

# **BIRMINGHAM CITY COUNCIL**

## **COUNCIL BUSINESS MANAGEMENT COMMITTEE**

**MONDAY, 21 JANUARY 2019 AT 14:00 HOURS**  
**IN COMMITTEE ROOM 6, COUNCIL HOUSE, VICTORIA SQUARE,**  
**BIRMINGHAM, B1 1BB**

### **A G E N D A**

1 **NOTICE OF RECORDING**

Chairman to advise meeting to note that members of the press/public may record and take photographs except where there are confidential or exempt items.

2 **DECLARATIONS OF INTERESTS**

Members are reminded that they must declare all relevant pecuniary and non pecuniary interests arising from any business to be discussed at this meeting. If a disclosable pecuniary interest is declared a Member must not speak or take part in that agenda item. Any declarations will be recorded in the minutes of the meeting.

3 **APOLOGIES**

To receive any apologies.

**3 - 6**

4 **MINUTES**

To confirm and sign the Minutes of the last meeting.

**7 - 16**

5 **CITY COUNCIL AND CBM FORWARD PLAN - JANUARY 2019**

To inform members of forthcoming items for City Council and Council Business Management Committee meeting agendas.

**17 - 18**

6 **COUNCIL AGENDA FOR THE NEXT MEETING**

To consider the Council agenda for the next meeting.

For information the order of Notices of Motion at this meeting will be Conservative, Liberal Democrat and Labour.

7 **OTHER URGENT BUSINESS**

To consider any items of business by reason of special circumstances (to be specified) that in the opinion of the Chairman are matters of urgency.

8 **AUTHORITY TO CHAIRMAN AND OFFICERS**

Chairman to move:-

'In an urgent situation between meetings, the Chairman jointly with the relevant Chief Officer has authority to act on behalf of the Committee'.

# BIRMINGHAM CITY COUNCIL

<b>COUNCIL BUSINESS MANAGEMENT COMMITTEE 17 DECEMBER 2018</b>
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**MINUTES OF A MEETING OF THE COUNCIL BUSINESS MANAGEMENT COMMITTEE HELD ON MONDAY 17 DECEMBER 2018 AT 1400 HOURS, IN COMMITTEE ROOM 6, THE COUNCIL HOUSE, BIRMINGHAM**

**PRESENT:** Councillor Brigid Jones in the Chair;

Councillors Robert Alden, Shabrana Hussain, Kerry Jenkins, Gareth Moore and Mike Ward.

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**ABSENCE OF CHAIRMAN**

2814 In the absence of the Chairman, Councillor Brigid Jones assumed the Chair.

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**NOTICE OF RECORDING**

2815 The Chair advised the meeting to note that members of the press/public may record and take photographs except where there are confidential or exempt items.

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**DECLARATIONS OF INTEREST**

2816 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.

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**APOLOGIES**

2817 Apologies were received from Councillors Martin Straker Welds and Ian Ward.

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**MINUTES**

2818 That the Minutes of the last meeting held on 19 November 2018 were confirmed and signed by the Chair.

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**DISPENSATION FOR NON-ATTENDANCE OF A COUNCILLOR AT COUNCIL MEETINGS**

The following report of the City Solicitor was submitted:-

(See document No 1)

The Chair advised that Councillor Akhtar had given birth and she requested that the Committee's congratulations be passed on to the Councillor.

2819

**RESOLVED:-**

That Council Business Management Committee:

- Notes Councillor Akhtar has received a dispensation from 19 July 2018 until 19 January 2019 due to illness during pregnancy, and thereafter maternity leave in accordance with the Members Allowance Scheme and pursuant to S85 Local Government Act 1972 (November CBM meeting).
- Notes the non-attendance of Councillor Safia Akhtar at Council meetings for a further six months from 19 January 2019 until 19 July 2019 due to maternity leave in accordance with the Members Allowance Scheme and pursuant to S85 Local Government Act 1972.

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**PETITIONS UPDATE**

The following report of the City Solicitor was submitted:-

(See document No 2)

2820

**RESOLVED:-**

That the report be noted

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**CITY COUNCIL AND CBM FORWARD PLAN**

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

(See document No 3)

Emma Williamson, Head of Scrutiny Services, made introductory comments relating to the plan and, with regard to City Council resolutions tracker item 4c, advised that the Leader of the Council had written to all the Members of Parliament in the City, the Members of the European Parliament for the region and to the Mayor of the West Midlands. She undertook to circulate the said letter to Members of the Committee.

