

BIRMINGHAM CITY COUNCIL

CABINET MEETING TUESDAY, 21 MARCH 2023

**MINUTES OF A MEETING OF THE CABINET COMMITTEE HELD ON
TUESDAY 21 MARCH 2023 AT 1000 HOURS IN COMMITTEE ROOMS
3&4, COUNCIL HOUSE, VICTORIA SQUARE, BIRMINGHAM, B1 1BB**

PRESENT: -

Councillor Liz Clements, Cabinet Member for Transport
Councillor John Cotton, Cabinet Member for Social Justice, Community Safety and Equalities
Councillor Jayne Francis, Cabinet Member for Digital, Culture, Heritage and Tourism
Councillor Brigid Jones, Deputy Leader of the City Council, (Chair)
Councillor Mariam Khan, Cabinet Member for Health and Social Care
Councillor Majid Mahmood, Cabinet Member for Environment
Councillor Karen McCarthy, Cabinet Member for Children, Young People and Families
Councillor Yvonne Mosquito, Cabinet Member for Finance and Resources

ALSO PRESENT:-

Councillor Jon Hunt, Leader of the Opposition (Liberal Democrat)
Councillor Ewan Mackey, Deputy Leader of the Opposition (Conservative)
Dr Peter Bishop, Director Digital and Customer Services
Katie Brazier, Head of Major Events Delivery, Neighbourhoods
Richard Brooks, Director, Strategy Equalities and Partnerships (online)
Haydn Brown, Head of Category (online)
Deborah Cadman, Chief Executive (online)
Robert Connelly, Assistant Director, Governance (Deputy Monitoring Officer)
Louise Collett, Assistant Director, Commissioning, Adult Social Care
Symon Easton, Head of Cultural Development & Tourism
Helen Ellis, Director for SEND and Inclusion, Education & Skills
Fiona Greenway, Interim Assistant Director, Financial Performance and Insight
Susan Harrison, Director for Children Services, BCC
Chris Jordan, Assistant Director, Neighbourhoods
Paul Kitson, Strategic Director of Place, Prosperity and Sustainability
Mandeep Marwaha, Committee Services
Colin Michel, Strategy and Partnerships Lead, Digital & Customer Services
Mary Orhewere, Assistant Director Public Health (online)
Paul Simkins, Head of Transport Projects
Kamyar Tavassol, Highways Services Manager
Dr Justin Varney, Director of Public Health
Aimie Waterman-Jones, Subcategory Manager (online)
Mark Wiltshire, Interim Director, City Operations

NOTICE OF RECORDING/WEBCAST

100. The Chair welcomed attendees and advised, and the Committee noted, that this meeting will be webcast for live or subsequent broadcast via the Council's meeting You Tube site (www.youtube.com/channel/UCT2kT7ZRPFCXg6_5dnVnYlw) and that members of the press/public may record and take photographs except where there are confidential or exempt items.
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APOLOGIES

101. Apologies for absence were submitted on behalf of Councillors Ian Ward, Leader of the City Council, Sharon Thompson, Cabinet Member for Housing and Homelessness, Robert Alden, Leader of the Opposition (Conservative)

In addition, apologies were submitted by Janie Berry, City Solicitor and Monitoring Officer and Rebecca Hellard, Strategic Director of Council Management, Finance and Governance.

DECLARATIONS OF INTERESTS

102. The Chair reminded Members that they must declare all relevant pecuniary and other registerable interests arising from any business to be discussed at the meeting.

If a disclosable pecuniary interest is declared a Member must not participate in any discussion or vote on the matter and must not remain in the room unless they have been granted a dispensation.

If other registerable interests are declared a Member may speak on the matter only if members of the public are allowed to speak at the meeting but otherwise must not take part in any discussion or vote on the matter and must not remain in the room unless they have been granted a dispensation.

If it is a 'sensitive interest', Members do not have to disclose the nature of the interest, just that they have an interest.

Any declarations will be recorded in the minutes of the meeting.

Councillor Liz Clements declared her non-pecuniary interest in item 21 where she was a Trustee of the CBSO and Board Observer.

Councillor Ewan Mackey stated he had a non-pecuniary interest for item 21, as he was a Trustee on B: Music (previously known as Performance Birmingham).

It was noted, later during the meeting, Councillor Jayne Francis declared her non-pecuniary interest in item 21 as a Director for West Midlands Arts.

MINUTES

103. RESOLVED: -

The Minutes of the meeting held on 14 February 2023, having been previously circulated, were confirmed and signed by the Chair.

EXEMPT INFORMATION – POSSIBLE EXCLUSION OF THE PRESS AND PUBLIC

The Chair advised that the following reports contained exempt appendices within the meaning of Section 100I of the Local Government Act 1972. These were noted as:

Item 13 – Exempt Appendix C
Item 14 – Exempt Appendices 2 and 5
Item 23 – Exempt Appendix 1
Item 25 – Exempt Appendix G
Item 28 – Exempt Appendix 3
Item 29 – Exempt Appendix 3

The Chair then enquired whether there were any matters that Members would like to raise on the exempt appendix that may affect the decision to be made or to ask for clarification on a point on the exempt appendix.

As there were no matters that Members wished to raise in relation to the exempt appendices, the Chair advised that the public meeting would carry on to consider the recommendations.

104. RESOLVED:-

That, in accordance with Regulation 4 of the Local Authorities (Executive Arrangements) (Meetings and Access to Information) (England) Regulations 2012, the public be excluded from the meeting during consideration of those parts of the agenda designated as exempt on the grounds that it is likely, in view of the nature of the business to be transacted or the nature of the proceedings, that if members of the press and public were present there would be disclosure to them of exempt information.

0-19 COMMISSIONING & PROCUREMENT PLAN

Councillor Karen McCarthy, Cabinet Member for Children, Young People and Families presented the item and drew the attention of Cabinet to the information contained in the report highlighting the key points.

(See document No. 1)

It was noted the report sets out the re-procurement approach for the mandated Healthy Child Programme for all children and young people aged 0-19 and 0-25 with additional needs in the City. The Healthy Child Programme (HCP) was a universal programme mandated under the Health and Social Care Act (2012) and available to all children to lay the foundations of a healthy life. It was noted, this consisted of universal and targeted public health services which were provided by health visiting and school nursing teams. These were crucial to improving the health and wellbeing of all children and young people. Further details within the report were shared.

Councillor Mackey referred to point 3.1.2, the performance of the current provider, Birmingham Community Healthcare NHS Foundation Trust. It was noted the trend had been mixed in recent years however overall improved. The performance had been improved by the current provider as well as the significant interventions and actions arose from the Audit report on contract procurement issues. As a result, this was also a contributing factor to the improvement of the performance.

In response to questions raised by Members, the Cabinet Member for Children, Young People and Families and Director for Public Health made the following statements:-

- The impact of the pandemic was also a contributing factor to the performance as there was a national shortage of Health Visitors and other vacancies. It was noted the trend continued to show improvement in performance against 26 key indicators. This measured approach would continue to monitor the performance.
- A significant programme of improvement had been in place since 2019.
- The Director of Public Health was confident that lessons had been learnt around the process of re-tendering the contract.

