joint Chief Executive)

1. Purpose of Report

The purpose of this report is to seek approval to a concordat for joint working between Bromsgrove District and Redditch Borough Councils (which includes the terms of reference and decision-making powers of the Shared Services Board).

2. Recommendation

The Council is asked to RESOLVE that

- 1) the terms of reference and governance arrangements detailed within the draft Concordat document attached at Appendix 1 to the report be approved, subject to the recommended arrangements proposed by the Shared Service Board;
- 2) the six month review process referred to in the Concordat be undertaken by the Executive Committee in accordance with the criteria detailed at 4.3 within the draft Concordat (attached at Appendix 1 to the report);
- 3) the quick wins for further joint working / shared services between Redditch and Bromsgrove Councils as recommended by the Shared Services Board and outlined in the Quick Wins report (attached at Appendix 3), namely in respect of:
 - a) Elections
 - b) Community Safety
 - c) Performance and financial management
 - d) Equality and Diversity
 - e) Member Development
 - f) Head of Financial Services

be approved for further investigation and business case preparation;

- 4) **an offer of membership on the Shared Services Board be offered to the Leader of the Council's Labour Group and that this be a conditional offer based on the written agreement of the Labour Group Leader to the principle of the Joint Chief Executive arrangements ; and**
- 5) **the sum of £40,000 be provided from balances to support the production of a full business case for shared services, as set out in Appendix 2 to the report.**

3. Financial, Legal, Policy and Risk Implications

Financial

- 3.1 The Shared Services Board is recommending that the sum of £40,000 is provided from balances to support the production of a detailed business case for shared services. The West Midland Regional Improvement and Efficiency Partnership (WMRIEP) will be providing £30,000 - £40,000 to fund the initial work required before the business case can be produced. More information is contained in Appendix 2.
- 3.2 Value for Money and the delivery of efficiencies is the driving force behind these proposals. Any financial implications arising out of any future proposals will form part of the detailed business case for each proposal.

Legal

- 3.3 There are no legal implications arising directly from this report. Any legal issues arising from any proposal will be addressed as each proposal is brought forward for consideration.

Policy

- 3.4 Sharing services between authorities is one of the service options set out in the Council's Procurement Strategy.

Risk

- 3.5 There are no risk implications arising directly from this report – these will be addressed as each proposal is brought forward for consideration.

Report

4. Background

4.1 At their respective full Council meetings in June 2008, Redditch Borough Council and Bromsgrove District Council agreed to the appointment of an Acting Joint Chief Executive for the two Councils for a period of 12 months.

4.2 As part of the decision to appoint an Acting Joint Chief Executive both Councils agreed that:

“a Shared Services Board be established with 3 members from each authority to oversee progress and that a further report be brought back to the Council as soon as practicably possible determining the detailed remit of this Group and any other proposed Governance arrangements”.

4.3 A meeting of the Shared Services Board took place on the 1st of September 2008 at which the following documents were considered:

- a) The draft Concordat for Joint Working
- b) The report of the Acting Joint Chief Executive on Targets and Objectives
- c) The report of the Acting Joint Chief Executive on Quick Wins.

4.4 These documents are referred to throughout this report and can be found at Appendices 1, 2 and 3 respectively to this report. For Members' information and completeness the minutes of the Shared Services Board are attached to this report at Appendix 4.

5. Key Issues

Concordat for joint working

5.1 In order to move the joint arrangements forward, a draft Concordat for Joint Working has been prepared. This includes:

- i) A vision for joint working
- ii) Underlying principles and values
- iii) The terms of reference for the Shared Services Board
- iv) Governance arrangements

5.2 The draft Concordat document also identifies the need for the Shared Services Board to set targets for the delivery of services and this can be found at paragraph 4.3 in the draft Concordat.

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- 5.3 In this regard the Shared Services Board considered in some detail at their meeting on the 1st of September 2008 the targets and objectives report prepared by the Acting Joint Chief Executive attached at appendix 2.
- 5.4 Members are asked to consider and approve the draft Concordat attached at Appendix 1 and that the process for undertaking the 6 month review in respect of the working arrangements be undertaken by the respective Cabinets of each Councils.
- 5.5 In addition Members are asked to consider the detailed targets and objectives detailed in the report of the Acting Joint Chief Executive at Appendix 2.

Quick Wins

- 5.6 Members will note that the draft Concordat document recommended for approval within this report sets as a target the need for the Shared Services Board to identify quick wins as a consequence of the joint arrangement by the 30th of September 2008.
- 5.7 At their meeting on the 1st of September 2008 the Shared Services Board considered and agreed in principle to the shared service proposals identified by the Acting Joint Chief Executive as quick wins and these are detailed at Appendix 3.
- 5.8 Members are asked to approve the quick wins for further joint working / shared services between Redditch and Bromsgrove Councils as outlined in the Quick Wins report (attached at Appendix 3), subject to a proper process of consultation with affected staff and trade unions.

Shared Services Board

- 5.13 Members will note that the minutes of the Shared Services Board meeting have been attached to this report at Appendix 4 in order to detail the recommendations made by the Board to this Council in relation to the shared services options. Members will note that not all of the options identified by the Acting Joint Chief Executive are being recommended for progression at this stage and that those that are will be subject to a proper process of consultation with affected staff and trade unions.
- 5.14 Members will note that the minutes of the Shared Services Board meeting have been attached to this report at Appendix 4 in order to detail the recommendations made by the Board to this Council in relation to the shared services options. Members will note that not all of the options identified by the Acting Joint Chief Executive are being recommended for progression at this stage and that those that

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are will be subject to a proper process of consultation with affected staff and trade unions.

- 5.15 Members at the Shared Services Board felt that excellent working relationships between all members was essential in order to maximise the potential benefits of this project and that in order for this to be possible it would be necessary to extend an invitation to the Leaders of the respective Labour Groups on the Shared Services Board. It was agreed that an offer of membership on the Shared Services Board be offered to the Leader of the Councils' respective Labour Groups and that this be a conditional offer based on the written agreement of the respective Labour Group Leaders to the principal of the Joint Chief Executive arrangements and that this be recommended to both Councils.

Funding

- 5.16 It is recognised by the Shared Services Board that neither Council has the capacity to prepare a detailed business case for shared services. The West Midland Regional Improvement and Efficiency Partnership (WMRIEP) will be providing £30,000 - £40,000 to fund the initial work required before the business case can be produced and the Shared Services Board has recommended that the sum of £40,000 be provided from revenue balances to support the production of the full business case for shared services. More information on what is required is contained in Appendix 2.

6. Other Implications

Asset Management	-	None directly associated with this report. Any implications will be considered where appropriate when any proposal is brought forward for consideration.
Community Safety	-	None
Human Resources	-	None directly associated with this report. Any implications will be considered where appropriate when any proposal is brought forward for consideration
Social Exclusion	-	None associated directly with this report. These will be addressed as each proposal is brought forward for consideration.