Following comments from Councillor Robert Alden, Emma Williamson undertook to expand the City Council forward plan beyond the current Municipal

Year and include a tracker to pick up other actions arising from City Council such as undertakings made during Question Time.

2821

**RESOLVED:-**

That subject to the above comments, the City Council and CBM Forward Plan be noted.

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**COUNCIL AGENDA FOR THE NEXT MEETING**

The following draft agenda was submitted:-

(See document No 4)

During discussion it was agreed to reschedule the Youth Justice Plan report to the February meeting and allocate 20 minutes for both agenda items 10 and 11. In noting the revised timings the Committee recommended that the length of the meeting be extended so that it finished at 1935 hours.

2822

**RESOLVED:-**

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

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**AUTHORITY TO CHAIR AND OFFICERS**

2823

**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.

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The meeting ended at 1422 hours.

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CHAIR





## CITY COUNCIL FORWARD PLAN 2018/19 – January 2019

To include:

- *Policy framework plans*
- *Executive and Scrutiny reports*
- *Appointments*
- *City Council Resolutions Tracker (Appendix 1)*

CBM	
25 June 2018	Recommendation to amend the Members' Allowance Scheme
	Petitions Update
28 August 2018	Recommendation to appoint co-opted members – Independent Remuneration Panel (Contact: Emma Williamson, Head of Scrutiny Services)
	Overseas Travel and Inward Delegations From Abroad
	Petitions Update
	Discontinuing paper agendas
22 October 2018	Overseas Travel and Inward Delegations From Abroad
19 November 2018	Lord Mayoralty Formula (for next three years)
17 December 2018	Petitions Update

City Council	
10 July 2018	Amendments to the Members' Allowance Scheme
	Scrutiny Annual Report 2017/18
11 September 2018	Section 24 Auditors Report in relation to the Council's 2017/18 accounts (Contact: Martin Stevens, Head Of City Finance Accounts)
	Bordesley Park Area Action Plan – proposed submission to the Secretary of State
	<i>Overview and Scrutiny: Sustainability &amp; Transport O&amp;S Committee – Flooding: Issues arising from May 2018</i> (Contact: Rose Kiely, Group O&S Manager)
6 November 2018	Sustainability and Transformation Plan ( <i>contact: Suman McCartney</i> )
4 December 2018	<i>Policy Framework: Community Cohesion Strategy</i> (contact: Suwinder Bains, Partnership Manager)
	Women and Democracy report (contact: Amerdip Kaur, Senior Policy Officer to the CEX)
15 January 2019	Review of Birmingham's Council Tax Support Scheme 2018/19 (contact: David Kinnair, Head of Benefits)
	City of Sanctuary Policy Statement (subject to agreement at Cabinet)
	Gambling Act 2005 – Statement of Licensing Principles (contact: Shawn Woodcock, Licencing Operations Mgr)

CBM	
21 January 2019	
11 February 2019	Overseas Travel and Inward Delegations From Abroad  Provisional City Council and CBM dates for 2019/20
18 March 2019	Annual Report of the Independent Remuneration Panel tbc (Contact: Emma Williamson, Head of Scrutiny Services)
	Annual Standards Committee Report (Contact: Rob Connelly, Interim Assistant Director, Governance)
	Petitions Update
7 May 2019	Proportionality
	City Council Appointments
	Annual Review of the City Council's Constitution
	Overseas Travel and Inward Delegations From Abroad
(tbc) May 2019	Appointment of Sub-Committee and Other Bodies – Personnel Appeals Committee
	Order of Notices of Motion at City Council

**Four Yearly or ad-hoc items:**

Appointment to the Roll of Honorary Alderman

Appointment of the Leader

\* Pre-meeting of members to select Lord Mayor elect

\*\* Annual Council Photograph

City Council	
	Report on Impact of Brexit (contact: Lloyd Broad, Head of European and International Affairs and Interim Head of Employment and Skills)
5 February 2019*	West Midlands Combined Authority – The Second Devolution Deal Progress Update (contact: Tony Smith, Policy Executive)
	Youth Justice Plan (contact: Dawn Roberts, AD Early Help, Family Support and Youth Justice)
26 February 2019	Council Plan and Budget 2019+ including pay policy statement
2 April 2019**	Annual Report of the Independent Remuneration Panel (to be confirmed)
	Co-ordinating O&S Committee: City Council meeting inquiry
21 May 2019	Annual General Meeting <ul style="list-style-type: none"> <li>• Election of Lord Mayor</li> <li>• Annual appointments</li> <li>• Annual review of the Constitution</li> </ul>
(tbc) June 2019	