105. RESOLVED UNANIMOUSLY: -

That Cabinet:-

- (i) Approved a re-procurement approach of going out to the market as has been undertaken previously, using the regulations set out in the Public Contracts Regulations (PCR) 2015. This will continue to follow the previously undertaken 'Light Touch Procurement with Provider discussion process' to establish a contract for Integrated Health Visiting with Family Hubs, School Nursing and School age Vision Screening Services. This approval will allow work to start on re- tendering preparation;
- (ii) Approved the 0-19 Commissioning Plan timeline in section 11.6 to the report;
- (iii) Delegated the approval of the Procurement Strategy to the Directors of Public Health and Children and Families in consultation with the

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Cabinet Members for Health and Social Care & Children and Families, to allow commencement of the procurement to market in September 2023. The delegated Procurement Strategy will determine whether a single contract or separate lots will be tendered for the services in scope;

- (iv) Delegated the approval of contract award to the Directors of Public Health and Children and Families in consultation with the Cabinet Members for Health and Social Care & Children and Families once the procurement is completed;
- (v) Delegated authority to the Director of Public Health in consultation with the Chief Financial Officer (or their delegate) and the City Solicitor (or their delegate) to appoint the successful provider(s) to the contract; and
- (vi) Delegated operation of the resultant contract(s) for these services to the Directorate of Children Young people and Families, the Assistant Director of Commissioning, Strategy and Partnerships, including the budget allocations in line with the Public Health Grant 2024 onwards and the Council's revenue budget and Medium-Term Financial Plan.

TRIPLE ZERO STRATEGY AND SUPPORTING DOCUMENTS

Councillor John Cotton, Cabinet Member for Social Justice, Community Safety and Equalities presented the item and drew the attention of Cabinet to the information contained in the report highlighting the key points.

(See document No. 2)

The Triple Zero Drug and Alcohol Strategy tackled substance misuse. Figures around drugs, alcohols and substance misuse was shared with the Members. It was noted these figures could be higher however, only data that was available had been factored.

Drug offenses had increased by 45% in contrast to the same quarter last year. There was an increase in exploitation in communities therefore early intervention and prevention was important.

The strategy is named after the three ambitions for Birmingham:

- Zero deaths due to drug or alcohol addiction
- Zero overdoses due to drug or alcohol addiction
- Zero people unable to receive support for their addiction when they need it

The strategy provided a high-level overview and direction of travel for the next 10 years and focused on five key areas which were outlined to members.

Councillor Hunt raised a number of queries. These were noted as; i) Strategies should be standardised, as within this report there were several recommendations which form part of the plan. It was questioned why the

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recommendations were needed in detail at this stage. ii) Previously, the Police & Crime Commissioner had focussed on reduction strategies around festivals and recreational drugs. It was questioned if this approach was still supported.

Councillor Mackey added the report should be easy for the public to read and avoid jargon. Further details were requested around exploring innovative models of risk minimisation such as heroin assisted treatment, safer injecting facilities and widespread use of Naloxone which was referred to within the strategy.

In response to questions the Cabinet Member for Social Justice, Community Safety and Equalities and the Director of Public Health made the following statements:-

- This was a high-level strategy that sets out the ambitions to deliver the Triple Zero objectives. The next step would be to develop the plan with a timeline.
- Strategies of this type contain technical language, and this had been set up with bold ambitions.
- Interventions – There was a need to look at other opportunities and interventions to ensure there was a reduction in drugs, alcohol etc and tackle underlying issues.
- Due to Covid-19, there was a delay to obtain permission to consult on the needs assessment which sat alongside the strategy. This had been shared with Cabinet previously. As a result, the Technical Needs Assessment and Strategy had been bundled together.
- During the last year, there had been a significant change to National Policy i.e., multiple additional grants were allocated to Birmingham - there was now six additional pots of funds, which was welcomed.
- There had been a delay in the action plan as National Policy was changing around the innovative areas. Councillor Khan, Councillor Cotton, had agreed capture this with the Compacting Birmingham Drugs & Alcohol Partnership to ensure the ambition of the strategy was delivered.
- Technical language had to be retained within the Strategy as this lined to National Policy. The Strategy reflects the strong ambition for the city and this was the first time where a coherent strategy was in place for the City.
- ‘Innovative approach’ - models of risk minimisation – There was a change in the National expectation within this area. There were some areas that were being piloted therefore the language contained within the strategy had changed slightly.

It was

106. RESOLVED UNANIMOUSLY: -

That Cabinet approved the Triple Zero City Strategy and its associated documents as set out in the cover report.

BIRMINGHAM CHILDREN'S TRUST CONTRACT RENEWAL

Councillor Karen McCarthy, Cabinet Member for Children, Young People and Families presented the item and drew the attention of Cabinet to the information contained in the report highlighting the key points.

(See document No. 3)

The report provided an overview of the Birmingham Children's Trust (BCT) over the last five years. Over the course of the Contract the performance and outcomes for Children, young people and families had consistently improved. The current contract included the intention of an extension for further period of five years. The report provided details of the options explored the recommendation of a ten-year contract which would enable greater partnership working and instability and loss of skilled and experienced staff.

Details around Ofsted inspection at the end of February was shared with members and the outcome would be shared in April. During January 2022, an Ofsted inspection took place in the Children's Adoption Agency. This was judged to be 'good' with outstanding leadership and management.

At this juncture, Councillor Mosquito, Cabinet Member for Finance and Resources shared that she supported the ten-year contract and provided some context around this.

Councillor Mackey recognised the positive experience and difference BCT had made to children, young people and families. The ten-year contract was welcomed as the BCT were performing well. However, it was queried why the Director of Children Services was the only person able to make decisions and possible have a greater pool of people with decision making powers as BCT was a large area.

Councillor Mackey welcomed the extra oversight on the financial matters to BCC and he congratulated BCT for the work carried out to date.

Councillor Hunt agreed it was good to see improvements in services delivered to citizens though financially challenging. A motion passed at City Council around Care Leavers was referred to. It was queried how much joined up working was taking place to what care leavers and support provided if there were issues to education, employment, housing etc.

In response to questions the Cabinet Member for Children, Young People and Families made the following statements:-

- The Director of Children Services would be the one named officer who would undertake the decisions however, there would be several key officers contributing to this. It was a collective ambition for the portfolio.
- Care experienced young people – BCT were an exemplar of how this work should be undertaken. A lot of the work on support for Care

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Leavers had been undertaken via the Corporate Parenting Board and Young People's Take Over Panels.

Councillor Jones, the Deputy Leader (Chair) added the performance was a testament to BCT and BCC, hence extend the contract for another ten years. This had not been the case in other areas across the country. It was recognised that a huge amount of work had been put in place on the outset and during setting up the BCT.

It was

107. RESOLVED UNANIMOUSLY: -

That Cabinet:-

- (i) Authorised the Director of Children and Families in conjunction with the Director of Council Management and in consultation with the relevant Cabinet Members, to enter into a 10-year contract with Birmingham Children's Trust, following the conclusion of contract negotiations, for the period 1st April 2023 – 31st March 2033, with a break clause at Year 5;
- (ii) Pursuant to recommendation (i) above, delegated authority to the Director of Children Services to exercise the break clause at Year 5 in accordance with the Contract should this be required; and
- (iii) Authorised the City Solicitor and Monitoring Officer (or their delegate) to execute, seal and complete all necessary documentation to give effect to the above decisions.

BIRMINGHAM SPECIAL EDUCATIONAL NEEDS AND DISABILITIES (SEND) STRATEGY 2023-2028

Councillor Karen McCarthy, Cabinet Member for Children, Young People and Families presented the item and drew the attention of Cabinet to the information contained in the report highlighting the key points.

(See document No. 4)

The following sets of reports were related to the Improvement Journey across the Directorate. The SEND Strategy had been developed to support and align with City Council's SEND Improvement Programme. The Strategy was a partnership response from Local service providers to improve the delivery of the services for children and young people with additional needs in Birmingham. This strategy aligns with the Inclusion Strategy and Children and Young People's Plan by placing children and families at the centre.

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The strategy had been co-produced via a series of workshops consisting of children and young people, parents and carers, schools and school leaders, partnership organisations and various other key areas.

An annual report would be produced every 12 months to indicate progress made and, on any updates, or changes required.

