FINANCE AND POLICY COMMITTEE MINUTES AND DECISION RECORD

22 JULY 2019

The meeting commenced at 10.00 am in the Civic Centre, Hartlepool.

Present:

Councillor Shane Moore (In the Chair)

Councillors: Christopher Akers-Belcher, James Brewer, Paddy Brown, Dave Hunter,

Jim Lindridge, Sue Little, Ann Marshall, Leisa Smith, John Tennant, and

Mike Young.

Also Present: Councillor Tony Richardson.

Edwin Jeffries, Unison Joint Branch Secretary

Officers: Gill Alexander, Chief Executive

Hayley Martin, Chief Solicitor

Neil Wilson, Assistant Chief Solicitor Chris Little, Director of Finance and Policy

Claire McLaren, Assistant Director, Corporate Services

Sally Robinson, Director of Children's and Joint Commissioning Services

Dr Pat Riordan, Director of Public Health

Tony O'Ceallaigh, Health Improvement Practitioner

Jill Harrison, Director of Adult and Community Based Services

Gemma Ptak, Assistant Director, Preventative and Community Based

Services

Denise McGuckin, Director of Regeneration and Neighbourhoods

Julian Heward, Communications and Marketing Team

David Cosgrove, Democratic Services Team

8. Apologies for Absence

None.

9. Declarations of Interest

None.

10. Minutes of the meeting held on 18 June 2019

Received.

11. Minutes of the meeting of the Health and Wellbeing Board held on 4 March 2019

Received.

12. Minutes of the meeting of the Safer Hartlepool Partnership held on 18 March 2019

Received.

13. Developing a New Council Plan 2020/21 – 2022/23 (Chief Executive)

Type of decision

Budget and Policy Framework.

Purpose of report

The purpose of the report was to ask the Committee to agree the proposed timetable for the development of a new Council Plan to cover the period 2020/21 to 2022/23. The report also sought the Committee's approval to the acceleration of three new priorities through the existing Council Plan 2017/18 – 2019/20.

Issue(s) for consideration

The Assistant Director, Corporate Services reported that as the current Council Plan was in its final year it was proposed that preparation begins on the development of a new Council Plan to cover the 2020/21 – 2022/23 period. The proposed timetable aimed to have the new Plan adopted by Council before the end of the current municipal year.

The following priorities have been identified for inclusion within the Council Plan for 2017/18 – 2019/20:

- Transforming outdoor play provision as part of our Neighbourhood Improvement Programme;
- Developing a Headland heritage and tourism strategy; and
- Accelerating an options appraisal and business case for sports and leisure facilities.

Members supported the proposals and the timetable outlined in the report.

Decision

 That the development of a new Council Plan to cover the period 2020/21 - 2022/23 and the proposed timetable for developing it be approved. 2. That the acceleration of the three new priorities, set out above, be approved in the current year through the Council Plan 2017/18 – 2019/20.

14. Community Safety Plan 2017-20 (Year 3) (Director of Regeneration and Neighbourhoods)

Type of decision

Budget and Policy Framework.

Purpose of report

To consider and comment on the Community Safety Plan 2017-20 (Year 3) and to refer the Plan to Council for adoption.

Issue(s) for consideration

The Director of Regeneration and Neighbourhoods reported that the current Community Safety Plan published in 2017 outlined the Safer Hartlepool Partnership's strategic objectives for a three year period, with a requirement to refresh the plan on an annual basis following completion of the annual strategic assessment. The Community Safety Plan (Year 3) had been agreed by the Safer Hartlepool Partnership on 21st June and was submitted as an appendix to the report for Members approval.

The Director stated that in accordance with the budget and policy framework the Finance and Policy Committee was asked to consider the content of the Community Safety Plan (Year 3) and refer the document to full Council for adoption.

Members supported the plan but there were also some concerns expressed at the deaths and significant harm associated with drug and alcohol misuse which were not reducing despite the significant input in this area by the Council and other agencies.

Decision

That in accordance with the budget and policy framework, Finance and Policy Committee refers the Community Safety Plan 2017-20 (Year 3) to full Council for adoption.

15. Medium Term Financial Strategy (MTFS) 2020/21 to 2022/23 (Director of Finance and Policy)

Type of decision

Budget and Policy Framework.