**Items to be scheduled / proposed:**

Waste Strategy – 2019

Review of the Constitution

Sustainability and Transport O&S Committee: Single Use Plastics (June 2019)



## Appendix 1: City Council Resolutions – Tracker

Ref no	Date	Summary of Council Resolution	Lead Cabinet Member / officer	Update
1b	12 June 2018	<i>Motion for Debate:</i> council would support school expansion where it meets the requirement for additional places; and calls for re-direction of government funding for emotional, mental health and special educational needs support for those who need it most	Cabinet Member, Education, Skills & Culture / Anne Ainsworth, Corporate Director, Children's Services	<p>Council Officers are undertaking work looking at the existing school estate, and assessing provision against future demand/need. This is very much a work in progress but will underpin a new school estate approach, linked to the Council's developing Property Strategy.</p> <p>The High Needs Block that provides funding for students with SEND is under severe pressure nationally and the Council is working with the Schools Forum to understand how the limited funding available can be better used to support children with SEND. However, the funding is not matching rising demand.</p> <p>Work is also underway to assess what places are required to respond to the specific needs of children, and rising demand for support related to Social, Emotional and Mental health and Autism.</p> <p>Officers will be returning to Scrutiny in September with details of sufficiency planning. [August update]</p>

Ref no	Date	Summary of Council Resolution	Lead Cabinet Member / officer	Update
1c	12 June 2018	<p><i>Motion for Debate:</i> response to flooding including</p> <ul style="list-style-type: none"> <li>an investigation into the flooding under Section 19 of the Flood and Water Management Act 2010;</li> <li>and Overview and Scrutiny to carry out a complementary investigation into the flood of May 2018 and to return to City Council</li> </ul>	<p>Cabinet Member, Transport &amp; Environment / Waheed Nazir, Corporate Director, Economy (Kevin Hicks)</p> <p>Sustainability &amp; Transport O&amp;S Committee /Emma Williamson, Head of Scrutiny Services</p>	<p>The Section 19 report will develop as responses to the questionnaire<sup>1</sup> are received and any mitigation actions to prevent further flooding will be taken or progressed as necessary as information becomes available. It is likely (given previous examples) that <b>the final version of the Section 19 report relating to this incident will be available by Spring 2019</b> [August update]</p> <p>COMPLETED: Sustainability &amp; Transport O&amp;S Committee held evidence gathering in July 2018 and report to City Council presented September 2018. [October update]</p>
2b	10 July 2018	<p><i>Motion for Debate:</i> resolves to help food banks across the city highlight the growing concerns and calls on the Government to recognise that it has a moral and practical duty to protect people from poverty and to provide a safety net... the council calls upon the Government to provide local government with the resources to deal with this crisis</p>	<p>Cabinet Member for Social Inclusion, Community Safety and Equality / Jacqui Kennedy, Corporate Director, Place</p>	<p>A meeting will take on 5<sup>th</sup> December with food providers to discuss the top 5 drivers for the use of food banks.</p> <p>A pilot will take place providing advice at food banks to test and learn this approach [November update]</p>

<sup>1</sup> A key element in the production of the Section 19 report is to send questionnaires to locations where flooding might have occurred. Over 1800 properties have been identified to receive questionnaires regarding whether flooding occurred at to the property on 27<sup>th</sup> May. This figure is significantly above the number of properties known to have flooded as the process of identifying potential flooding locations involves seeking information from properties immediately around those known flooded locations. Currently over 1700 properties have been contacted to obtain information from the property owners, tenants, etc.

Where potential mitigation measures are being identified in the collection of this information we are seeking to deliver “quick wins” and immediate works as the issues are identified. As an example, on the River Cole working in partnership with The Environment Agency the river has been cleared of debris, in addition to cutting back overhanging vegetation and removing significant obstruction which could impede flows. These actions were mobilised 3 weeks ago.