Councillor Mackey referred to adherence to codes of practice, developing multidisciplinary teams. Aspirations and expectations within the report were noted however expected more on the delivery.

Councillor Hunt noted the report sets out great ambitions however queried how to measure the progress and success against the strategy.

In response to questions the Cabinet Member for Children, Young People and Families, Director for Children Services and the Director For SEND and Inclusion made the following statements:-

- A SEND Improvement Board, Commissioner, progress plan was in place therefore, crucial for all aspects to fit together with one vision and roadmap. All elements had to be aligned.
- Birmingham Children's Trust was focused on the Children's Social Care element.
- The links with partners was working well and this was evidence for the improvement journey. This was a critical area that impacted so many children and young people and their families.
- The first step was to ensure the strategy was agreed followed by the Inclusion Strategy. The work with health was particularly important however recognised the next important step was the delivery plan.
- Teachers were using positive words for the first time. Regular updates would be provided on this work.

It was

108. RESOLVED UNANIMOUSLY: -

That Cabinet:-

- (i) Approved the SEND Strategy so that officers can continue to take forward the service improvements which have commenced in partnership with all partners; and
- (ii) Noted that the Lead Member for Children and Families, will retain overall oversight of this strategy and the outcomes associated with it. Councillor McCarthy has been involved in co-production and consultation events and has been kept informed about the contents of the SEND Strategy (via BCC Directors and the SEND Transformation team) throughout its creation.

BIRMINGHAM INCLUSION STRATEGY 2023 -2028

Councillor Karen McCarthy, Cabinet Member for Children, Young People and Families presented the item and drew the attention of Cabinet to the information contained in the report highlighting the key points.

(See document No. 5)

This Strategy sat alongside the SEND Strategy agreed at minute 108. This was a five-year strategy for Inclusion within the Children and Young People's Directorate. This was a key component to the Children and Young People Plan and this would be monitored via the SEND Improvement Board and Children and Young People's Partnership. The Strategy had been co-produced by all the various groups; children, young people, parents and carers, Parent Carers Forum, Partner organisations, schools and school leaders to determine and shape key principles.

The strategy had been placed together to have a system wide inclusion across the partnership. An annual report would be produced to monitor the progress against the action plan which was being developed.

Councillor Mackey referred to page 290 of the documents pack, page 30 of the outcomes report, third bullet point read post-destination and people not in Education or Training (NEET's), Birmingham had below than average numbers and not knowns. Birmingham had a higher number of 'not knowns and Government had indicated that these figures should be considered therefore it was important to find out more about the not knowns.

In response to questions the Cabinet Member for Children, Young People and Families and the Director for Children Services made the following statements:-

- Post-16 work was central to this area of work.
- The ambition was to ensure every children, and young person in the City was known to BCC. The Directorate was keen to reduce the 'not known' figure in every aspect of the work.

It was

109. RESOLVED UNANIMOUSLY: -

That Cabinet:-

- (i) Approved the Inclusion Strategy (Appendix 2 to the report) so that it can be fully implemented by the Council in collaboration with the partnership; and
- (ii) Noted that the Lead Member for Children and Families, will retain overall oversight of this strategy and the outcomes associated with it. Councillor McCarthy has been involved in co-production and consultation events and has been kept informed about the contents of

the Inclusion Strategy (via BCC Directors and the SEND Transformation team) throughout its creation.

FINANCIAL MONITORING REPORT 2022/23 (MONTH 10)

Councillor Yvonne Mosquito, Cabinet Member for Finance and Resources presented the item and drew the attention of Cabinet to the information contained in the report highlighting the key points.

(See document No. 6)

The Revenue position for the Financial Monitoring report was shared with members. It was noted there would be a small underspend of £0.8million at year end. This is an improvement of £11.8m compared to the risk of overspend reported at Month 9. Further details and breakdown was provided to members.

Councillor Hunt acknowledged it had been a difficult financial year however, that underspend should not have been referred to the was a draw on to budgets. It was noted, City Operations there was an underspend of Water Collections. Questions were raised around street lighting and reducing costs and if this was an opportunity for the Waste Services to think more creativity.

Councillor Mackey made the following points and raised a number of queries. These were noted as;

- i) Table 1 - the headline figure indicated an underspend which was a huge number for Birmingham.
- ii) Table 3 - what Adult Social Care Directorate were doing as they found non-essential spend and used this within the Directorate. It was felt this should be replicated across other Directorates.
Reference was made to ***'facilities management saving to be allocated of £1.5 million pounds'*** and how this figure had been drawn upon.
- iii) Table 4 - release of reserves to mitigate risks was £83.375 which was a huge figure. The table referred to ***'any reduced contributions to reserves as a mechanism to support spending controls is not reflected in the table above'*** which again he questioned the figures around this statement.
- iv) Point 2.3 – Street scene – Staffing pressures due to not delivering re-design, it was queried if this was in Street cleaning rather than waste collections section.

At this juncture, the Chair noted the questions raised by Councillor Mackey were for departments to respond to and address.

In response to questions the Cabinet Member for Finance and Resources, Cabinet Member for Environment, Cabinet Member for Transport, Interim Director, City Operations, Interim Assistant Director, Financial Performance and

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Insight and the Assistant Director, Commissioning, Adult Social Care made the following statements:-

- Reserves were used in a time of economic shock of which the cost of crisis was considered as this. The reserves were reviewed on an annual basis and consider ongoing budget pressures. The Cabinet Member for Finance and Resources was confident the reserves had been used correctly and remain healthy. It was positive news departments were making savings, in particular Street Scene.
- The Assistant Director, Commissioning, Adult Social Care agreed to respond to Councillor Mackey's query around table 3 and non-essential spend.
- The Cabinet Member for Environment noted the positive comments made on Street Scene and these were well received. Resources were being pulled together from Street Scenes and Parks for specific works within the City. A deep cleanse was being carried out in which the data is fed back. The aspiration was to increase the number of co-ordinators for the wards.
- Changes were happening across the whole of the Services and resources were being re-engineered which would support the Environment Efficiencies programmes in place. Work was taking place across City Operations.
- The Cabinet Member for Transport highlighted there were 94,781 streetlights within Birmingham and there was a large task taking place to replace these. Cabinet had previously agreed in 2019-2023, £10.3 million pounds programme of which £5.1 million pounds had been delivered already.
- The finance team were placing the £1.5 million pounds facilities management spending into the system. Spending controls were being monitored continuously. Details around this would be emailed directly to Councillor Mackey.

It was

110. RESOLVED UNANIMOUSLY: -

That Cabinet:-

- (i) Noted that the Council has faced a number of challenges in 2022/23. However, the Council is in a strong robust position with strong financial control processes in place. Reserves are healthy and within recommended limits;
- (ii) Noted that there is currently a small forecast year end underspend of £0.8m. This is an improvement of £11.8m compared to the risk of overspend reported at Month 9. Work will continue to ensure the position remains within budget. The Financial Resilience Reserve will remain at more than adequate levels to meet our financial risks;
- (iii) Noted that the forecast Capital spend has not changed since Month 9; and

- (iv) Noted the Treasury Management position, as set out in paragraphs 4.4 to 4.6 to the report.

ACCEPTANCE AND IMPLEMENTATION OF UKSPF (UK SHARED PROSPERITY FUND)

Councillor Brigid Jones, Deputy Leader (Chair) presented the item and drew the attention of Cabinet to the information contained in the report highlighting the key points.

(See document No. 7)

The UKSPF was in place to replace EU Funding for West Midlands. There was £88 million pounds allocated of which some would be commissioned by the authority and some via the council. There were three pillars for this fund allocation to cover range of projects and programmes. These were noted as:

- Communities and Place
- Supporting Local Business
- People and Skills

Two key issues were noted as this was a replacement for EU funding where the West Midlands were only receiving a third of the funding under EU therefore there would be cuts in services. In addition, there was a gap in funding, i.e. Currently we were at the end of the 2022-23 financial year because of the delay in Government implementing this therefore some projects have had to cease.