Purpose of report

The purpose of the report was to update the MTFS and to enable Members to approve the 2020/21 budget timetable.

Issue(s) for consideration

The Director of Finance and Policy presented a detailed report updating Members on the MTFS and setting out a proposed timetable for the development of the Council budget for 2020/21. The report set out the situation with regards to the 2019/20 budget and the use of reserves and the issues that would have significant impact on the 2020/21 budget which included issues around the Government's Fair Funding Review and specific issues around looked after children.

The report highlighted that over the period 2015/16 to 2019/20 Government policies in relation to continued grant cuts and Council Tax referendum limits, including the Adult Social Care precept, have increased the proportion of local authority spending funded from Council Tax.

The report included a proposal aimed at tackling some of the issues related to looked after children. The Director of Children's and Joint Commissioning Services has identified that many of the drivers of demand in children's services are external to children's services, for example, those that predominantly relate to adult needs, issues and behaviours, such as substance misuse, domestic violence and adult mental health. There were also structural changes, which councils had very little influence over, that have had an impact upon children becoming and remaining looked after for longer. These included changes in legislation, emerging contextual safeguarding risks and wider social determinants linked to the impact of Universal Credit roll out, changes to housing provision and increasing poverty, deprivation, vulnerability and need in the town.

It was proposed the Council pilot a new service model with the aim of reducing the demand placed upon children's services through adopting a model that addresses the vulnerabilities within families using a multi-disciplinary whole family and system approach. The proposed model aimed to address the safeguarding concerns within the family, delivering timely dedicated interventions thus reducing need, escalation and reliance on council intervention.

While there was no specific budget to support the pilot scheme proposed it was recommended that part of the uncommitted reserves released as part of the Council Budget Strategy be utilised to support the proposal as a 'invest to save initiative'. It is proposed that £0.350m was committed to fund the new Children's Service pilot. This amount would cover the part year cost in 2019/20 and full year cost in 2020/21.

A detailed report will be consider by the Regeneration Services Committee on 24th July 2019 which will advise Members that on 29th September 2018

notification was received from Thirteen Group giving six months' notice of their intention to leave the Compass Choice Based Lettings (CBL) Partnership and adopt its own lettings policy from 1st April 2019. On 3rd December 2018 Thirteen Group agreed to extend its notice by 3 months and intend to leave on 1st July 2019. The report to the Regeneration Services Committee recommended that this Committee be requested to include an additional cost of £37,000 as a budget pressure. On the basis that Regeneration Services Committee Members approve this funding request on 24 July there would be a corresponding increase in the forecast budget deficit for 2020/21.

Members thanked the Director for the detailed report, which while not showing a particularly positive financial situation, did reflect the ongoing work the Director and officers were undertaking to deliver the budget for the local authority. Members asked if future reports could include some 'bench-marking against other local authorities to give some context to Hartlepool's situation.

A Member commented on the Council's art collection and whether some parts of that could be sold to bring in much needed income. Officers stated that there were restrictions on the sale of municipal collections though the Chair did support the 'sweating' of such assets through loans etc. which could create income for the Council. Reference was made to a previous scrutiny investigation into the Museum and Art Gallery Collection and the Director of Regeneration and Neighbourhoods undertook to circulate a copy to Members.

Decision

- 1. That the report and the forecast budget deficits for 2020/21 and 2021/22 of between £5.699m and £7.473m, which now includes the Choice Based Letting recurring budget pressure of £37,000 be noted;
- 2. That the budget timetable detailed in the report be approved, noting that the timing of some reports and decisions would depend on when Government funding announcements were made, which was more uncertain than in previous years.
- 3. The forecast 2019/20 overspend on Looked after Children costs of £0.75m were noted that a future report to Committee would detail proposals for managing this position and the recurring impact in 2020/21;
- 4. That the release of £0.350m from the one off resources earmarked to support "Invest to save initiatives" and/or the "phased delivery of recurring savings" of £4.062m, be approved to establish a new Children's Service Team with the objective of reducing demand. It was noted that this funding would meet the 2019/20 part year and 2020/21 full year costs, and if this work was successful there would be a recurring budget pressure in 2021/22 of £0.230m.

16. Capital Maintenance Programme Update (Director of Regeneration and Neighbourhoods)

Type of decision

Key Decision test (i). General Exception Notice applies.