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Sustainability / Environmental - None directly associated with this report.

7. **Conclusion**

In order to progress joint working between the two authorities, the Shared Services Board needs to have clear, agreed Terms of Reference and the services to be considered for joint working need to be approved

8. **Background Papers**

As set out in the Appendices.

9. **Consultation**

There has been no consultation other than with relevant Borough Council Officers.

10. **Author of Report**

The author of this report is Kevin Dicks (Acting Joint Chief Executive), who can be contacted on extension 3250 (email: kevin.dicks@redditchbc.gov.uk) for more information.

11. **Appendices**

- Appendix 1 - Draft Concordat
- Appendix 2 - The report of the Acting Joint Chief Executive on Targets and Objectives
- Appendix 3 - The report of the Acting Joint Chief Executive on Quick Wins
- Appendix 4 - Shared Services Board Minutes 1st September 2008.

**Concordat between Bromsgrove District Council
and Redditch Borough Council**

1. Purpose

1.1. This Concordat establishes an agreed framework for future work between Bromsgrove District Council (BDC) and Redditch Borough Council (RBC) in developing a strategic alliance between both Councils. It builds on the decision already taken by both Councils to develop such an alliance by appointing an Acting Joint Chief Executive.

1.2. The vision for this alliance is as follows:

Under the management of a single Chief Executive, to identify and establish joint working arrangements and a shared approach to the delivery of services that will improve the quality of people's lives in the two authorities and deliver greater value for money.

1.3. This vision will be realised by delivery of the agreed set of general aims for the strategic alliance, to:-

- increase the levels of customer satisfaction through the improvement of services;
- produce realistic cash savings in order to deliver improved services and limit Council Tax increases;
- strengthen and share skills, expertise and learning in order to deliver better services;
- preserve and enhance the special and distinctive characteristics within each local authority area; and
- increase our influence locally, regionally and nationally in order to secure a 'better deal' for all our communities.

1.4. The terms of this Concordat may be varied at any time upon the agreement of both Councils.

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2. Steps taken to date

- 2.1 The Councils engaged external experts, WMLGA and I&DeA, to provide a feasibility study for the appointment of a Joint Chief Executive.
- 2.2 On the basis of the advice given by WMLGA and I&DeA, and following political consultation, both Councils have agreed to the principle of a strategic alliance being established and to the appointment of a Joint Chief Executive, shared by the two authorities.
- 2.3 In terms of decision making to date both Councils have agreed at their respective meetings on 30th June 2008 to the appointment of an Acting Joint Chief Executive, on a trial basis for 12 months – subject to a review after 6 months.

3. Underlying Principles and Values

- 3.1 The general principles upon which this Concordat is based are the maintenance of excellent working relations between members and officers for the mutual benefit of both Councils, underpinned by effective and open communication. All work undertaken in accordance with this Concordat will be based on mutual trust between both Councils, and will be approached from a positive standpoint, with an emphasis on problem solving to overcome barriers, rather than letting any barriers become obstacles to progress.
- 3.2 This Concordat is not intended to constitute a legally enforceable contract or to create any rights or obligations which are legally enforceable. The Councils intend that suitable contractual arrangements will be put in place for each agreed area of joint working, with a presumption towards minimum bureaucracy consistent with meeting legal requirements.
- 3.3 Accountability for services delivered through joint working will remain with the Council with whom the relevant statutory responsibility rests. Day to day managerial responsibility for services delivered through joint working should rest with the Council providing the service.

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4. Shared Services Board

- 4.1 A Shared Services Board has been established comprising 6 members (3 nominated by each Council, this may include both Cabinet/Executive and Non-Cabinet/Executive members). The Board will meet bi-monthly (more frequently if required), the meeting venues alternating between the Councils' civic offices. The Board shall include the Leaders of both Councils, and the Leader of the host Council will chair each meeting.
- 4.2 The Board will have no decision making power. Its meetings will not be formal meetings of the Councils but will be open to the public, unless the Board is considering exempt items. The meetings of the Board will be minuted and the minutes will be made available to all members of both Councils.
- 4.3 The following terms of reference are agreed for the Board:-
- (a) In respect of future joint working arrangements and/or a shared approach to the delivery of a service or services:
- (i) to set targets and objectives for the development of future joint working arrangements and a shared approach to the delivery of services, to include:
- by 30 September 2008 targets and objectives for joint working arrangements and/or a shared approach to the delivery of a service or services for implementation by 31 December 2008;
 - by 31 December 2008 targets and objectives for joint working arrangements and/or a shared approach to the delivery of services for implementation by 31 July 2009; and
 - by 30 June 2009 targets and objectives for long-term joint working arrangements and/or a shared approach to the delivery of services to be prepared in the form of a business case.
- (ii) to consider proposals from the Acting Joint Chief Executive and the business case for joint working arrangements and a shared approach to the delivery of services .

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- (iii) to make recommendations to each Council in respect of any proposals under consideration based on a consensus of the meeting; where consensus cannot be reached recommendations will be based on at least 2 Councillors from each authority being in support of the proposals.
 - (b) In respect of joint working arrangements and/or a shared approach to the delivery of any service or services which have been agreed by both Councils:
 - (i) To establish and monitor appropriate performance indicators for services provided under joint arrangements;
 - (ii) To monitor financial performance / savings arising;
 - (iii) To recommend to each Council any amendments to established joint working arrangements following monitoring of the same.
 - (c) To report to each authority on a quarterly basis on the Board's activities, including the monitoring of performance indicators and financial performance / savings, with a formal review of all activities produced prior to the end of the initial 12 month period, and thereafter, if the Councils decide to continue their strategic alliance, on an annual basis.
 - (d) To ensure that all members of both Councils are regularly updated.
- 4.4 Each Council will ensure effective arrangements for the scrutiny of recommendations from the Board.

5. Acting Joint Chief Executive

- 5.1 An agreement has been reached between both Councils for the appointment of the Acting Joint Chief Executive.
- 5.2 The Acting Joint Chief Executive will ensure an equal commitment to each Council .
- 5.3 The Acting Joint Chief Executive will be the principal officer responsible for delivery of the aims of the strategic alliance.

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- 5.4 The Acting Joint Chief Executive will at all times act in the best interests of each Council. In the event of any conflict of interest or potential or perceived conflict of interest arising between the Councils the Acting Joint Chief Executive shall immediately inform the Monitoring Officer at each Council. Each Council will ensure it has appropriate procedures and safeguards in place to identify such potential conflicts at an early stage and establish arrangements to deal with them, including procedures to appoint a designated senior officer to act as a deputy in the event that the Acting Joint Chief Executive is unable to act.
- 5.5 The Acting Joint Chief Executive will ensure that staff and trade union representatives are involved, as appropriate, in service reviews and are kept informed as work progresses.
- 5.6 Such support as is reasonably required by the Acting Joint Chief Executive will be provided from both within the Councils, and externally, as is appropriate.