No questions were raised by members.

It was

111. RESOLVED UNANIMOUSLY: -

That Cabinet:-

- (i) Accepted the devolved UKSPF allocation of £25.0 million as set out in the proposed UKSPF Funding Agreement with the WMCA. The Funding Agreement for Year 1 has been issued (see Appendix 1 to the report) for a value of £2.1 million. With the remaining balance to be contracted in subsequent Funding Agreements for Year 2 and Year 3;
- (ii) Agreed that the whole funding allocation of £24,959,035 (as detailed in Appendix 6 to the report) is approved for investment and expenditure as a 3-year programme subject to the delegations noted in (v) to (viii) and that an Annual Programme Update will be provided to Cabinet in March 2024 for information and any further approvals required for the running of the UKSPF Programme;

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- (iii) Noted the potential for a supplemental allocation of £1.8 million, currently under negotiation, for the implementation of a net-zero grants programme under the Supporting Local Business pillar;
- (iv) Noted and approved the £2.1 million of capital and revenue grant funding to be spent by 31st March 2023;
- (v) Delegated the approval of all activity, related reports, and revised financial and schematic appraisals for the Supporting Local Business pillar and overall coordination, management, and implementation of the UKSPF grant and programme (as set out in Appendix 6's Programme Delivery tab, rows 14-18 (Local Business Support Pillar (Yr 2 - 3) Schemes), and rows 24 - 26 (Administration Fee (Yr 1 - 3 only))) to the Strategic Director for Place, Prosperity, and Sustainability in consultation with the Strategic Director for Council Management, and the City Solicitor, and in consultation with the Deputy Leader and the Cabinet Member for Finance and Resources, up to a maximum aggregate value of the Supporting Local Business Pillar and the Administration Fee;
- (vi) Delegated the approval of all activity, related reports, and revised financial and schematic appraisals of the Community and Place pillar (as set out in Appendix 6's Programme Delivery tab, rows 7-13 (Community & Place Pillar (Yr 1 - 3) Schemes) to the Strategic Director of City Operations (Neighbourhoods) in consultation with the Strategic Director for Council Management, and the City Solicitor, and in consultation with the Deputy Leader and the Cabinet Member for Finance and Resources, up to a maximum aggregate value of the Community and Place Pillar;
- (vii) Delegated the approval of all activity, related reports, and revised financial and schematic appraisals of the People and Skills pillar (as set out in Appendix 6's Programme Delivery tab, rows 19 -23 (People & Skills Pillar (Yr 3 only) Schemes) to the Strategic Director for Adult Social Care or the Strategic Director of Children and Families (Employment and Skills), in consultation with the Strategic Director for Council Management, and the City Solicitor, and in consultation with the Deputy Leader and, the Cabinet Member for Children, Young People, and Family, or the Cabinet Member for Health and Social Care, up to a maximum aggregate value of the People and Skills Pillar;
- (viii) Delegated, if and where applicable, the TUPE transfer of LEP Growth Hub staff into BCC to the Director for People Services and the Strategic Director for Place, Prosperity, and Sustainability in consultation with the Strategic Director for Council Management, and the City Solicitor, and in consultation with the Deputy Leader and Cabinet Member for Social Justice, Community Safety, and Equalities;
- (ix) Noted the further funding provided outside of the devolved funding agreement (see paragraph 3.11 to the report); and

- (x) Authorised the City Solicitor (or their delegate) to negotiate and complete all necessary documentation to give effect to the decisions in paragraph (i) – (ix) above.

PROCUREMENT STRATEGY FOR THE PROVISION OF PROFESSIONAL SERVICES AND ADVICE TO SUPPORT THE COUNCIL'S TRANSFORMATION AND SAVINGS EFFICIENCIES AND OPPORTUNITIES PROGRAMME

Councillor Yvonne Mosquito, Cabinet Member for Finance and Resources presented the item and drew the attention of Cabinet to the information contained in the report highlighting the key points.

(See document No. 8)

Councillor Mackey thanked officers for producing this report and noted that this was a good piece of work.

It was

112. RESOLVED UNANIMOUSLY: -

That Cabinet:-

- (i) Approved the procurement strategy for the provision of professional services and advice to support the Council's transformation and savings programme for a 4- year period using a Managed Service Provider (MSP) framework, in accordance with the requirements and approach recommended in Section 4 of the report;
- (ii) Delegated authority to the Strategic Director of Council Management in consultation with Cabinet Member for Finance and Resources, and in conjunction with the Assistant Director, Procurement (or their delegate) and the City Solicitor & Monitoring Officer (or their delegate) to award the Managed Service Provider (MSP) framework contract; and
- (iii) Delegated authority to the Strategic Director of Council Management and the Interim Transformation Director to utilise the chosen Managed Service Provider (MSP) framework to award individual contracts / projects to suppliers up to the total approved value of the MSP framework (see Appendix C – Exempt information, to the report) over the 4-years.

DISPOSAL OF LAND AT LANGLEY SUSTAINABLE URBAN EXTENSION TO HOMES ENGLAND

In Councillor Thompson's absence, Councillor Brigid Jones, Deputy Leader (Chair) presented the item and drew the attention of Cabinet to the information contained in the report highlighting the key points.

(See document No. 9)

Councillor Mackey was in support of the proposals and indicated it would be good to see creation of more garden cities and creating more communities. Reference was made to Council's would be taking up rights to affordable homes and sought further clarity.

Councillor Hunt did not agree that developing more garden cities would be in line with the agreement. He queried the around the designation to Birmingham Municipal Housing Trust and if this w social housing and if so, would the funding go back to the Housing Trust.

In response to questions the Director of Place made the following statements:-

- Details around the Growth Strategy for Birmingham were shared.
- The site to be sold, and the existing Homes England landholdings, together with the wider Consortium land are subject to an existing planning application.
- The broader strategy for 5000 homes was still being developed.

It was

113. RESOLVED UNANIMOUSLY: -

That Cabinet:-

- (i) Declared surplus the 6.74 hectares (16.65 acres) of Council owned land at Langley Sustainable Urban Extension Walmley Ash Lane Birmingham, shown edged black on the attached plan at Appendix 1 to the report;
- (ii) Approved the sale of the Council's freehold interest in the land at a premium to Homes England;
- (iii) Delegated the Strategic Director of Place, Prosperity, and Sustainability, (or their delegate), the final transaction details for the disposal.
- (iv) Noted that additional commercially sensitive information is detailed in Exempt Appendix 2 to the report; and
- (v) Authorised the City Solicitor and Monitoring Officer to prepare, negotiate, execute, and complete all relevant legal documentation to give effect to the above decisions.

At this juncture, the Deputy Leader (Chair) informed the members that Councillor Khan, Cabinet Member for Health and Social Care was delayed

therefore item 18 – Travel to Succeed Request to Extend Funding Timescale would be discussed. Items 15, 16 & 17 would be discussed upon Councillor Khan's arrival.

TRAVEL TO SUCCEED - REQUEST TO EXTEND FUNDING TIMESCALE

Councillor Karen McCarthy, Cabinet Member for Children, Young People and Families presented the item and drew the attention of Cabinet to the information contained in the report highlighting the key points.

(See document No. 10)

This report was related to previous reports shared by the Cabinet Member however, this had a particular focus on the 'not knowns', young people within the City. The funding would provide travel for the extending period of 3 years to support young people not in education, employment, or training to enable them to access paid or unpaid work experience or internship opportunities. This links into cost-of-living work and access a range of services.

