

BIRMINGHAM CITY COUNCIL

COUNCIL BUSINESS MANAGEMENT COMMITTEE 7 JUNE 2021
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**MINUTES OF A MEETING OF THE COUNCIL BUSINESS MANAGEMENT
COMMITTEE HELD ON MONDAY 7 JUNE 2021 AT 1300 HOURS,
IN THE COUNCIL CHAMBER, COUNCIL HOUSE, BIRMINGHAM**

PRESENT: Councillor Ian Ward in the Chair;

Councillors Robert Alden, Fred Grindrod, Brigid Jones, Saddak Miah, Gareth Moore, Carl Rice and Mike Ward.

NOTICE OF RECORDING

- 3114 The Chairman advised that the meeting would be webcast for live or subsequent broadcast via the Council's Internet site (www.civico.net/birmingham) and that members of the press/public may record and take photographs at the meeting except where there are confidential or exempt items.

APPOINTMENT OF COMMITTEE

- 3115 The resolution of the City Council passed at the annual meeting on 25 May 2021 appointing the Council Business Management Committee and Chair for the Municipal Year 2021/2022 as follows was noted:-

Labour

Councillor Fred Grindrod
Councillor Brigid Jones
Councillor Saddak Miah
Councillor Carl Rice
Councillor Martin Straker Welds
Councillor Ian Ward (Chair)

Conservative

Councillor Robert Alden
Councillor Gareth Moore

Liberal Democrat

Councillor Mike Ward

ELECTION OF DEPUTY CHAIR

3116

RESOLVED:-

That Councillor Brigid Jones be appointed as Deputy Chair for the Municipal Year 2021/22.

DECLARATIONS OF INTEREST

3117

Members were reminded that they must declare all relevant pecuniary and non pecuniary interests relating to any items of business to be discussed at this meeting. If a pecuniary interest was declared a Member must not speak or take part in that agenda item. Any declarations would be recorded in the minutes of the meeting.

APOLOGIES

3118

An apology was submitted on behalf of Councillor Martin Straker Welds for his inability to attend the meeting. The Chair also noted that Councillor Fred Grindrod would be late attending the meeting.

TERMS OF REFERENCE OF COUNCIL BUSINESS MANAGEMENT COMMITTEE

The following document was submitted:-

(See document No 1)

3119

RESOLVED:-

That the Terms of Reference be noted.

MINUTES

3120

That the Minutes of the last meeting held on 10 May 2021 were confirmed and signed by the Chair.

**PROPOSAL FOR ESTABLISHING A SPECIFIC COUNCIL HOUSE
COMPLEX DEVELOPMENT PROJECT**

The following report of the Director Digital and Customer Services was submitted:-

(See document No 2)

Peter Bishop, Director Digital and Customer Services, made introductory comments relating to the report.

The Chair confirmed that the Council House would not be renamed England House going forward.

Councillor Brigid Jones made supportive comments relating to the report

The Chair made referred to the terms of reference which set out the membership of the Committee and, whilst he was not anticipating voting to occur, there was the potential for a tie. He proposed that an additional bullet point be added under the heading approach to read 'In the event of any votes taken, and in the event of a tie, the Chair will have the casting vote'.

It was-

3121

RESOLVED:-

That a steering committee is established to provide strategic steer and support, effective cross-party agreement and ambition from partners to this important project with the Membership and Terms of Reference, as amended in the forgoing preamble, set out in the report.

LATE REPORTS NOT ON THE FORWARD PLAN

The following report of the City Solicitor was submitted:-

(See document No 3)

Suzanne Dodd, City Solicitor, made introductory comments relating to the report.

The Chair proposed that it should not go on to full Council and Councillor Robert Alden, in noting that when the Executive was introduced the idea was that this report should go onto Full Council, felt that it should.

The City Solicitor confirmed that the Constitution indicated that it should go on to the full Council but undertook to reconsider whether it should or not in the future.

It was-

3122

RESOLVED:-

That, the report be noted and a report be submitted to the next Full City Council meeting.

APPOINTMENT OF SUB-COMMITTEES AND OTHER BODIES

The following report of the City Solicitor was submitted:-

(See document No 4)

Emma Williamson, Head of Scrutiny, made introductory comments relating to the report and noted that the Commonwealth Games Member Advisory Board terms of reference had changed so that it was open to all Councillors and it did not need to be appointed.

The Chair noted that names would be submitted in due course.

Councillor Mike Ward noted that on all bodies Members of his group would remain as last year.

(NB Names were submitted after the meeting and added here for ease of reference.)