6. Financial Considerations

- 6.1 It is recognised by both Councils that the strategic alliance will realise cash savings and efficiency gains. As a general principle, the Councils agree that any savings resulting from the strategic alliance will be shared equitably but these will be determined on a case by case basis.
- 6.2 The Councils agree to share equally the costs associated with the investigation and implementation of the agreed areas of joint working. Further, both Councils will seek to use the innovative nature of the strategic alliance to seek external funding to support its development.

7. Termination of this Concordat

The Councils may agree to bring to an end the vision for the strategic alliance between both Councils and any decision to do so will be handled in a fair manner and with the overriding intention to minimise any resulting disruption to both Councils.

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BROMSGROVE DISTRICT COUNCIL AND REDDITCH BOROUGH COUNCIL

SHARED SERVICES BOARD

1st September 2008

TARGETS AND OBJECTIVES

1. SUMMARY

- 1.1 To seek approval of the targets and objectives for the Acting Joint Chief Executive in so far as they relate to further shared services / joint working between Bromsgrove District and Redditch Borough Council.

2. RECOMMENDATION

- 2.1 It is RECOMMENDED that:
- 2.1.1 Members agree in principle the targets and objectives for the project as:
- 2.1.1.1 Phase 1 – By 30th September 2008 identify the “quick wins” for shared services / joint working (for implementation before 31st December 2008);
- 2.1.1.2 Phase 2 – By 31st December 2008 identify some medium term opportunities (for implementation by 31 July 2009);
- 2.1.1.3 Phase 3 – By 30th June 2009 review all services of the Council and develop a business case outlining the opportunities for shared services / joint working;
- 2.1.2 The Targets and Objectives are recommended to both Councils for agreement;
- 2.1.3 The specification for external support attached at Appendix 1 is noted:
- 2.1.4 Each Council provide match funding from of £40,000 balances to support the production of the business case; and that
- 2.1.5 Redditch Borough Council are requested to release £40,000 from revenue balances.

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3. BACKGROUND

3.1 Redditch Borough Council and Bromsgrove District Council agreed at their respective full Council meetings in June to the appointment of a Joint Chief Executive between the 2 Councils for a trial period of 12 months.

3.2 As part of the decision to appoint a Joint Chief Executive both Councils agreed that:

“a Shared services Board be established with 3 members from each authority to oversee progress and that a report be brought back to the Council as soon as practically possible determining the detailed remit of this Group and any proposed Governance arrangements”.

3.3 The Terms of Reference and role of for the Board are dealt with separately on the agenda.

3.4 In order for members to be assured that the Acting Joint Chief Executive is fulfilling what is required of him there is a need for each council to set targets and objectives which are specific to that Council. This will be the matter for each Council to agree, however, in addition to this there is a need to set broad targets and objectives relating to further shared services / joint working – this is the purpose of this report.

4. TARGETS AND OBJECTIVES

4.1 It is suggested that the project is broken down into 3 main phases:

2.1.5.1 Phase 1 – By 30th September 2008 identify the targets and objectives for joint working that will achieve “quick wins” for shared services / joint working (that can be delivered within 6 months);

2.1.5.2 Phase 2 – By 31st December 2008 to establish the targets and objectives for joint working arrangements that will identify some medium term opportunities (that can be delivered with 12 months);

2.1.5.3 Phase 3 – By 30th June 2009 identify the targets and objectives for long – term joint working arrangements and/or a shared approach to the delivery of services to be presented in the form of a business case.

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4.2 The reasoning behind the 3 main objectives is as follows:

a. Phase 1

It is felt to be important to quickly demonstrate the benefits that this initiative will bring that are over and above what can be delivered by the two Councils continuing to work separately. The end of September is felt to be a realistic timescale for the Acting Joint Chief Executive to get to know Redditch Borough Council and to identify some opportunities that will help support the vision for joint working as outlined in the concordat.

b. Phase 2

Rather than simply have 2 phases to the project (quick wins and the full business case for joint working / shared services) it is important that further opportunities are identified as and when they arise. However in order to ensure that these are being pursued it is suggested that by the end of December 2008 the Acting Joint Chief Executive brings forward to the Board some further proposals for consideration. It is further suggested that these proposals should be capable of being implemented before end of July 2009.

c. Phase 3

It is felt that in order to ensure that a robust business case is developed that the full 12 months of the trial for the Acting Joint Chief Executive is taken to develop it. The broad timeline is suggested as follows:

- Recruitment of external resource to undertake analysis of performance levels / costs – September 2008
- Completion of analytical work completed and identification of areas to be targeted – November 2008
- Specification produced for external resource to produce business case – November 2008
- Procurement of external resource to complete business case – December 2008
- External resource to start work on business case – January 2009

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- Completion of draft business case for presentation to Acting Joint Chief Executive by April 2009
- Presentation of business case to Shared Services Board by May 2009
- Consideration of business case by each Council by June 2009

At the time of producing the original business case (into the Joint Chief Executive proposals) there was a lack of clarity over the performance information at Redditch. It is essential that this is clarified before any further work is undertaken. This has the added benefit that there is little / no distraction for Bromsgrove in preparing for and undergoing their CPA inspection (on site phase in November) and also help satisfy the Government Monitoring Board that the Acting Joint Chief Executive and Management Team at Bromsgrove are not losing focus.

- 4.3 It is clear that neither Bromsgrove or Redditch have the capacity to develop the full business case for shared services without additional support and as such the Acting Joint Chief Executive has discussed this matter with Colin Williams (Director of Local Government Services, West Midlands LGA) who has identified that he has between £30,000 - £40,000 to support this initiative from the West Midland Regional Improvement and Efficiency Partnership (WMRIEP). This will fund the initial work required before procuring someone to complete the business case – the draft specification for this work is attached at Appendix 1.
- 4.4 Following the completion of the analytical work outlined in the draft specification as outlined in Appendix 1 the Councils will need to procure additional external support to complete the Business Case. It is suggested that match funding of £40,000 per Council is released. Note: Bromsgrove District Council released £40,000 to fund this initiative at its Council meeting in June.
- 4.5 Whilst the capacity to complete the business case doesn't exist within either Council it is important that it is "owned" by each Council and as such whoever is appointed, whilst working directly to the Acting Joint Chief Executive, will need to work closely with each Management Team.

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- 4.6 If the specification for the external support is supported a detailed project plan will be developed and will be presented to the Board for their consideration at the next meeting.