Councillor Mackey supported the proposals within the report. He was pleased to see the 'not knowns' picked up upon. Reference was made to point 3.2, page 519 of the document pack, page 3 of the report, where the report mentioned there being a one percentage point gap compared to the national average. National average for not knowns was 2.2% and Birmingham's national average was 4.1%, this was 2% difference not 1%.

In response to questions the Cabinet Member for Children, Young People and Families made the following statements:-

- The difference in percentage point gap compared to the national average must have been taken at a point in time (snapshot) however, up to date figures would be shared with Councillor Mackey. She thanked Councillor Mackey for his support to the proposals.

It was

114. RESOLVED UNANIMOUSLY: -

That Cabinet:-

- (i) Noted there is the sum of £1.228m held in the Corporate Policy Contingency, which is intended for the Travel to Succeed project;
- (ii) Agreed that any unused funds for the financial year 2022/23 be set aside for use in the 2023/24 and 2024/25 financial years;
- (iii) Noted that the financial plan agreed by Full Council on 28th February 2023 agreed a corresponding increase to the 14 – 19 Participation and Skills Team budget which is contingent on this decision being made;

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- (iv) Agreed to the implementation of the Travel to Succeed Project as described in the report;
- (v) Authorised the Section 151 Officer to transfer the funds to the relevant service area's budget;
- (vi) Approved the extension of the timescale of the delivery of this fund from the current one-year (2022/2023) timescale, to be delivered over a 3-year period (2022 – 2025) which would better utilise the funding and to support more young people, up to 1,000 per year over the extended period(s); and
- (vii) Authorised the City Solicitor & Monitoring Officer to negotiate, execute and complete all necessary documents to give effect to the above decisions.

At this juncture, the Deputy Leader (Chair) informed members the first page of the report contained an error and confirmed that the report was not subject to call-in, as Cabinet was being asked to recommend Birmingham's Change for Children and Young People Plan 2023-2028 for endorsement and adoption by the Full Council.

CHANGE FOR CHILDREN AND YOUNG PEOPLE 2023-2028 – BIRMINGHAM CHILDREN AND YOUNG PEOPLE'S PLAN

Councillor Karen McCarthy, Cabinet Member for Children, Young People and Families presented the item and drew the attention of Cabinet to the information contained in the report highlighting the key points.

(See document No. 11)

This was a five-year partnership plan to improve outcomes for babbies, children and young people across the City. This demonstrates the joint commitment to improving the life journey experience and outcomes of all children and young people.

The partnership consisted of City Council, Birmingham Children's Trust, Integrated Care Board Birmingham & Solihull, West Midlands Police, Police and Crime Commissioner, Birmingham Voluntary Services Council, and many other organisations. The collective actions of 4000 views of children and young people had been noted. Key priorities of the plan were shared with members. Birmingham would be the eleventh place in the UK to join the Child Friendly Cities and Communities initiative and committed to the invocation of taking this forward. Details around the three collective strategic actions were shared with members.

Councillor Mackey highlighted the report should be easy to read and possibly have a simpler side report.

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Councillor Hunt requested for significant plans such as to be shared with Overview and Scrutiny Committee first so that the plans can be reviewed in detail and raise any key issues. Reference was made to consultation to Children and Young People, they had highlighted safer streets whilst referring to safety and this was not clearly responded to within the report and queried if the police were in support of this.

At 1121 hours, Councillor Khan Cabinet Member for Health and Social Care entered to meeting.

In response to questions the Cabinet Member for Children, Young People and Families, Cabinet Member for Social Justice, Community Safety and Equalities, Cabinet Member for Digital, Culture, Heritage and Tourism and the Strategy and Partnerships Lead, Digital & Customer Services made the following statements:-

- In order to achieve Child Friendly status, all Cabinet Members had a responsibility to ensure their contributions were made i.e. Transport, Housing, Environment, Arts, Adult Services etc.
- Materials will be produced to share the key messages to young people.
- Consultation had taken place, and this was now the delivery stage. Children and young people had spoken about safety across the board, and this was being factored in.
- Cabinet Member for Social Justice, Community Safety and Equalities added several interventions had been commissioned as part of the Community Safety Partnership. Bespoke engagement took place around cohorts of young people (e.g., tackling knife crime) and cross portfolio work was taking place.
- Cabinet Member for Digital, Culture, Heritage and Tourism added the digital agenda was a huge part of this work.

It was

115. RESOLVED UNANIMOUSLY: -

That Cabinet agreed to recommend Birmingham's Change for Children and Young People Plan 2023- 2028 for endorsement and adoption by the Full Council.

THIS DECISION IS NOT SUBJECT TO CALL IN.

At this juncture, the Deputy Leader (Chair) informed members items 15,16 and 17 would be discussed next.

SECTION 75 AGREEMENTS, POOLED/ALIGNED BUDGET ARRANGEMENTS 2022/23

Councillor Mariam Khan, Cabinet Member for Health and Social Care presented the item and drew the attention of Cabinet to the information contained in the report highlighting the key points.

(See document No. 12)

No questions were raised by members.

It was

116. RESOLVED UNANIMOUSLY: -

That Cabinet:-

- (i) Approved the following financial contributions for 2022/23 to the three Section 75 agreements as follows:
 - Better Care Fund - £116,136,556
 - Learning Disability - £108,134,287
 - Mental Health - £15,060,746
 - (ii) Authorised the Strategic Director for Adult Social Care to conclude negotiations with Birmingham and Solihull Integrated Care Board in respects of the funding approved under paragraph (i) above on the three S75 agreements; and
 - (iii) Authorised the City Solicitor (or their delegate) to conclude and enter into all legal documents to give effect to the above decisions.
-

ICB SUPPORT FUNDING 2022/23 VIA SECTION 256

Councillor Mariam Khan, Cabinet Member for Health and Social Care presented the item and drew the attention of Cabinet to the information contained in the report highlighting the key points.

(See document No. 13)

No questions were raised by members.

It was

117. RESOLVED UNANIMOUSLY: -

That Cabinet:-

- (i) Accepted the funding to contribute towards the 2022/23 pressures as well as invest in new areas of mutual benefit in Adult Social Care and approves the s151 officer to enter into a S256 agreement to that effect; and
- (ii) Approved the release of £2m of this funding to existing commissioned Vulnerable Adults providers in recognition of the value of maintaining

and enhancing the capacity of these providers to support wider pressures on the Health and Social Care system.

VARIATION TO HEART OF ENGLAND COMMUNITY FOUNDATION CONTRACT

Councillor Mariam Khan, Cabinet Member for Health and Social Care presented the item and drew the attention of Cabinet to the information contained in the report highlighting the key points.

(See document No. 13)

No questions were raised by members.

It was

118. RESOLVED UNANIMOUSLY: -

That Cabinet:-

- (i) Authorised the variation of the NNS Heart of England Community Foundation contract to enable them to broker and manage community-based focused Cost of Living Information, Advice and Guidance services for targeted communities across Birmingham at a total cost of £676k, inclusive of brokerage fee of 10%, for a period of 12 months;
- (ii) Authorised the contract to be monitored via Adult Social Care Prevention and Communities Commissioning team which will include instructions to Heart of England Community Foundation for any changes relating to the siting of community-based services required as per evolving insights from the City Observatory; and
- (iii) Noted the longer-term requirements to develop a sustainable approach to the Cost-of-Living Crisis response through alignment to the Early Intervention and Prevention Programme.

At 1130 hours, the meeting was paused for members to have a comfort break

At 1140 hours, the meeting resumed.

CHILDREN'S TRAVEL SERVICE TRANSPORT PROCUREMENT STRATEGY

Councillor Karen McCarthy, Cabinet Member for Children, Young People and Families presented the item and drew the attention of Cabinet to the information contained in the report highlighting the key points.