Purpose of report

The report updated Members on the current financial position and sought approval to reallocate some of the Capital building maintenance budget due to priority changes or the need for a variation to the original funding approval.

Issue(s) for consideration

The Director of Regeneration and Neighbourhoods reported the Finance and Policy Committee, held on 12th February 2018, had approved the capital maintenance programme for 2018/2020. The Council had, unfortunately, limited resources available to support the proposals detailed in the original report presented to Members in February 2018. The Director advised on the changes and variations to the original funding approval.

The changes included the reallocation of the funding originally committed to the Mill House Schemes, which together with the previously uncommitted funding, provided a balance of £285,838. It was proposed that this be utilised to fund a Mill House Leisure Centre Feasibility Study (£175,371), the Town Hall Theatre Boiler replacement and other upgrades (£50,191) and the Civic Centre Lift Replacement (£53,844). The proposals would leave only £6,430.98 as a contingency fund against the overall programme.

Decision

Members noted the position of the Capital Building Maintenance Fund as detailed in the report and, in accordance with the authority delegated by Council within the approved MTFS, approved the variations to the original funding approval as reported.

17. Land at Brierton (Director of Regeneration and Neighbourhoods)

Type of decision

Key Decision (test (i) or (ii)) Forward Plan Reference No. RN32/18.

Purpose of report

To seek approval to a sale of land at the former Brierton school site. The report had been intended for submission to the Committee on 24th June

2019, however, due to delays in the agreement of final terms there was a departure from the Forward Plan.

Issue(s) for consideration

The Director of Regeneration and Neighbourhoods reported that the western part of the Brierton site, extending to approximately 7.87 acres / 3.18 hectares, had been surplus since the temporary use of the site in 2010/11. The site, as shown on the plan appended to the report, had been identified as a residential development site since the closure of the school and an outline planning permission (now lapsed) had been obtained for it in conjunction with the detailed planning consent required for the works to CETL and the PRU.

The marketing of the site had proven to be quite lengthy with a number of failed approaches, however, an offer had now been received from a major housing association for a development comprising approximately 50 no. affordable rented bungalows and 30 no. shared ownership bungalows, all for the elderly. The development will therefore present a significant provision of elderly persons' affordable accommodation. The terms of the offer are as set out in Confidential Appendix to the report which contained exempt information under Schedule 12A Local Government Act 1972 (as amended by the Local Government (Access to Information) (Variation) Order 2006) namely, (para 3), information relating to the financial or business affairs of any particular person (including the authority holding that information.

As well as providing a capital receipt that would go towards the Council's capital receipts target, the construction of the development would also result in the payment of New Homes Bonus (subject to continuation of the scheme) and additional Council Tax.

Members welcomed the proposal though the Chair was concerned that the development was limited to older people when there was an unmet demand for bungalows for people with disabilities in the town. The meeting discussed some of the issues to be finalised in relation to the S.106 agreement relating to the development and the monies that would fund sport and recreation and the future use of new homes bonus from the development. It had been suggested some of this funding could contribute towards the provision of new tennis courts at the Brierton site.

Decision

1. That the sale of the land shown on the plan appended to the report be approved in line with the terms of sale as set out in the Confidential Appendix to the report which contained exempt information under Schedule 12A Local Government Act 1972 (as amended by the Local Government (Access to Information) (Variation) Order 2006) namely, (para 3), information relating to the financial or business affairs of any particular person (including the authority holding that information.

- 2. That improvements to the Seaton Carew tennis courts be undertaken alongside the implementation of the tennis courts to be provided at the Brierton site utilising S.106 income and New Homes Bonus generated from the sale of the site.
- That the use of the New Homes Bonus generated from this site be reviewed as part of the Medium Term Financial Strategy later in the year.

18. Sport and Leisure Facilities Option Appraisal, Feasibility Study and Design (Director of Adults and Community Based Services)

Type of decision

Key decision, Forward Plan Reference No. 07/18.

Purpose of report

To seek support from the Finance and Policy Committee to progress an option appraisal, feasibility study and design works of a modern leisure facility to stage 2 of RIBA (Royal Institute for British Architects) plan of works, to replace Mill House Leisure Centre.

To seek approval to reallocate funding from the Capital Maintenance Programme to conduct a robust option appraisal, feasibility study and design works for the replacement of Mill House Leisure Centre and improvement of the Borough's sport and leisure facilities.