Ref no	Date	Summary of Council Resolution	Lead Cabinet Member / officer	Update
2c	10 July 2018	<i>Motion for Debate:</i> a working group to review, identify and address issues they face and help make Birmingham City Council an exemplar parent friendly employer, including reviewing staff parental leave policy. This review should explore bringing maternity pay (including shared parental leave) at least into line with the 6 months full pay now offered to non-SRA councillors and be completed in time for the 2018/19 budget process.	Cabinet Member for Finance and Resources / Dawn Hewins, Director of HR	Benchmarking with other Local Authorities and Public Sector organisations has taken place. A review of all family friendly policies is being carried out and a cost benefit analysis to establish the potential costs and budget pressure that will be incurred in increasing maternity/shared parental leave benefits. An options appraisal is being discussed with members. <b>Completion: Spring 2019</b> [November update]
3e	11 September 2018	<i>Motion for Debate:</i> calls for action at a city level so Birmingham makes a significant contribution to reducing disposal of plastics and cleaning up the environment / calls on the Executive to ask the Transport and Sustainability Overview and Scrutiny Committee to explore the opportunities and the options available to the City so it can become a Plastic Free City / asks the Executive to write to the Secretary of State for Environment, Food and Rural Affairs urging him to bring the United Kingdom into line with the European Union's 2030 target for phasing out single use plastics / commits to working with partners within the Combined Authority to develop a complimentary regional strategy on this issue to ensure greater collaboration and to leverage more support from Government for innovative schemes to help support the Government's own strategy to reduce plastic pollution	Chair, Sustainability and Transport O&S Committee / Emma Williamson, Head of Scrutiny Services  Cabinet Member Clean Streets, Waste and Recycling / Jacqui Kennedy, Corporate Director Place	Scrutiny: Inquiry into plastic free city scheduled for January and February 2019, report to Council proposed <b>April 2019</b> . [October update]

Ref no	Date	Summary of Council Resolution	Lead Cabinet Member / officer	Update
4b	06 November 2018	<p><i>Motion for Debate:</i> This Council welcomes the Government announcement of a new campaign to tackle Mental Health – Every Mind Matters / therefore calls on the Executive to:</p> <ul style="list-style-type: none"> <li>- Update local plans to reflect new opportunities arising from recent Government policy announcements</li> <li>- Bring the area action plan back to full Council for formal adoption and debate</li> <li>- Once adopted, ask Scrutiny to track progress against the Action Plan, reporting back to Full Council if the committee believes it necessary to update.</li> </ul>	Cabinet Member Health and Social Care / Becky Pollard, Interim Director of Public Health	Revised action plan scheduled for Scrutiny in <b>February 2019</b> .
5a	04 December 2018	<p>That the City Council:</p> <ul style="list-style-type: none"> <li>• Adopt the Community Cohesion Strategy for Birmingham as set out at Appendix 1.</li> <li>• Note city partners have been invited to adopt the Strategy as the city's approach to community cohesion.</li> </ul>	-	-
5b	04 December 2018	<p>Women &amp; Democracy:</p> <ul style="list-style-type: none"> <li>• That the attached Statement of Intent is agreed;</li> <li>• That Cabinet Members and named officers are asked to implement the action plan included within the report in order to tackle the many barriers to women's representation in Local Government;</li> <li>• Add the following to action plan:- Noting the small proportion of women representing the new single member wards, to lobby the Boundary Commission for a further review of city wards to tackle this issue.</li> </ul>	Deputy Leader / Jonathan Tew, Assistant Chief Executive / Kate Charlton, City Solicitor	Action plan implementation underway [January 2019]

Ref no	Date	Summary of Council Resolution	Lead Cabinet Member / officer	Update
5c	04 December 2018	<p><i>Motion for Debate:</i> This Council resolves to:</p> <ul style="list-style-type: none"> <li>• Ask the Health and Well-Being Overview &amp; Scrutiny Committee to work with relevant Cabinet Members, officers and partners to explore how sanitary products can be made available free of charge to female students in Birmingham's schools and colleges and to women employed in or visiting council run buildings;</li> <li>• Write to the Chancellor of the Exchequer asking the Government to provide the necessary funding to cover the cost of providing free sanitary products to girls and women in council workplaces, schools and colleges and scrap the VAT levied on female sanitary products as soon as is practicable and, in the meantime, to use the VAT collected on these products to fund the provision of free sanitary products for girls and women in need</li> </ul>		The Chair of the Health and Social Care O&S Committee is meeting Cllr Brennan and Jenkins in the new year to discuss; and the committee will agree how to take this forward at their January meeting. [January update]