(See document No. 14)

The report contained additional explanations to the terms used in the Strategy and processes that would be followed. Meetings had taken place with Councillor Alden to clarify work that was being developed and the processes. There were 1200 routes operated within Birmingham of which nearly 10000 routes required guides.

Councillor Mackey referred to the advert being taking down and placed back up again as the date on the advert was not changed.

In response to questions the Cabinet Member for Children, Young People and Families made the following statements:-

- This was not an advert for the application process but prior information notices which was allowed and best practice for a procurement process. This point had been verified and updated within the report.

It was

119. RESOLVED UNANIMOUSLY: -

That Cabinet:-

- (i) Approved the procurement of a Council framework for a four-year period commencing 1st August 2023 with expiry date of 31st July 2027; and
- (ii) Authorised the Director for Children and Families (or their delegate), in conjunction with the Strategic Director of Council Management (or their delegate) and the City Solicitor & Monitoring Officer (or their delegate) to:
 1. Approve the procurement strategy report prior to publication of the opportunity for a Council framework;
 2. Approve the award of contract to providers to be admitted to the Council framework; and
 3. Approve any call off contract relating to the Council framework.

At this juncture, the Chair referred to the Assistant Director, Governance (Deputy Monitoring Officer) inform members around certain Cabinet members who had a conflict of interest.

The Assistant Director, Governance (Deputy Monitoring Officer) informed members that Councillor Clements and Councillor Francis had declared a non-pecuniary interest for item 21.

In addition, Councillor Mackey had declared a non-pecuniary interest however, as he was not making the decision or a member of Cabinet, he

was granted a dispensation on his request as indicated under the Localism Act 2011. Cabinet was quorate therefore able to continue with the decision for this report.

At 1144 hours, Councillor Clements and Francis left the room. Councillor Cotton, Cabinet Member for Social Justice, Community Safety and Equalities covered this report.

COMMISSIONING OF CULTURAL ACTIVITIES 2023-26

Councillor John Cotton, Social Justice, Community Safety and Equalities presented the item and drew the attention of Cabinet to the information contained in the report highlighting the key points.

(See document No. 15)

Councillor Hunt queried around Councillor Francis conflict of interest as the register of interest indicated a pecuniary interest and concerned that Cabinet Member for Culture activities maybe sitting on the Board therefore cannot steer the report to City Council.

The Assistant Director, Governance (Deputy Monitoring Officer confirmed this was a non-pecuniary interest. The Cabinet Member approval is set out under the code of conduct which was being reviewed. This issue would be looked after this meeting.

Councillor Mackey made a point around B:Music, service charges and grant allocations which he requested to be looked into outside of this meeting.

It was

120. RESOLVED UNANIMOUSLY: -

That Cabinet:-

- (i) Noted the background to recommendations for allocating funding and grants from the Support to the Arts budget for 2023-26 including how the investment contributes to corporate objectives and key policies such as Safeguarding and Equalities, Diversity and Inclusion (Everybody's Battle, Everybody's Business);
- (ii) Approved the allocations for revenue funding grants in 2023-26 totalling £2,488,270 per annum set out in Appendix 3, to the report, including £58,560 for The Legacy Centre, Aston - funded by an annual revenue precept from the sale of The Drum building;
- (iii) Approved the recommendation to support B:Music with an in-depth financial review in 2023 to identify what measures / funding could be secured going forward to meet the increasing service charges at Symphony Hall;

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- (iv) Noted the background to recommendations for the arts funding portfolio aligning with Arts Council England's next National Portfolio Organisation funding period 2023-2026 and how this co-investment is key to sustaining the local cultural infrastructure and promoting the city's cultural identity nationally, and internationally;
- (v) Noted that all grant awards are subject to the receipt of requisite information in accordance with the council's grant processes and organisations adherence to the General Conditions of Grant Aid (set out in Appendix 4 to the report);
- (vi) Approved the allocation for Local Arts Development and arts activity commissioning in 2023-26 totalling £487,881 per annum also set out in Appendix 3 to the report. This includes three project commissioning strands at £66,625 each plus funding for annual cultural events such as Birmingham Heritage Week, Black History Month and support for the festival budget;
- (vii) Noted the contribution that this cultural investment has into helping deliver Council Priorities including the 'Be Bold Be Birmingham' Legacy plan from Commonwealth Games year 2022; and
- (viii) Noted the Equality Duty (Appendix 1 to the report) and Equality Impact Assessment Screening (Appendix 2 to the report) relating to the proposals.

At this juncture, the Deputy Leader (Chair) informed members item 23, UEFA Euro 2028 Men's Football Championships Host City Bid would be discussed next.

UEFA EUROS 2028 MEN'S FOOTBALL CHAMPIONSHIPS HOST CITY BID

Councillor Brigid Jones, Deputy Leader (Chair) presented the item and drew the attention of Cabinet to the information contained in the report highlighting the key points.

(See document No. 16)

Councillor Mackey supported the proposals.

Councillor Hunt noted football was the wealthiest sport and therefore explore options of making profit from hosting events such as this. Possibly have a robust strategy in place nationally and these types of events.

In response to questions the Assistant Director, Neighbourhoods made the following statements:-

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- National position - These types of events, numbers and justifications require significant monies to secure and there was no ability to generate financial income directly to the Council and this was a national decision.
- Commercial models were being looked at for general events taking place within the City. Benefits to retail, hospitality etc and circulate money back to future events.

It was

121. RESOLVED UNANIMOUSLY: -

That Cabinet:-

- (i) Noted the progress that has been made following the approval of Cabinet (September 2022) to bid for UEFA EURO 2028;
- (ii) Approved the additional £1.5m budget to support the Council's bid as a Host City for the UK&I bid for UEFA EURO 2028 as outlined in Exempt Appendix 1 of the report;
- (iii) Approved the financial plan to fund UEFA EURO 2028 should the City's and subsequently the UK & Ireland's hosting bid be successful, as set out in the table under paragraph 9.7 of the report; and
- (iv) Delegated the approval of the procurement strategy and the award of contracts associated with EURO 2028 to the Strategic Director - City Operations, in conjunction with the Assistant Director Procurement (or their delegate), the Director of Council Management (or their delegate) and the City Solicitor and Monitoring Officer (or their delegate) and in consultation with the Cabinet Member for Finance and Resources.

At 1154 hours, Councillors Clements and Francis returned to the meeting.

At this juncture, the Deputy Leader (Chair) informed members item 22 would now be discussed.

HIGHWAYS AND INFRASTRUCTURE: FOOTWAY CROSSING POLICY AND INFORMATION FOR APPLICANTS

Councillor Liz Clements, Cabinet Member for Transport presented the item and drew the attention of Cabinet to the information contained in the report highlighting the key points.

(See document No. 17)

Councillor Mackey noted this report was presented because of an Ombudsman complaint as the Council had applied an incorrect policy to the published policy. There was no reference within the report that this was as a result of an

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Ombudsman complaint. In addition, the Ombudsman were informed this report as coming to Cabinet in October however, delayed until March 2023. He queried the timelines of when reports should be published i.e., within a 3 months timescale of when the public report had been published. Furthermore, he queried how many applications the Council had received from the Ombudsman making its decision and reporting to Cabinet with this report.

Councillor Hunt raised several points. These were; i) Further details on the introduction of new Green Footways ii) Checks on residents to are making illegal front drives because there were drainage issues. This was impacting footways. Questions were raised if refusals can be made by Highways regarding drop curbs especially if planning permission was not required. Sealed driveways were harmful for the environment and no drainage advice is given. There was an opportunity for this area to be worked upon by engineers to ensure driveways were meeting the requirements.