Issue(s) for consideration

The Assistant Director, Preventative and Community Based Services reported that sustaining and improving the leisure, sport and physical activity offer in Hartlepool through the development of a new leisure facility is crucial for the health and wellbeing of the population.

The Mill House Leisure Centre had exceeded its lifespan and was no longer fit for purpose to meet the needs of the local population and compete in the wider leisure and physical activity marketplace.

The Hartlepool Playing Pitch and Indoor Facilities Strategy also identified the significance of replacing the Mill House Leisure Centre to ensure water space is protected for the population and to prevent a pressure in accordance to Sport England's Facility Planning Model.

The option appraisal, feasibility study and design will be informed by a programme of consultation that will be conducted throughout July and August 2019. The Council's building and design team has estimated a cost of £175,000 to fulfil the requirements of a feasibility study.

Given the age and life expectancy of Mill House Leisure Centre it was important to accelerate the timescales for progressing the options appraisal and feasibility study. At this stage there was no identified budget to meet the costs of the feasibility study. Within the approved Capital Maintenance Programme, however, there were a number of schemes linked to Mill House Leisure Centre valued at £223,000. To date approximately £38,000 of the allocated works within the Capital Maintenance Programme had been completed and £10,000 has been allocated for further essential pool plant works. £175,000 remained available for continued improvements to Mill House Leisure Centre and it was proposed that this is re-allocated to enable option appraisal, feasibility and design works to commence.

Members were concerned to see any replacement of the Mill House Leisure Centre being located in, or as near as possible, to the town centre. Access to leisure facilities for the elderly and specifically the disabled needed to be maintained and improved. Access to Seaton beach by wheelchair users was highlighted as something that had been discussed previously and raised by groups representing those with mobility issues.

Decision

- That approval be given to the re-allocation of £175,000 from the planned Capital Maintenance Budget to meet the costs of the option appraisal, feasibility and design to RIBA 2 for the replacement of sport and leisure facilities for the Borough.
- 2. That the timescales proposed for delivery the programme as set out in the report be approved.

19. Reshaping Drug and Alcohol Treatment Service (Director, Children and Joint Commissioning Services and Director of Public Health)

Type of decision

Key Decision (tests (i) and (ii) apply) Forward Plan Reference No. CJCS082/18.

Purpose of report

To seek agreement from Finance and Policy Committee to approve the model for the future delivery of Drug and Alcohol Treatment Services and agree the procurement process for a new integrated model commencing from 1 April 2020.

Issue(s) for consideration

The Director of Children and Joint Commissioning Services and the Director of Public Health submitted a joint report proposing a model for the future delivery of drug and alcohol treatment services in Hartlepool.

At its meeting on 11 March 2019 the Committee considered four options for the delivery of the service and chose an enhanced variant of the current service "as it provided the most effective and integrated model for the delivery of substance misuse treatment and support services."

Since then, Council officers had been developing the service specification and, at the same time, engaged a public health consultant with specialist knowledge in the design, development and delivery of substance misuse services. Through the development of the new specification, reviewing the current arrangements and considering examples of nationally recognised best practice, the need for a seamless model of service delivery that fully integrates the prescribing and psycho / social service delivery elements had been identified as the best way forward.

It was proposed, therefore, that the Council moved to a model where the whole service was commissioned. This option would provide the opportunity to deliver an evidence based whole treatment system around a key worker model with integrated prescribing, enhanced physical health care and psycho-social interventions under one leadership structure.

The report referred to the integrated model that aimed to reduce the demand within children's services agreed as part of the MTFS report earlier on the agenda. As part of that team, adult substance misuse workers would be seconded into children's services to deliver timely and focused interventions to address adult issues whilst safeguarding and promoting the welfare of the children and strengthening communities.

The commissioning of a new integrated service would require adherence to the Council's Procurement and Contract Procedure Rules and TUPE may apply to existing staff.

The Unison Joint Branch Secretary was present at the meeting and spoke against the proposal expressing concern at the change of direction since the decision in March of this year and the lack of consultation with staff. Members also expressed their concern at the change in direction now proposed and stated that since the decision in March there had been reports of the service providing significantly better outcomes than previously.