Ref no	Date	Summary of Council Resolution	Lead Cabinet Member / officer	Update
5d	04 December 2018	<p><i>Motion for Debate:</i> this Council calls for Scrutiny to examine with the Armed Forces Champions and reported back to Full Council to look at</p> <ul style="list-style-type: none"> <li>• How the Council currently supports veterans ...</li> <li>• To look specifically at the current housing offer ...</li> <li>• How the Council currently works with partners ..</li> <li>• Identify any extra areas of support that the Council can provide either itself or in partnership ....</li> <li>• Identify areas where we can help build better understanding amongst the wider community ....</li> <li>• Identify any areas where the council can constructively feedback to national government for policy changes or additional support .....</li> </ul> <p>In addition the Council also calls on the Executive, at the end of this Review, to write to all armed forces and key armed forces organisations (such as the Royal British Legion) setting out the Birmingham offer, along with details on how to access support to encourage full take up for all eligible individuals.</p>		To be discussed at the Scrutiny Chairs meeting in January [January update]

Ref no	Date	Summary of Council Resolution	Lead Cabinet Member / officer	Update
5e	04 December 2018	<p>Motion for Debate: The Council recommends that the executive engages with scrutiny to review its policies for regeneration areas to ensure that:</p> <ol style="list-style-type: none"> <li>1. Regeneration is planned to meet the City's housing need.</li> <li>2. Residents living in a regeneration area have the opportunity to shape and influence plans.</li> <li>3. The executive's proposed 'right to return' policy is comprehensive and balanced.</li> <li>4. The implications of a residents ballot on regeneration projects is fully explored</li> </ol>		To be discussed at the Scrutiny Chairs meeting in January [January update]





**BIRMINGHAM CITY COUNCIL****CITY COUNCIL**

**Tuesday, 5 February 2019 at 1400  
hours in The Council Chamber,  
Council House, Birmingham**

**A G E N D A****1 NOTICE OF RECORDING**

Lord Mayor to advise that this meeting will be webcast for live or subsequent broadcast via the Council's Internet site ([www.civico.net/birmingham](http://www.civico.net/birmingham)) and that members of the press/public may record and take photographs except where there are confidential or exempt items.

**2 DECLARATION OF INTERESTS**

Members are reminded that they must declare all relevant pecuniary and non pecuniary interests arising from any business to be discussed at this meeting. If a disclosable pecuniary interest is declared a Member must not speak or take part in that agenda item. Any declarations will be recorded in the minutes of the meeting

**Attached**

**3 MINUTES**

To confirm and authorise the signing of the Minutes of the meeting of the Council held on 15 January 2019.

**4 LORD MAYOR'S ANNOUNCEMENTS**

**(1400-1410)**

To receive the Lord Mayor's announcements and such communications as the Lord Mayor may wish to place before the Council.

**5 PETITIONS**

**(15 minutes allocated) (1410-1425)**

To receive and deal with petitions in accordance with Standing Order 9.

As agreed by Council Business Management Committee a schedule of outstanding petitions is available electronically with the published papers for the meeting and can be viewed or downloaded.

**6 QUESTION TIME**

**(90 minutes allocated) (1425-1555)**

To deal with oral questions in accordance with Standing Order 10.3

- A. Questions from Members of the Public to any Cabinet Member or Ward Forum Chairman (20 minutes)
- B. Questions from any Councillor to a Committee Chairman or Lead Member of a Joint Board (20 minutes)
- C. Questions from Councillors other than Cabinet Members to a Cabinet Member (25 minutes)
- D. Questions from Councillors other than Cabinet Members to the Leader or Deputy Leader (25 minutes)

**7 APPOINTMENTS BY THE COUNCIL**

**(5 minutes allocated) (1555-1600)**

To make appointments to, or removals from, committees, outside bodies or other offices which fall to be determined by the Council.

**8 EXEMPTION FROM STANDING ORDERS**

Councillor Martin Straker Welds to move an exemption from Standing Orders.

**Attached 9 WEST MIDLANDS COMBINED AUTHORITY – THE SECOND DEVOLUTION DEAL PROGRESS UPDATE**

**(15 minutes allocated) (1600-1615)**

To consider a report of.

**Councillor to move the following Motion:**

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(break 1615 -1645)

**Attached 10 YOUTH JUSTICE PLAN**

**(60 minutes allocated) (1645-1745)**

To consider a report of the Cabinet Member for Social Inclusion, Community Safety and Equality.

**Councillor Tristan Chatfield to move the following Motion:**

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**Attached 11 MOTIONS FOR DEBATE FROM INDIVIDUAL MEMBERS**

**(90 minutes allocated) (1745-1915)**

To consider the attached Motions of which notice has been given in accordance with Standing Order 4(i).