In response to questions the Cabinet Member for Transport and Highways Services Manager made the following statements:-

- This was a very clear policy and addressing risks that could occur.
- The performance and construction type for the surface printing would be looked at and this was being looked at. A number of new products have been constructed and the performance was being reviewed.
- Enforcement – Planning permission was required for drop curbs. Rogue traders and drop curbs services had to be delivered through Birmingham City Council therefore applications would come through and contractors would deliver the services on the behalf of BCC. Therefore, Rogue traders are unable to construct drop curbs as this would be unauthorised therefore this can be interventive or reinstate the footpath.
- Drop curbs authorisation can be intervene if the planning rules for driveways are not met to reduce further risk. This would be explored outside of the meeting.
- Officers to provide Councillor Mackey details on how many applications the Council had received from the Ombudsman making its decision and reporting to Cabinet with this report This would be explored outside of the meeting.

At 1210 hours, Councillor Mosquito left the meeting.

It was

122. RESOLVED UNANIMOUSLY: -

That Cabinet:-

- (i) Approved the adoption of the proposed Footway Crossing Policy and Information for Applicants for the provision of footway crossings within the city as set out in Appendix 1 to the report; and
- (ii) Authorised the Assistant Director - Highways and Infrastructure to exercise all powers and obligations relating to operational and

enforcement activities in respect of footway crossings under the Highways Act 1980 and the New Roads and Street Works Act 1991.

TRANSPORTATION AND HIGHWAYS CAPITAL PROGRAMME 2023/24 TO 2028/29 – ANNUAL PROGRAMME UPDATE

Councillor Liz Clements, Cabinet Member for Transport presented the item and drew the attention of Cabinet to the information contained in the report highlighting the key points.

(See document No. 18)

No questions were raised by members.

It was

123. RESOLVED UNANIMOUSLY: -

That Cabinet:-

- (i) Approved the Annual Programme Update (APU) provided as Appendix A to the report at a total estimated capital cost of £284.853m, including Annexes A to F, to the report, setting out major schemes, programme governance and prioritisation criteria, as an update to the Transportation and Highways Capital Programme 2022/23 to 2027/28 approved by Cabinet in March 2022 at a total estimated capital cost of £331.203m;
- (ii) Approved subject to the City Council's Gateway and Related Financial Approval Framework (GRFAF), confirmation of 2023/24 funding and pursuant to the delegations set out in recommendations (iv) to (xi):
 - 1. An estimated allocation £6.254m in 2023/24 of new LNIP funding provided through WMCA devolved transport grant processes, to named projects.
 - 2. The release of LNIP development funding of £1.471m to progress named projects to Outline Business Case (OBC) and Full Business Case (FBC) stage;
- (iii) Noted that approved prudential borrowing (PB) detailed in Appendix B to the report and associated PB financing will be formally committed at project FBC stage in accordance with the City Council's GRFAF, with new resources and windfalls used to offset the requirement for borrowing wherever possible;
- (iv) Delegated approval of all OBCs, FBCs and related reports including revised financial appraisals for named projects and programmes

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detailed in Appendix A and Annex F of the report to the Strategic Director of Place, Prosperity & Sustainability in conjunction with the Strategic Director of Council Management and in consultation with the relevant portfolio holder, up to a maximum value of £2.000m;

- (v) Delegated approval of all OBCs, FBCs and related reports including revised financial appraisals for named projects and programmes detailed in Appendix A, to the report, (Annex F) to a report of the Strategic Director of Place, Prosperity & Sustainability and Strategic Director of Council Management to the relevant portfolio holder, up to a maximum value of £10.000m;
- (vi) Approved the strategy for the procurement activity in paragraph 7.4 to the report and delegates the award of contracts for the professional services and works to support the delivery of the named projects within Annex F of the Transport and Highways Capital Programme to the Strategic Director of Place, Prosperity & Sustainability in conjunction with the Assistant Director, Procurement, the Strategic Director of Council Management and the City Solicitor and Monitoring Officer (or their delegates) and in consultation with the relevant Cabinet Member(s) for values between the procurement threshold and £10.000m;
- (vii) Under the Council's Procurement and Contract Governance Rules paragraph 4.59 vi and vii, to the report, approves applying a Negotiated Contract without competition for the execution of any highways and infrastructure works to support the delivery of the named projects within Annex F of the Transport and Highways Capital Programme with the West Midlands Combined Authority in accordance with the approach in paragraph 7.4.4 to the report and delegates the award of any subsequent contracts to the Strategic Director of Place, Prosperity & Sustainability in conjunction with the Assistant Director, Procurement, the Strategic Director of Council Management and the City Solicitor and Monitoring Officer (or their delegates);
- (viii) Delegated authority to bid for and accept external capital and revenue resources in line with City Council priorities and consistent with the policies and objectives of the West Midlands Strategic Transport Plan, Birmingham Development Plan, and Birmingham Transport Plan to the Strategic Director of Place, Prosperity & Sustainability, in conjunction with the Director of Council Management, and in consultation with the relevant portfolio holder, up to a maximum value of £2.000m;
- (ix) Delegated authority to bid for and accept external capital and revenue resources in line with City Council priorities and consistent with the policies and objectives of the West Midlands Strategic Transport Plan, Birmingham Development Plan, and Birmingham Transport Plan to a report of the Strategic Director of Place, Prosperity & Sustainability

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and Strategic Director of Council Management to the relevant portfolio holder, up to a maximum value of £10.000m;

- (x) Delegated authority to approve virement of funding between named projects within Annex F of the Transport and Highways Capital Programme, to the Strategic Director of Place, Prosperity & Sustainability, in conjunction with the Strategic Director of Council Management, and in consultation with the relevant portfolio holder, up to a maximum value of £2.000m in line with City Council policies and objectives, and the City Council GRFAF;
- (xi) Delegated authority to approve virement of funding between named projects within Annex F of the Transport and Highways Capital Programme, to a report of the Strategic Director of Place, Prosperity & Sustainability and Strategic Director of Council Management to the relevant portfolio holder, up to a maximum value of £10.000m in line with City Council policies and objectives, and the City Council GRFAF; and
- (xii) Authorised the City Solicitor to negotiate, execute and complete any necessary legal documentation to give effect to the above decisions.

A457 DUDLEY ROAD IMPROVEMENT SCHEME UPDATE REPORT

Councillor Liz Clements, Cabinet Member for Transport presented the item and drew the attention of Cabinet to the information contained in the report highlighting the key points.

(See document No. 19)

At 1218 hours, Councillor Mosquito returned to the meeting.

Councillor Mackey supported the scheme however, it was slow in delivery.

It was

In response to questions the Cabinet Member for Transport and the Head of Transport Projects made the following statements:-

- The scheme was delayed due to the impact of Covid-19. Interim measures were put into place. Material cost etc had a massive impact therefore, these had to be factored in.
- The finances were being monitored closely.