The Committee Members raised a number of concerns regarding the change in direction and it was proposed that the report be deferred to the additional meeting in late August to allow time for officers to consider the points raised. It was also agreed that a Briefing event for Committee Members be held prior to the next meeting.

Decision

That consideration of the report be deferred to the meeting of the Committee to be held on 27 August 2019 and that prior to that meeting a Briefing session be held for Finance and Policy Committee Members.

Councillor Moore left the meeting at this point.

Councillor Young in the Chair.

20. Security and CCTV Community Monitoring Services (Director of Regeneration and Neighbourhoods)

Type of decision

Key Decision test (i). General Exception Notice applies.

Purpose of report

The purpose of the report was to provide the Committee with details of a proposed tendering exercise to be carried out in 2019 for the provision of the Community Monitoring service in conjunction with Security Services.

Issue(s) for consideration

The Director of Regeneration and Neighbourhoods reported that the Committee at its meeting on 18 June 2018 considered the operation and performance of the security contract and whether in the future, when the contract was to be re-tendered, if there were potential synergies between the security contract and the Community Monitoring service which utilised the CCTV Control Centre based in the Civic Centre.

The report provided background to the relocation of the Community Monitoring Centre to the Civic Centre and its operation and some of the issues this posed. The Council's Community Monitoring Centre already operated in an integrated manner with the Security Service. The Centre operates as the 24/7 single point of contact for all alarm companies to inform the Council that a building alarm has been activated.

It was proposed that the delivery of the Community Monitoring service be included in the security services tendering exercise as an option. However, it is proposed that the service would continue to be provided from the existing monitoring centre. The tendering process would include both the potential combined service and the current security service alone in the options provided to tenderers.

Members expressed their concerns at some of the issues reported in relation to staffing in the Community Monitoring Centre. The Unison Joint Branch Secretary stated that they had concerns in relation to the staffing of

the Community Monitoring Centre if the service was to be externalised and a letter from the Trade Union had been received by the Chief Executive. Members suggested that as the contract linked to the MTFS process, it should be included in future MTFS reports to Committee.

Decision

- 1. That a tendering exercise be carried out in 2019 for the provision of:-
 - (i) A combined Community Monitoring and Security Service, and/or
 - (ii) A Security Service only and the retention of an in-house Community Monitoring service, in line with the contract specification.
- 2. That future reporting of the contract form part of the MTFS process and reports.

Councillor Moore in the Chair.

21. Enforced Sale Policy (*Director of Regeneration and Neighbourhoods*)

Type of decision

Key Decision (ii). Forward Plan Reference No. RN 06/19.

Purpose of report

The purpose of the report was to seek approval for a policy to use Law of Property Act 1925 powers to enforce the sale of land or property to recover debts registered, in favour of the Council, against the title of such.

Issue(s) for consideration

The Director of Regeneration and Neighbourhoods reported that there are a number of statutes which confer the power to the Council to take action in default of the owner and allows a charge to be made against the title of the property or land to which it relates until the debt is recovered.

The debts resulting from action taken by the Council are pursued for recovery using the Council's usual processes but there are cases where these debts are not recovered. All debts associated with these actions are registered as local land charges and may be recovered when the property changes hands but this can take a considerable period of time.

Enforced Sale may be considered as a tool to bring empty properties back into use and is a less time consuming alternative to the use of a Compulsory Purchase Order. The enforced sale powers under the Law of Property Act 1925 cannot be used with respect to Council Tax and Business Rates debts. Such debts are pursued by other means, namely

action in the County and/or Magistrates courts following prescribed rules and regulations.

The report included a proposed Enforced Sale Policy which would need to be adopted to allow the Council to pursue such action. The proposed Policy was welcomed by Members.

Decision

That the Enforced Sale Policy as reported be approved.

22. Neighbourhood Investment Programme and Highway Improvement Programme (Director of

Regeneration and Neighbourhoods)

Type of decision

Non-key decision.

Purpose of report

To provide an update on the capital investment programme that will deliver improvements to neighbourhoods across Hartlepool through the Neighbourhood Investment Programme and Highway Improvement Programme.

Issue(s) for consideration

The Director of Regeneration and Neighbourhoods submitted a report which include both an updated Neighbourhood Investment Programme (NIP) and Highway Improvement Programme (HIP) and gave Members an overview of some of the main schemes in each that were programmed and those which had been completed.