5. FINANCIAL IMPLICATIONS

- 5.1 Overall the Acting Joint Chief Executive will save both Councils money. However as demonstrated in the report there is a need to supplement the capacity to complete the business case. There is between £30,000 to £40,000 available from the West Midlands LGA to fund the initial work however it is likely that each Council will need to supplement this with additional resources to produce the business case. It is therefore recommended that each Council release £40,000 from revenue balances to progress this..

6. LEGAL IMPLICATIONS

None arising directly from this report – these will be addressed as each proposal is brought forward for consideration.

7. COUNCIL OBJECTIVES

Each Council will need to ensure the proposals support the Council Objectives.

8. RISK MANAGEMENT

None arising directly from this report however it is envisaged that the approach to Risk Management will operate at 2 levels:

- a. Risk mitigation/controls for respective proposals/services
- b. Ongoing assessment of the short/long term risks contained within the original feasibility report

9. CUSTOMER IMPLICATIONS

No direct impact on the Customer.

10. EQUALITIES AND DIVERSITY IMPLICATIONS

None arising directly from this report – these will be addressed as each proposal is brought forward for consideration.

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11. VALUE FOR MONEY IMPLICATIONS

Value for Money and delivery of efficiencies is the driving force behind these proposals.

12. OTHER IMPLICATIONS

Procurement Issues
None
Personnel Implications
None arising directly from this report – these will be addressed as each proposal is brought forward for consideration.
There will undoubtedly be some implications for the staff involved in services proposed for sharing in terms of the business case however any capacity issues will be managed by the appropriate management teams.
Governance/Performance Management
Outlined in the report
Community Safety including Section 17 of Crime and Disorder Act 1998
None
Policy
None
Environmental
None

14. WARDS AFFECTED

All

15. APPENDICES

Appendix 1 – Draft Specification for external support

16. BACKGROUND PAPERS

Shared Services Papers

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15 September 2008

Kevin Dicks
Acting Joint Chief Executive
Bromsgrove District and Redditch Borough Councils

Council

Appendix 2

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APPENDIX 1 (To Targets and Objectives report)

Bromsgrove District Council and Redditch Borough Council

Joint Working / Shared Services Review - Specification

Background

Bromsgrove District Council and Redditch Borough Council have agreed to trial, for a period of 12 months, a Joint Chief Executive arrangement. Part of the role of the Joint Chief Executive is to identify and establish joint working arrangements and a shared approach to the delivery of key services that will improve the quality of people's lives in the two authorities and deliver greater value for money.

A Shared Services Board has been established comprising 3 members from each authority. The group has agreed the broad targets and objectives for the Acting Joint Chief Executive which are as follows:

- Phase 1 – By 30th September 2008 identify the “quick wins” for shared services / joint working (for implementation before 31st December 2008);
- Phase 2 – By 31st December 2008 identify some medium term opportunities (for implementation by 31 July 2009);
- Phase 3 – By 30th June 2009 review all services of the Council and develop a business case outlining the opportunities for shared services / joint working. The Business case should include financial and performance implications and a risk assessment.

Support Required

The Councils are looking for support in order to progress delivery of Phase 3 of the project. The appointed person(s) will be working directly for the Acting Joint Chief Executive but working with the Management Teams of each authority and in particular with the Deputy Chief Executive at Redditch and the Executive Director of Services at Bromsgrove.

Before the production of the business case it is felt that the following work is necessary and it is for this that we are looking for the external support:

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- Initial work at Redditch to establish some clarity on their current performance levels in order to provide the latest baseline data and bring the systems up to date and common. This is a pre-requisite to the next stage;
- Comparing performance and cost information for both Councils an identifying those service areas that could / should be targeted within the subsequent 'business case';
- Developing the specification and go to the market to recruit competitively for a consultancy to prepare and develop the business case. This work till be undertaken by the external resource working closely with the Acting Joint Chief Executive and Deputy Chief Executive (RBC) and Executive Director (Services).

We need someone who can understand the context in which local government works but who is not constrained by it and who can look at:

- Key service improvements required
- Corporate service improvements – someone who can map current performance levels and current costs and identify areas that should be targeted in the subsequent business case

Skills required:

- Excellent analytical skills
- Experience of working in local government and who understands the context of District Councils
- Experience of effective performance and financial management
- Effective Project Management
- Writing of project specifications

Timeline

The key stages for this project are envisaged as follows:

- Recruitment of external resource to undertake analysis of performance levels / costs – September 2008
- Completion of analytical work completed and identification of areas to be targeted – November 2008

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- Specification produced for external resource to produce business case – November 2008
- Procurement of external resource to complete business case – December 2008
- External resource to start work on business case – January 2009
- Completion of draft business case for presentation to Acting Joint Chief Executive by April 2009
- Presentation of business case to Shared Services Board by May 2009
- Consideration of business case by each Council by June 2009

Kevin Dicks
Acting Joint Chief Executive
Bromsgrove District Council and Redditch Borough Council
18th August 2008

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BROMSGROVE DISTRICT COUNCIL AND REDDITCH BOROUGH COUNCIL

SHARED SERVICES BOARD

1st September 2008

QUICK WINS

1. SUMMARY

- 1.1 To seek in principle approval of the “quick wins” for further shared services / joint working between Bromsgrove District and Redditch Borough Councils, subject to a proper process of consultation with affected staff and trade unions where necessary.

2. RECOMMENDATION

- 2.1 It is recommended that:
- 2.1.1 Members note the benefits already realised from the Acting Joint Chief Executive initiative as outlined at Section 4;
- 2.1.2 Members agree in principle the quick wins for further joint working / shared services between Redditch and Bromsgrove Councils as outlined in Section 5, subject to a proper process of consultation with affected staff and trade unions;
- 2.1.3 Members comment upon the Other Opportunities as identified at Section 6.

3. BACKGROUND

- 3.1 Redditch and Bromsgrove Councils have been working together for approximately 12 to 18 months trying to pursue opportunities for joint working / shared services to either improve service performance / resilience or reduce costs, however it is acknowledged that there has been limited progress with the exception of the arrangements to transfer the payroll function and the appointment of the Acting Joint Chief Executive.
- 3.2 The areas that have been considered thus far, together with a brief update are as follows:

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- Procurement

Alex Haslam started working on a shared basis between Bromsgrove & Redditch in November 2007. His focus is on ensuring the contract procedure rules and procurement strategies are robust for each Authority together with working on joint arrangements for framework contracts including Disabled Facilities Grants. Supplier seminars have been held at both Councils which are felt to have gone well and some joint procurement is now being pursued (e.g. abandoned vehicles removal and disposal – across northern district). Member training/seminars have been booked.

- Payroll

Agreement as part of report on BDC Medium Term Financial Plan (MTFP) to transfer service to RBC. Target date for first payroll run September. First parallel run conducted with no major issues of concern. Second parallel run will have been completed prior to this Board meeting. The system in use at RBC is also a HR system which also means that there could potentially be additional savings on the procurement of a HR system. This shared service will generate £40k savings per annum going forward.