It was

124. RESOLVED UNANIMOUSLY: -

That Cabinet:-

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- (i) Approved the updated cost profile for delivery of the A457 Scheme – at a total estimated capital cost of £37.102m, noting that this will supersede the budget approved by Cabinet in the A457 Revised Main Scheme FBC on 22nd March 2022;
- (ii) Approved a revised contribution of £1.377m from the Transportation & Highways Capital Programme (unallocated funding), £3.202m from the Bus Lane Enforcement Surplus Fund and an increased £0.500m contribution (from £1.150m to £1.650m) from Soho Loop S278 towards delivery of the A457 scheme. The Prudential Borrowing requirement for the scheme has now been reduced by £0.112m to £5.130m;
- (iii) Delegated authority to the Assistant Director Investment and Valuation to negotiate and complete the acquisition (and disposal if required) of land, airspace and rights to facilitate the building of the Revised Main Scheme including easements and drainage in the adjoining land connected to the Revised Main Scheme, in advance of any CPO and to agree costs and compensation. The report authorises the Assistant Director Investment and Valuation to pay statutory home loss, basic loss and negotiate disturbance compensation to all qualifying owners and tenants;
- (iv) Authorised the City Solicitor & Monitoring Officer to complete such acquisitions and any necessary related agreements, disposals or easements and seal any documents in connection pursuant to paragraph (iii) above and to pay statutory compensation to all qualifying owners and tenants;
- (v) Delegated authority to the Assistant Director Transport and Connectivity to place orders with any utility company to allow the works to progress.
- (vi) Approved the modification of the contract with McPhillips (Wellington) Ltd for the delivery of Phases 5 and 6 of the Highways Improvement Works for the Revised Main Scheme;
- (vii) Authorised the Assistant Director of Transport and Connectivity to complete the transfer of land and dedicate as Highway Maintainable at Public Expense (HMPE) to facilitate the building of the new carriageway, footway including easements and drainage in the adjoining land connected to the Revised Main Scheme and authorise the City Solicitor to complete such acquisition and disposal or easement and seal any documents in connection therewith;
- (viii) Approved the construction and implementation of highway realignment works to Lee Bridge as per the Deed of Agreement confirmed with the Canal and River Trust (CRT) as Technical Authority (Appendix E to the report); and
- (ix) Authorised the City Solicitor & Monitoring Officer (or their delegate) to negotiate, execute, seal, and complete all necessary documentation, and take any necessary action to give effect to the above recommendations, including the appointment of land referencers, confirmation of the CPO if

granted power to do so by the Secretary of State, and appointment of the High Court Enforcement Officer to secure possession of the land on implementation of the CPO.

**CORPORATE PLAN 2022 -2026: PERFORMANCE AND DELIVERY
MONITORING REPORT**

Councillor Brigid Jones, Deputy Leader (Chair) presented the item and drew the attention of Cabinet to the information contained in the report highlighting the key points.

Majority of the actions, activities and performance metrics were on track. Those that were not, explanations were provided to the reasoning.

Councillor Mackey referred to page 895 of the document pack, page 15 of the report and made the following queries; i) NEETs to engage in support and the numbers had increased. Details around this was requested. ii) Primary school exclusion rates were above the national average and multiagency board to investigate this; (iii) Total number of families in Bed and Breakfast was more than 6 weeks continuous rise and (iv) Staff shortages there was no RAG rating on the position on this. v) Draft Heritage Strategy, reason for delay was because City Operation never received the draft from planning to report before December 2022.

Councillor Hunt referred to levels of dissatisfaction i.e. complaints, report to City Council, data remains unclear etc.

Reference was made to page 73 and why Alexander Stadium, Perry Park was not accessible and very slow about what is intended.

(See document No. 20)

In response to questions Cabinet Member for Environment made the following statements:-

- Cabinet Member for Environment referred to recycling and work was taking place with community groups and institutions.
- Perry Park – Engagement was taking place with an organisation who had delivered similar initiatives. A planning meeting will be taking place 16 March.
- NEETs and seasonality – Seasonality Careers advice is provided after exams and admissions. There were peaks for when demands for careers advice was required during school year/ in year. There were a number of initiatives in place to keep people in their homes.
Complaints – Overview and Scrutiny were looking at the root cause of complaints. There was national attention on housing in particular to damp and mould. Complaints were monitored regular to ensure issues were resolved.

It was

125. RESOLVED UNANIMOUSLY: -

That Cabinet noted the performance of the Council against the priorities and outcomes set out in the Council's Corporate Plan 2022-2026.

**ENERGY BILLS SUPPORT SCHEME ALTERNATIVE FUNDING AND
ALTERNATIVE FUEL PAYMENT SCHEME ALTERNATIVE FUNDING**

Councillor Yvonne Mosquito, Cabinet Member Finance and Resources presented the item and drew the attention of Cabinet to the information contained in the report highlighting the key points.

(See document No. 21)

No questions were raised by members.

It was

126. RESOLVED UNANIMOUSLY: -

That Cabinet

- (i) Agreed to accept the grant funding of £3.6m for EBSS AF and £0.2m for AFP AF allocated to Birmingham City Council by the DESNZ as shown in Appendix 1 and 2 to the report;
- (ii) Approved the Revenues Service to administer and defray the grants of £400 and £200 respectively in accordance with conditions outlined within the two schemes; and
- (iii) Agreed the decisions above be implemented immediately.

THIS DECISION IS NOT SUBJECT TO CALL IN.

KEY DECISION PLANNED PROCUREMENT ACTIVITIES (APRIL 2023 – JUNE 2023)

Councillor Yvonne Mosquito, Cabinet Member Finance and Resources presented the item and drew the attention of Cabinet to the information contained in the report highlighting the key points.

(See document No. 22)

Councillor Mackey referred to Boleyn Road Housing Development which was close to the threshold and queried if a Cabinet Report could be presented on

this item. The Chair agreed for this to be considered outside of the meeting with the relevant Cabinet member.

It was

127. RESOLVED UNANIMOUSLY: -

That Cabinet approved the planned procurement activities as set out in Appendix 1 to the report and approved Chief Officer delegations, set out in the Constitution, for the subsequent decisions around procurement strategy and contract awards.

Please note: Following the Cabinet Meeting, a request for Call In was received for Boleyn Road Housing Development - Planned Procurement Activities (April 2023- June 2023) however, this was later withdrawn.

NON-KEY DECISION PLANNED PROCUREMENT ACTIVITIES (APRIL 2023 – JUNE 2023)

Councillor Yvonne Mosquito, Cabinet Member Finance and Resources presented the item and drew the attention of Cabinet to the information contained in the report highlighting the key points.

(See document No. 23)

No questions were raised by members.

It was

128. RESOLVED UNANIMOUSLY: -

That Cabinet noted the planned procurement activities as set out in Appendix 1 to the report and Chief Officer delegations, set out in the Constitution, for the subsequent decisions around procurement strategy and contract awards.

OTHER URGENT BUSINESS

129. Councillor Brigid Jones, Deputy Leader (Chair) referred to the horrific attack on a Birmingham Mosque.

Councillor Cotton, Cabinet Member for Social Justice, Community Safety and Equalities, gave an overview of the attack that took place. West Midlands Police were investigating the attack as a citizen whilst walking home from the Dudley Road Mosque. He was set on fire and had severe burns to the face and was currently in hospital. Councillors and Community Safety were speaking to the family and West Midlands Police and continue to offer support. The local Councillors for the area have been engaging with community groups and local mosques to offer support.

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The Cabinet Member thanked all whom have shared information on the incident.

Any further information, to contact West Midlands live chat facility on the website (Ref: 4009 21 March) or alternatively contact Crimestoppers (0800 555 111). Further updates will be shared when necessary. Councillor Thompson was out in the ward supporting the family and community.

Councillor Mackey echoed communities stand together and there was no space in Birmingham for any form of attacks. He offered his support to the family and community on behalf of the Conservative Group.

Councillor Hunt supported comments made by the members. This was a shocking incident and hoped the police can get some closure.

Councillor Mosquito, Cabinet Member Finance and Resources referred to a joint letter which was issued from the Leaders of the City Council, Lord Mayor to reduce the fear citizens and communities may have.

Councillor Mahmood, Cabinet Member for Environment had received several messages and calls related to the incident. A similar type of attack had happened in London. Fears were in place due to Ramadan taking place in the coming days and reassurance was provided by Councillor Cotton, Cabinet Member for Social Justice, Community Safety and Equalities that citizens should live in the city without fear.

The meeting ended at 1236 hours.

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CHAIRPERSON