Members welcomed the proposals set out in both documents and particularly thanked the Director for the reallocation of funding from roundabouts to provide enhanced play facilities. Members expressed a wish to see at least one piece of play equipment at each play area being accessible to disabled/wheelchair bound children and that this be incorporated into the standard for future play area development in Hartlepool. The implementation of disabled access to Seaton Carew beach was also referred to in the debate. The Director stated that the access had been costed but there would need to be further consideration of the prioritising of schemes in light of the funding available. The Chair referred to discussion he had had in relation to the development of three play hubs across the town.

The Director also updated Members on the replacement of the trees in Church Square. Members supported the detailed recommendations in the report.

Decision

- The Committee noted the current progress on implementing the Neighbourhood Investment Programme and Highway Investment Programme.
- 2. The Committee approved the extension of the CCTV works to include sites in Church Square, Church Street, Summerhill and the Water Front, which can be accommodated within the £400.000 originally earmarked for barrier works.
- 3. The Committee approved the budget allocation of £13,000 towards the implementation of an improvement scheme at the Memorial Wood in Summerhill.
- 4. The Committee approved the proposed allocation of £6,000 towards the implementation of an environmental scheme at Spenser Grove.
- 5. The Committee approved the proposal to put on hold the works to roundabouts and agreed to reallocating the £200,000 for enhancements to Marine Crescent play area along with two other play areas in line with the developing Play Strategy, and cleaning the two statues in Church Street and Church Square and the Sculpture on Marina Way.
- 6. The Committee approved the amendments to the scheme in Stranton Cemetery to increase the capacity to the car park and provide a direct access to the space from Brierton Lane, allocating £50,000.
- 7. The Committee approved the proposed allocation of £34,000 towards street cleaning equipment.
- 8. The Committee approved the proposed inclusion of a section of Chichester Close (£6,000) and additional surfacing in the Avenue Road (£48,000) area within the Highway Improvement Programme.
- 9. The Committee noted the uncommitted balance of funding totalling £414,000.
- 10. That at least one piece of play equipment at each play area be accessible to disabled/wheelchair bound children and that this be incorporated into the standard for future play area development in Hartlepool.

23. Use of Child Poverty Reserve – Proposed Extension of Commissioning of Safe Families Provision (Director of Children's and Joint Commissioning Services)

Type of decision

Non-Key decision.

Purpose of report

The purpose of this report was to provide Finance and Policy Committee with information relating the interventions and support for vulnerable families in Hartlepool provided by the Safe Families Project.

To seek funding from the Child and Family Poverty Reserve to extend the commissioning of the Safe Families Project for a further 12 months.

Issue(s) for consideration

The Director of Children's and Joint Commissioning Services reported that Safe Families is a charity that works with children's services to link families in need with a network of local volunteers who can offer them support. Safe Families has operated across the north east and beyond since 2013 and had been working with Hartlepool's Children's Services since September 2018 when a pilot project commenced to trial the impact of the Safe Families offer on demand in children's services a service level agreement was in place to provide support to 24 families during the trial 12-month period and this comes to an end in September 2019. The project was funded in year one from non-recurrent funding which is no longer available.

The proposal was to extend the Safe Families project for a further 12 months at a cost of £30,000. It was requested that the funding be taken from the Child and Family Poverty Reserve as the work being undertaken by Safe Families supports a number of families in Hartlepool and was tackling the issues caused by poverty and deprivation. From 2020/21 indications were that through the National Spending Review, new funding, previously distributed under the Troubled Families agenda, may become available and this could be used to continue the contract if the Council considers that the contract is having a positive impact on demand and represents value for money. The report set out details of the current financial position of the Child and Family Poverty Reserve.

The Chair welcomed the proposal considering that the project provided a good use of the reserve in light of the families the project was helping in Hartlepool.

Decision

That approval be given to the funding of £30,000 to maintain Safe Families Project for 2019/20 from the Child and Family Poverty Reserve.

24. Any Other Items which the Chairman Considers are Urgent

None.

Members noted that the next meeting of the Committee would be an additional meeting to be held on Tuesday 27 August 2019 commencing at 11.00 am in the Civic Centre, Hartlepool.

The meeting concluded at 12.05 pm.

H MARTIN

CHIEF SOLICITOR

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