- Elections

Bromsgrove recruited the election manager from Redditch last year following numerous unsuccessful attempts to recruit to the post. Redditch covered the gap by internal temporary acting up arrangements but decided that they would look to recruit to the vacant post and evaluate again if they were unsuccessful. Two applications have been received – one applicant from Redditch and one from Bromsgrove. The recruitment process has stopped pending consideration by the Board of the opportunity for shared working in this area.

- Crime and Disorder Reduction Partnership

The North Worcestershire Responsible Authorities Group has changed to the North Worcestershire Community Safety Partnership. The purpose of the Partnership is to engage at a more strategic level and to identify areas / issues that could be addressed across the area.

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It is still intended to merge the officer structure by April 2009 however work on this has slowed due to the need for RBC and Wyre Forest to concentrate on achieving LAA Reward Grant targets.

- **Worcestershire Hub**

Both Councils are working alongside other districts in the formulation of the business case for shared services / joint working across the County.

- **Leisure**

Bromsgrove have agreed in principle to transfer their Leisure Facilities to Wychavon Leisure Trust. Target for transfer is September 2008.

- **Equalities and Diversity**

The Head of Legal, Equalities and Democratic Services at Bromsgrove supported Redditch through Being Different Together project (formerly the TEDS project). Bromsgrove is providing some training for parish councils across the County. This is an area where it is accepted by Redditch that there is a need for it to improve. The possibility of working across North Worcestershire has been raised between Chief Executives.

- **Legal**

Bromsgrove undertaking large scale voluntary registration work for Redditch. Litigation – Councils are sharing resource – RBC do some work for BDC and vice versa whenever there are capacity issues on an ad hoc basis. The SLA with Bromsgrove and BDHT is still continuing. BDC is working with a couple of councils to do conveyancing work.

- **Property**

The County Council is providing an Asset Management service to BDC. This will improve the efficiency and effectiveness of the service and help to improve the Council's position with regard to Use of Resources. The County Council is also providing support for the Bromsgrove Town Centre redevelopment.

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- ICT

BDC helped RBC with the production of the TGOV strategy. Responsible Heads of Service in discussion in respect of opportunities for BDC/RBC working together / joint posts although nothing has been agreed as yet.

- Internal Audit

Bromsgrove Council is currently holding the position of Internal Audit Manager vacant following the departure of the former postholder earlier this year. Worcestershire Treasurers have asked audit managers to look at one audit team for Worcestershire.

- Vehicle acquisition

Officers are looking to procure vehicles jointly in order to facilitate sharing services. BDC need to change the collection method in order to progress.

- Economic Development

Initial discussions held with regard to the possibility of doing something across North Worcestershire.

- Enforcement

Initial discussions held but not progressed due to both authorities facing staffing shortages.

- Licensing

Initial discussions being held to explore opportunities.

- Print

RBC have implemented the outcomes of a recent service review however it is considered that there are still opportunities for future sharing.

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4. **BENEFITS ALREADY REALISED**

4.1 In addition to the financial saving arising from the appointment of an Acting Joint Chief Executive it is worth the Board noting some of the other benefits that are already felt to have been achieved:

- Improvements in Performance Management – sharing expertise. An identified area for improvement at Redditch is performance management and the Acting Joint Chief Executive has been able to advise on the performance management framework including the process for the development of the Corporate Plan as well as identifying improvements in regular performance management (including financial management) as this has been an area of particular focus at Bromsgrove.
- Savings in officer time by not duplicating attendance at key meetings – e.g. Chief Executives' Panel.
- Increased awareness of the work of the West Midlands Regional Improvement and Efficiency Partnership (WMRIEP) within both Councils
- Accessing funding from WMLGA – to fund progression of shared services work
- Equalities – sharing expertise particularly with regard to the outcomes from the Being Different Together project. Another identified area for improvement at RBC which can benefit from the work undertaken at BDC.
- Communications – improvements to communications to RBC based upon the approach adopted at BDC including:
 - Communications planner – to identify key communication issues over the next 6 – 12 months
 - Launch of a members bulletin
 - Launch of fortnightly Core Brief for staff (following each Corporate Management Team meeting)
 - Launch of Core Brief Extra for staff (emailing of urgent communication issues)
 - Launch of “Ask the Chief Executive” question and answer session on the staff intranet

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It is felt that some of these actions have mitigated the risks that were identified in the original business case.

- Member development – development of a suggested programme for member development some of which can be undertaken jointly by members at both authorities
- Job evaluation / single status – learning from experience and new case law encountered at BDC.
- Ability to take more strategic decisions that affect both Councils – e.g. the decision to put a hold on recruitment for an elections post in order to investigate the opportunities that a shared service may provide (see later in the report).
- Consideration of a staff suggestion scheme.
- Willingness of Senior Management to embrace the change – it should be acknowledged that the Senior Management Team at RBC have been very willing to accept the new regime and the early signs are that the team will work well together – this it is believed has again mitigated some of the risks identified in the original business case.

4.2 Whilst most of the areas outlined above are primarily to the benefit of Redditch it should be noted that there have been benefits accruing to BDC from this work. The most obvious example being the draft Economic Priorities for RBC and the County funding £15,000 that may not have been identified if the Acting Joint Chief Executive wasn't in post.

5. **QUICK WINS**

5.1 Whilst progress on all of the areas outlined above (and indeed other opportunities) as and when they arise will be pursued it is recommended that the following are given priority as quick wins:

- Elections

Historically Bromsgrove have struggled to appoint to its Elections Manager post (at least 3 failed appointment processes). However last year the Council managed to recruit to the post from a member of staff from Redditch. Redditch have covered the vacancy by an internal acting up arrangement up until now however they recently went out to advert for the post and received 2 applications – 1 internally and 1 from BDC.

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Whilst it may have been possible for RBC to recruit it is felt that this was an opportunity missed in terms of joint working / shared services and as such it was agreed that the recruitment be stopped and options for sharing the service be explored.

It is therefore recommended that a business case be developed for a single elections team to provide full electoral services to both councils. This may not deliver significant financial savings however it is felt that one team would offer better service resilience in this critical area and also allow opportunities to pursue more modern ways of democratic participation. It is proposed that Bromsgrove should lead on this.

- Crime and Disorder Reduction Partnership (CDRP's)

The work to merge the CDRP's across Redditch, Bromsgrove and Wyre Forest has been ongoing for the last 12 months or so. This had been put on hold because of concerns about grant funding and the need to focus on delivery of LAA targets for which Redditch would receive a reward grant. It is felt however that given the initial work undertaken that this could be progressed quite quickly in order to have a single Community Safety Team for Redditch and Bromsgrove. It is proposed that Redditch should lead on this.