A. MISCELLANEOUS APPEALS SUB-COMMITTEE

3123

RESOLVED:-

- (i) That a Miscellaneous Appeals Sub-Committee be appointed for the Municipal Year 2021/2022 with a quorum of 3 and with the following functions:-
 - 1. To consider any appeal under the Rules and Regulations for the Operation of the Retail Markets.
 - 2. To consider any other appeal(s) that are not covered by any of the other Committees or Sub-Committees of the City Council; and
- (ii) that the following Councillors be appointed to serve on the Sub-Committee for the Municipal Year 2021/2022 with Councillor Marje Bridle as Chair:

Councillor Marje Bridle	(Lab)
Councillor Mike Leddy	(Lab)
Councillor Shafique Shah	(Lab)
Councillor Gareth Moore	(Con)
Councillor Neil Eustace	(Lib Dem)

B. ELECTION MATTERS MEMBERS FORUM

3124

RESOLVED:-

- (i) That for the Municipal Year 2021/2022 the Election Matters Members Forum be outside of proportionality requirements;
- (ii) that an Election Matters Members Forum be appointed for the Municipal Year 2021/2022 with a quorum of 3 and with the following functions:
 - To recommend further improvements to the Elections Office and/or the Elections processes;
 - To be consulted over relevant consultation papers relating to the Elections process;
 - To discuss issues that the Returning Officer may wish to raise with the Members Forum; and
- (iii) that the following Councillors be appointed to serve on the Sub-Committee for the Municipal Year 2021/2022 with Councillor Ian Ward as Chair:

Councillor Brigid Jones	(Lab)
Councillor Saddak Miah	(Lab)
Councillor Ian Ward	(Lab)
Councillor Martin Straker Welds	(Lab)
Councillor Robert Alden	(Con)
Councillor Timothy Huxtable	(Con)
Councillor Jon Hunt	(Lib Dem)

C. CHIEF OFFICER AND DEPUTY CHIEF OFFICER APPOINTMENTS, DISMISSALS AND SERVICE CONDITIONS SUB-COMMITTEE

3125

RESOLVED:-

- (i) That a Chief Officer and Deputy Chief Officer Appointments, Dismissals and Service Conditions Sub-Committee be appointed for the Municipal Year 2021/2022 with Quorum is 3 Members to include the Leader of the Main Opposition Party or their nominee and with the following functions:
 - 1. To consider and determine the form of the employment contracts and other Terms and Conditions (including related structural issues) for the Chief and Deputy Chief Officer Posts as defined in the Constitution of the City Council.

2. To be responsible for making appointments to all posts falling within 1 above and to recommend to the Council the appointment of the Chief Executive.
 3. To deal with all termination and disciplinary arrangements relating to Chief Officer and Deputy Chief Officer posts (including early retirement and the award of added years).
- (ii) that the following Councillors be appointed to serve on the Sub-Committee for the Municipal Year 2021/2022 with Councillor Ian Ward as Chair:
- Councillor Ian Ward (Lab)
Councillor Brigid Jones (Lab)
Councillor (Lab) to be appointed dependent on the Directorate to which the Post relates
Councillor Robert Alden (Con)
Councillor Jon Hunt (Lib Dem)
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D. PERSONNEL APPEALS (DISMISSALS) SUB-COMMITTEE

3126

RESOLVED:-

- (i) That a Personnel Appeals (Dismissals) Sub-Committee be appointed for the period ending with the first meeting of Council Business Management Committee in the Municipal Year 2021/2022 with the following functions:
1. To consider, with Delegated Power the appeals relating to the Dismissal of Council managed employees.

(the process to be followed by appellants shall be as laid down on the People Solutions website and in accordance with City Council's policy with no appeals being submitted direct to this body without first exhausting the prescribed HR process).
 2. In hearing an appeal, the Sub-Committee shall not have the power to award financial compensation to any appellant.
 3. The Sub-Committee shall have the right to determine whether appeals shall be dealt with, where appropriate, by means of written representations.
 4. All meetings of the above Sub-Committee must be chaired by one of the three appointed Chairs of the Sub-Committee and a Quorum for the full Sub-Committee or an individual Panel hearing an appeal shall be 3. No appeal may be heard in the absence of a Quorum.