- Performance Management

This is an area where BDC have improved significantly over the last 2 years and it is also an area that has been acknowledged within RBC as being in need of improvement – it has also been an area where it has been highlighted that additional resource may be required.

It is suggested that initially the Acting Joint Chief Executive works with officers at RBC to develop the Performance Management Framework and to identify and implement the improvements needed. This can be supplemented by officers at BDC as and when required which may mitigate the need for significant additional investment.

Another area that could potentially be undertaken jointly in the future, which is aligned to the performance management agenda, is the interpretation of Government Policy.

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- Equalities and Diversity

This is an area where BDC have improved significantly over the last 2 years and have been recognised regionally for its work. It is also an area that has been acknowledged within RBC as being in need of improvement. It is suggested that staff at BDC initially work with colleagues at RBC to identify where the gaps are (in terms of approach), what needs to be done to address the gaps and to provide training to both members and officers. There may need to be additional funding input into this area from RBC however it will be more cost effective to look at this collectively across the two councils rather than individually.

This work may then result in another opportunity for a shared service.

- Member development

It is suggested that the work with regard to this is concentrated on identifying areas where development can be undertaken jointly in order to save both Councils money.

6. OTHER OPPORTUNITIES

- 6.1 In addition to the three phases identified within the project it is important that the Board is advised of other opportunities as and when they arise. These are most likely to arise from staff vacancies at each Council. Since the start of the Acting Joint Chief Executive initiative there have been 2 vacancies that have arisen at Bromsgrove District Council that are worthy of consideration for joint working / shared services, they are:

- Head of Financial Services (Section 151 Officer)

The current post holder (at BDC) is leaving. This is a key post for the Council however before the decision is taken to go out to recruit members are asked to consider whether there are any opportunities to review the role and to consider whether this affords an opportunity for joint working/shared services.

- Benefits Services Manager

The current post holder (at BDC) is leaving. Before the decision is taken to go out to recruit members are asked to consider whether there are any opportunities to review the role and to

Council **Appendix 3**

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consider whether this affords another opportunity for joint working / shared services.

7. FINANCIAL IMPLICATIONS

None arising directly from this report.

8. LEGAL IMPLICATIONS

None arising directly from this report – these will be addressed as each proposal is brought forward for consideration. The Board should however note that where any of the “quick wins” have staffing implications these should be supported by a process of consultation with staff and trade unions in order to avoid the potential for claims of unfair/constructive dismissal

9. COUNCIL OBJECTIVES

Each Council will need to ensure the proposals support its own Council Objectives.

10. RISK MANAGEMENT

None arising directly from this report however it is envisaged that the approach to Risk Management will operate at 2 levels:

- a. Risk mitigation/controls for respective proposals/services
- b. Ongoing assessment of the short/long term risks contained within the original feasibility report

11. CUSTOMER IMPLICATIONS

No direct impact on the Customer arising from this report, although indirectly the intention of each “quick win” is to deliver efficiencies/savings to the ultimate benefit of the customer.

12. EQUALITIES AND DIVERSITY IMPLICATIONS

None arising directly from this report – these will be addressed as each proposal is brought forward for consideration.

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13. VALUE FOR MONEY IMPLICATIONS

Value for Money and delivery of efficiencies is the driving force behind these proposals.

14. OTHER IMPLICATIONS

Procurement Issues
None
Personnel Implications
<p>Staff and trade union consultation would need to be undertaken with the service areas identified as “quick wins” as soon as possible following the in principle agreement from the Shared Services Board.</p> <p>The Acting Joint Chief Executive has extended an invitation to meet with Unison, UCATT and GMB at Bromsgrove Council in order to discuss the principle and implications of the Acting Joint Chief Executive generally.</p>
Governance/Performance Management
None
Community Safety including Section 17 of Crime and Disorder Act 1998
None
Policy
None
Environmental
None

15. WARDS AFFECTED

All

16. APPENDICES

None

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17. BACKGROUND PAPERS

Shared Services Papers

Kevin Dicks
Acting Joint Chief Executive
Bromsgrove District and Redditch Borough Councils

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SHARED SERVICES BOARD

Monday, 1st September 2008 at 5.30pm

Present – Councillors R. Hollingworth (Chairman), C. Gandy, M Hall, J. Luck and C. McMillan

Apologies – Councillor M. Webb

Election of Chairman

Councillor McMillan proposed that Councillor Hollingworth be elected Chairman for the first meeting of the Bromsgrove District Council and Redditch Borough Council Shared Services Board.

Councillor Gandy seconded the proposal

All were in favour and Councillor Hollingworth was duly elected Chairman for the meeting.

Draft Concordat

KD introduced the Draft Concordat Document and apologised to the Board for the late production of papers. He confirmed that he would ensure that the papers for future Board meetings would be available in good time for all members to have an opportunity to read through and that he would where possible adhere to the access to information timescales for the production of papers.

RH stated that in future he felt that all papers for meetings of the Shared Services Board should be distributed to all elected members at both Councils in advance of the meetings

KD confirmed that all papers being considered by the board would need to go to the respective Full Council Meetings for agreement. He further confirmed that the Draft Concordat Document represented a vision for the strategic alliance between the two Councils and that it gave an overview of the steps that have been taken towards the delivery of shared services to date.

KD said that both Councils would continue to actively pursue a number of shared service opportunities both between Redditch and Bromsgrove but also beyond to other organisations.

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The Board would receive reports in relation to all shared service activity and any future shared service proposals.

KD confirmed that it was his intention to spend 2 days a week at each Council with a floating day, although this would need to be flexible and that he intended to attend key meetings for each Council, most particularly the Cabinet and Full Council Meetings although he recognised that this was not always possible given the time and date clashes that may occur.

MH – Suggested that both Councils may want to consider changing the date and time of meeting to enable KD to attend more easily.

After a discussion it was agreed that whilst this was something to consider in respect of meetings next year that those already scheduled should not be changed and that KD would attend where possible with substitutes attending in his place if he were unable to attend for any reason.

KD referred to the performance information and the financial implications associated with the Acting Joint Chief Executive arrangements and stated that it was his intention to bring the detail of the costs / savings associated with shared services / joint working to the next meeting of the Shared Services Board in order that the process be open and transparent.

This was noted and accepted by the Board

KD further advised the Board that they would need to make a recommendation to their respective Full Councils in relation to discharging the 6 month review process.

This matter was discussed and it was agreed that it would be appropriate for the respective Cabinets to undertake the 6 month review in accordance with the Draft Concordat Document and that this be recommended for approval by both Councils.

RH suggested that it may be appropriate for both Cabinets to undertake the review process collectively.

KD said that this would need to be a matter for the Board to determine.

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The point was debated and it was agreed that it would be more productive for each Cabinet to undertake a 6 month review independently and that they report the findings in relation to that review to the Board who could in turn make their recommendations to their respective Councils

It was also agreed that there would be merit in both Cabinets meeting in the event that there was a consensus for continuing with the Acting Joint Chief Executive arrangement as a result of the 6 month review to agree a vision for the remaining 6 months

CM made the following comments in relation to the Draft Concordat Document;

- that the targets and objectives within the Concordat were unnecessarily detailed given that they were identified in yet more detail in the targets and objectives document - **It was agreed that this be altered to reflect that the Board would be responsible for determining the targets and objectives and that all other detail be deleted from the concordat document.**
- that the words 'service quality' be added to section 4.3 (a) (ii) – **This was agreed**
- that the agreement needed to be amended to reflect the start date in relation to the Acting Joint Chief Executive – **this point was agreed**
- that where possible suitable Heads of Terms be agreed as common in relation to all shared service arrangements to avoid unnecessary duplication and to ensure consistency – **It was agreed that both Councils would work together to ensure that where possible the Legal Departments ensure that the shared service arrangements were simplified and uniform in their approach**

CG expressed a concern that whilst the Draft Concordat Document referred specifically to Excellent Working Relationships that in order for this to be possible it would be necessary to extend an invitation to the Leaders of the respective Labour Groups on the Shared Services Board.

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It was agreed that an offer of membership on the Shared Services Board be offered to the Leader of the Councils' respective Labour Groups and that this be a conditional offer based on the written agreement of the respective Labour Group Leaders to the principal of the Joint Chief Executive arrangements and that the Monitoring Officers of both Councils be charged with the responsibility for determining the administrative arrangements associated with this proposal in relation to the Board and that this be recommended to both Councils.

RH asked whether substitutes should be permitted to sit on the Shared Services Board – **It was agreed that substitutes would not be appropriate.**

CM suggested that both Councils would need to detail an account manager for each service area identified as being appropriate for shared services / joint working and that this post be independent from the day to day operation of the service.

KD confirmed that for the foreseeable future the relationship would be one of client and contractor to ensure that each Council maintained this split and that this would be particularly important in relation to shared service proposals in respect of statutory functions.

RH raised the point that whilst KD had indicated that where possible he would attempt to spend 2 days at Redditch, 2 days at Bromsgrove with a floating day that it would be more appropriate for KD to determine the division of his time in accordance with the requirement within the Draft Concordat Document for the Acting Joint Chief Executive to be equally committed to both Councils – **This was discussed and it was agreed that KD should make his arrangements based on the needs and requirements of each Council at any given time within the overall principle that he be committed equally to both Councils.**

RH suggested that the termination clause be amended to make reference to the secondment arrangement – **this was agreed**

Targets and Objectives

KD distributed a revised targets and objectives report and explained that the original report has been revised to reflect further discussion around the support available from the West Midlands Regional Improvement and Efficiency Partnership (WMRIEP).

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KD explained that the WMLGA had noted when they did their original feasibility study into the Joint Chief Executive proposal that the performance management Information would need to be reviewed at Redditch Borough Council before the business case for the longer term objectives of the Joint Chief Executive arrangements could be established. Colin Williams from the WMLGA had confirmed to KD that the WMRIEP would fund support to establish the performance information at Redditch which was the prerequisite of the development of the business case. It was envisaged that this external resource would help write the specification for the support needed to progress the development of the business case. This support would equate to £30,000 to £40,000 and would be funded by the WMRIEP.

KD felt that there were capacity issues in both Councils that would make it difficult to produce the business case required and that there was also a need for a level of independence required given the potential outcomes of this exercise. KD did however stress that it was important for both management teams to be involved in the process but that the impartiality and objectivity that a third party would bring to the process would be necessary for these reasons.

In order to fund the production of the business case both Councils needed to release a maximum of £40,000 from balances. It was noted that Bromsgrove had already done this at their meeting in June.

CM suggested that KD may want to revisit the timescales in light of their coinciding with annual holiday dates.

KD agreed that in 4.1.(a) and (b) 31st December needed to be altered to 31st January and in 4.1 (c) 30th June needed to be altered to 31st July. – **This was agreed**

MH said that he felt that the Financial situation between both Councils was going to become complex as a result of the joint working environment and wondered what arrangements were in place for managing this process in an open and transparent way.

KD confirmed that coding arrangements were in place at both Councils to record the costs and savings associated with the Joint Chief Executive arrangements.

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This was discussed and it was further suggested that the additional management costs associated with the interim management arrangements at Redditch be coded separately as these were costs that would have been incurred notwithstanding the Joint Chief Executive arrangements.

Quick Wins

KD explained the purpose of the document and the details of works that had been achieved over the last 12 months.

He further explained the need for both organisations to capture any benefits to both organisations not just in a shared working environment but also in a shared learning environment as there was a capacity issue in both organisations that could benefit from shared learning.

KD also explained the need for Bromsgrove District Council to be mindful of the views of the Government Monitoring Board.

KD detailed a proposal for a shared Elections Service – **This was discussed and it was agreed that the Board would be recommending the production of a business case to support this proposal to their respective Full Councils.**

KD detailed a proposal for a shared Community Safety Team – **This was discussed and it was agreed that the Board would be recommending the production of a business case to support this proposal to their respective Full Councils although it was noted that this would not include CCTV and lifeline at this stage.**

KD outlined the following as further proposals for shared working to the Shared Services Board:

- The provision of support to Redditch for the development of their performance and financial management framework
- The provision of advice and guidance to Redditch Borough Council on their equalities and diversity agenda drawing on the skills and expertise of the officers at Bromsgrove and the progress that they had made within the Local Government Equality Standard
- That Bromsgrove and Redditch work together where appropriate to deliver the requirements of each authority's member development programme maximising training and development opportunities where appropriate.

Council

Appendix 4

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These items were debated and it was agreed that a recommendation be made to the respective authorities Full Councils that these joint working opportunities be realised by both Councils.

KD stated that in future he would advise the Board of opportunities that may arise as a result of vacant posts. Two such opportunities had arisen as a consequence of posts becoming available at Bromsgrove District Council.

The first was in relation the Head of Financial Services and Section 151 Officer.

The Board agreed that it would be appropriate for Bromsgrove to recommend to its Full Council that the post be filled on an interim basis and that both Councils be recommended to request the Joint Chief Executive to produce a business case over the next 12 months to determine the options available to both Councils and whether this post was appropriate for shared service/joint working.

The second was in relation to the post of Benefits Services Manager

The Board agreed that this post was critical within a high profile service area that was already challenged by capacity and resource implications in both organisations. As a result it was agreed that it would not be an area that would benefit from joint working at this stage and that both Councils be recommended not to pursue a joint working environment and that Bromsgrove continue to move to recruit to this post.