5. To authorise the Chair of the Sub-Committee or any Member thereof to give evidence at any Employment Tribunal should they be required to do so.
 6. To recommend to the Council Business Management Committee and oversee any appropriate training and guidance being given to Members and Officers, as necessary, on how to manage Personnel Appeals.
 7. To recommend to the Council Business Management Committee any appropriate or desirable improvements for dealing with the effective and efficient administration of future Personnel Appeals arising from case hearings.
 8. To make any other recommendations to the Council Business Management Committee.
- (ii) that the following Councillors be appointed to serve on the Sub-Committee for the period ending with the first meeting of Council Business Management Committee in the Municipal Year 2021/2022:

Cllr Mohammed Aikhlaq (Lab)
Cllr Mahmmod Hussain (Lab)
Cllr Mohammed Idrees (Lab)
Cllr Julie Johnson (Lab)
Cllr Mariam Khan (Lab)
Cllr Mary Locke (Lab)
Cllr Sybil Spence (Lab)
Cllr Gary Sambrook (Con)
Cllr Darius Sandhu (Con)
Cllr Ken Wood (Con)
Cllr Mike Ward (Lib Dem)

Councillors Mary Locke, Mariam Khan and Mahmood Hussain appointed as Chairs

E. COMMONWEALTH GAMES MEMBER ADVISORY BOARD

3127 Appointments no longer required.

F. COUNCIL HOUSE CROSS PARTY STEERING COMMITTEE

3128 **RESOLVED:-**

That it be noted that a Council House Cross Party Steering Committee has been appointed for the Municipal Year 2021/2022 with the following Membership:-

Deputy Leader (Chair)
Leader of The Conservative Group or nominee
Leader of the Liberal Democrat Group or nominee
Cabinet Member for Education, Skills and Culture
Chief Executive/s Birmingham Museums Trust or nominee
Assistant Director Communities, Culture
Director, Inclusive Growth/Assistant Director
Other key representatives of external organisations as required

G. CIVIC/CEREMONIAL CROSS PARTY WORKING GROUP

3129

RESOLVED:-

That it be noted the above Working Group was appointed recently to develop criteria for the bestowing Honorary Freeman of the City titles and Freedom of the City privileges and to develop a criteria for considering requests for the use of the Coat of Arms, with the following members:-

Cllr Ian Ward (Lab)
Cllr Carl Rice (Lab)
Cllr Yvonne Mosquito (Lab)
Cllr Robert Alden (Con)
Cllr Paul Tilsley (Lib Dem)

ORDER OF “NOTICES OF MOTION” AT FUTURE CITY COUNCIL MEETINGS

The following schedule was submitted:-

(See document No 5)

It was noted that some of the dates appeared wrong. The Chair requested that the dates be checked and recirculated if necessary.

3130

RESOLVED:-

That subject to the dates being checked for accuracy, the Order of ‘Notices of Motion’ at City Council for 2021/202 as set out on the schedule be agreed.

(NB a revised schedule was circulated to the Committee after the meeting)

CITY COUNCIL AND CBM FORWARD PLAN

The following City Council and CBM Forward Plan was submitted:-

(See document No 6)

Councillor Robert Alden, in noting that it was almost a year to the Commonwealth Games, suggested that an update report be submitted to City Council.

The Chair undertook to incorporate a Commonwealth Games update into a forthcoming Executive Business report to City Council.

It was-

3131

RESOLVED:-

That the City Council and CBM Forward Plan be noted.

COUNCIL AGENDA FOR THE NEXT MEETING

The following draft agenda was submitted:-

(See document No 7)

The Chair suggested that it might be appropriate to consider the action to be taken if the Covid restrictions were not lifted on 21 June 2021. He proposed that it be assumed that the Council meeting would go ahead on the 22 June but after the announcement on 14 June of the Government's intentions Group Leaders discuss the issue further.

Councillor Robert Alden agreed with that approach and noted that a Councillor briefing for those that wished to understand the health and safety discussion around seating arrangements etc should be arranged.

The City Solicitor commented that the agenda send out for the 22 June Council meeting was 14 June and the 50 person limit in the Lyttleton Theatre was based on 1m social distancing. She was happy to take Members to the Theatre if they so wished.

Emma Williamson, Head of Scrutiny, note that the Scrutiny Inquiry – Council Assets report was no longer to be submitted to the Council Meeting in June.

3132

RESOLVED:-

That, subject to the above amendments, the draft agenda be noted.

COUNCIL BUSINESS MANAGEMENT COMMITTEE DATES FOR 2021/2022

3133

RESOLVED:-

That the following dates for Council Business Management Committee meetings in 2021/2022 be agreed:-

To be held on Mondays at 1400 hours unless otherwise stated.

<u>2021</u>	<u>2022</u>
30 June (Wednesday at 1300 hours)	17 January
31 August (Tuesday)	7 February
18 October	28 February
22 November	9 May
20 December	

OTHER URGENT BUSINESS

3134

There was no other urgent business.

AUTHORITY TO CHAIR AND OFFICERS

3135

RESOLVED:-

That in an urgent situation between meetings the Chair, jointly with the relevant Chief Officer, has authority to act on behalf of the Committee.

The meeting ended at 1321 hours.

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CHAIR