JL made an observation that the Enforcement Service may benefit from a shared working environment given the challenges that both organisations face in the recruitment and retention of staff in this field.

KD confirmed that whilst this was not a service area that was currently being considered for shared working given the capacity issues facing both Councils he was actively pursuing any wider shared service opportunity that may be available in relation to the wider enforcement agenda and more particularly in the short term the issuing of fixed penalty notices.

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CM suggested that both HR departments should liaise over amended Job Descriptions where possible to ensure that new appointments were aware of the joint arrangements and that their JDs reflected the need for flexible working between the two organisations.

CM asked whether there were any opportunities for shared working in the IT departments. KD stated that although he felt that the main opportunity may have been missed the Heads of Service from both councils were continuing to discuss the potential of joint posts.

KD raised the possibility of a shared audit service although he pointed out that there were capacity issues that were evident at both Councils that may prevent this from happening in the short term. It was agreed that the work being currently undertaken across Worcestershire be progressed as quickly as possible but that in the short term Bromsgrove recruit additional temporary support as necessary.

KD – referred the Board to section 3 of the 'Quick Wins' report and said that at all times both Council would be focusing on shared working opportunities and that were these became apparent he would feed them into the Board.

The Board briefly discussed Economic Development and the need for both Councils to look at the strategic overview in relation to any shared service opportunities that may be available in the future.

The Board decided that meetings should be bi monthly and the next one would be circulated at a later date.

All Wards

15 September 2008

Council

JOINT CHIEF EXECUTIVE – APPOINTMENTS, ETC.

(Report of the Head of Legal, Democratic & Property Services)

1. Purpose of Report

To make appointments to various Council functions required as a result of the departure of Chris Smith and the appointment of a Joint Chief Executive

2. Recommendation

The Council is asked to RESOLVE that

- 1. authority be delegated to the Head of Legal, Democratic & Property Services, in consultation with the Leader of the Council, to agree the terms of and enter into a secondment agreement with Bromsgrove District Council for the secondment of Kevin Dicks to Redditch Borough Council to enable him to perform the role of Acting Joint Chief Executive;**
- 2) subject to the signing of the secondment agreement referred to at 1) above, Kevin Dicks, Acting Joint Chief Executive, be appointed as the Council's Head of Paid Service for the duration of his secondment to Redditch Borough Council;**
- 3) all references in the Council's Constitution to the "Borough Director" be construed as referring to the Acting Joint Chief Executive;**
- 4) Sue Hanley, Deputy Borough Director, be re-titled as Acting Deputy Chief Executive and appointed as the Council's Returning Officer;**
- 5) Sue Hanley be appointed as the Council's Electoral Registration Officer; and**
- 6) authority be delegated to the Council's Monitoring Officer, in consultation with the Leader of the Council, to determine appropriate arrangements to resolve any issue that may arise from a conflict of interest during the arrangements for the Acting Joint Chief Executive in respect of matters that relate to Redditch Borough Council.**

Council

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3. **Financial, Legal, Policy and Risk Implications**

Financial

- 3.1 At its meeting on the 30th of June 2008, the Council resolved to share the full costs of the post of Joint Chief Executive. A draft Secondment Agreement that has been prepared reflects this arrangement. Further information in relation to the secondment agreement is set out in paragraph 1.1 of confidential Appendix 1.

Legal

- 3.2 Appendix 1 to this report is exempt in accordance with S.100 I of the Local Government Act 1972 as it contains information relating to the financial affairs of a particular person and information in respect of which a claim to legal professional privilege could be maintained in legal proceedings. For these reasons it is felt that the public interest in maintaining the exemption outweighs the public interest in disclosing the information.
- 3.3 The statutory basis for the action proposed is also mentioned at appropriate points in the report.

Policy

- 3.4 There are no direct policy implications arising out of this report.

Risk

- 3.5 There are risks to the proper administration of the Council, the Registration of Electors and the conduct of Elections, if appropriate appointments are not made / associated recommended procedures are not in place.

Report

4. **Background**

- 4.1 At the Council meeting on the 30th of June 2008, the Council resolved to appoint an Acting Joint Chief Executive for the Redditch Borough and Bromsgrove District Councils for a period of 12 months.
- 4.2 The previous Borough Director, Chris Smith, left the authority on the 7th of September 2008.

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5. Key Issues

- 5.1 At its meeting on the 30th of June 2008, the Council resolved to appoint Kevin Dicks to be the Acting Joint Chief Executive for Redditch Borough and Bromsgrove District Councils. In order for the role to be performed, there is a need to enter into a formal secondment arrangement with Bromsgrove District Council as the relevant employer.
- 5.2 Under Section 4 of the Local Government and Housing Act 1989, the Council is under a duty to designate one of its Officers as the Head of its Paid Service. Following the departure of Chris Smith, the Council needs to appoint an Officer to fulfil this role. Under Section 113 of the Local Government Act 1972, any staff seconded from one authority to another authority are treated for all purposes, except those of superannuation, as an Officer of the authority to which they are seconded. Accordingly, when the formal secondment is made, Kevin Dicks can perform the role of Head of Paid Service.
- 5.3 Section 35 of the Representation of the People Act 1983 requires the Council to appoint an Officer to be the Returning Officer for district and parish council elections.
- 5.4 Given the potential for the Acting Joint Chief Executive to be subject to a conflict of interest, it has been necessary for both Councils to determine a process for managing any occasion such a conflict arises. Council is therefore requested to delegate the power to the Monitoring Officer, in consultation with the Leader, to determine, within the context of the issue, the most appropriate Officer to act should the circumstances apply.

6. Other Implications

- 6.1 Asset Management - None identified.
- 6.2 Community Safety - None identified.
- 6.3 Human Resources - Kevin Dicks will continue to be employed by Bromsgrove District Council but will be seconded to Redditch Borough Council to the extent necessary to enable him to perform the Acting Joint Chief Executive role.
- 6.4 Social Exclusion - None identified.
- 6.5 Sustainability - None identified.

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7. **Conclusion**

Various appointments are required as a consequence of the departure of the previous Borough Director and the appointment of an Acting Joint Chief Executive to enable the Council to comply with its statutory obligations

8. **Background Papers**

Confidential Council reports and confidential internal files.

9. **Consultation**

There has been no consultation other than with relevant Borough Council Officers.

10. **Author of Report**

The author of this report is Sue Mullins (Head of Legal, Democratic & Property Services & Monitoring Officer), who can be contacted on extension 3210 (email: sue.mullins@redditchbc.gov.uk) for more information.

11. **Appendices**

Appendix 1 - Further Information in relation to Secondment Agreement

Council

Appendix 1

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By virtue of paragraph(s) 5 of Part 1 of Schedule 12A
of the Local Government Act 1972.

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