

**BIRMINGHAM CITY COUNCIL**  
**COUNCIL BUSINESS MANAGEMENT COMMITTEE**

**MONDAY, 16 NOVEMBER 2020 AT 14:00 HOURS**  
**IN ON-LINE MEETING, MICROSOFT TEAMS**

**A G E N D A**

**1     NOTICE OF RECORDING/WEBCAST**

The Chairman to advise/meeting to note 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     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 - 8**

**4     MINUTES**

To confirm and sign the Minutes of the last meeting.

**9 - 14**

**5     CITY COUNCIL AND CBM FORWARD PLAN**

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

**15 - 20**

**COUNCIL AGENDA FOR THE NEXT MEETING**

To consider the Council agenda for the next meeting.

7     **APPOINTMENTS**

It is recommended that the following appointments be made.

This information is to follow.

8     **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.

9     **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 19 OCTOBER 2020</b>
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**MINUTES OF A MEETING OF THE COUNCIL BUSINESS MANAGEMENT COMMITTEE HELD ON MONDAY 19 OCTOBER 2020 AT 1500 HOURS, AS AN ON-LINE MEETING**

**PRESENT:** Councillor Ian Ward in the Chair;

Councillors Robert Alden, Shabrana Hussain, Brigid Jones, Gareth Moore, Martin Straker Welds and Mike Ward.

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**NOTICE OF RECORDING**

- 3020 The Chairman advised that the meeting would 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 at the meeting except where there are confidential or exempt items.

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**DECLARATIONS OF INTEREST**

- 3021 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**

- 3022 The Chair indicated that Councillor Shabrana Hussain had indicated that she would have to leave the meeting early.

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**MINUTES**

- 3023 That the Minutes of the last meeting held on 24 August 2020 were confirmed and signed by the Chair.

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**PROPOSED AMENDMENTS TO THE CONSTITUTION**

The following report of the Interim City Solicitor was submitted:-

(See document No 1)

During the ensuing discussion the following points were raised:-

- B4.4A It was queried why the change was being made now and if the Council had been operating incorrectly up to now. Rob Connolly, Assistant Director Governance, explained that it was merely bringing the wording in line with the Local Government Act 1972 and taking into account elections on a four year cycle.
- B4.4B vi Whilst the amendment was appropriate it was suggested additional words be add so that it was cross party agreement at CBM and if not achieved a motion at City Council would have to be agreed.
- B7.5 Further work to be done to provide a definition of a Consultant and appropriate thresholds.
- B11.4 vi Following concerns from Councillor Robert Alden as to the need to prevent a member from serving on both the Resources Overview and Scrutiny Committee and the Audit Committee the Chair indicated that it would be unwise to go against best practice. Rob Connolly, Assistant Director Governance, undertook to contact CIFPA to seek clarification. Councillor Mike Ward indicated that he felt the two roles were complimentary and they were no an executive function.
- B11.4 vii Councillor Robert Alden suggested, and it was agreed, that this be deferred so that more information could be provided. Councillor Brigid Jones as Chair of the Group Company Governance Cabinet Committee indicated that she was not aware of the proposal.
- B13.4 iv Following comments Councillor Gareth Moore indicated that from his experience of previously serving on Licensing Sub Committees the proposal was merely strengthening what had been normal practice of Councillors finding their own substitutes.
- B14 Following comments it was agreed to defer this amendment.
- C2.8 Following comments from Councillor Robert Alden, it was suggested this be deferred to look at wording and seek clarity of what information is and isn't available. Concern was also raised over the restriction of legally privileged information to Audit and Overview and Scrutiny Committees.

At 1518 hours Councillor Shabana Hussain left the meeting.

- D1 Councillor Robert Alden indicated that it was not clear from the briefing note what had changed and it was agreed that the changes be circulated and in the event that Councillor Alden still had concerns the amendment be deferred.
- E4.2 Clarity was required as to who was taking the decision in (ii) and in (iv) a suitable timeframe of 10 days for the publishing of the decision should be inserted into the wording.

3024

**RESOLVED:-**

That subject to the issues raised in the foregoing preamble the proposed amendments set out in appendix 1 be agreed and presented for approval at Full Council on 3rd November 2020.

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**PETITIONS UPDATE**

The following report of the Interim City Solicitor and Monitoring Officer. was submitted:-

(See document No 2)

3025

**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)

Councillor Gareth Moore referring to the Oral question re the Smithfield site was shown as resolved he had not been informed.

3026

**RESOLVED:-**

That the City Council and CBM Forward Plan be noted.

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**COUNCIL AS TRUSTEE AGENDA**

The following draft agenda was submitted:-

(See document No 4)

During the ensuing discussion it was noted that for Calthorpe Park Councillors in Edgbaston Ward had not been consulted and it was requested that consultation take place with them. Also, there was reference in the motions to Connected Person and clarity of what/who that meant was required. Officers undertook to get the relevant officer to respond direct to members.

It was agreed for the meeting to be allocated 30 minutes and be held after the Full Council meeting.

3027

**RESOLVED:-**

That the draft agenda be noted and it be noted that the meeting of Council as Trustee would follow the Council meeting scheduled for 30 minutes.

**COUNCIL AGENDA FOR THE NEXT MEETING**

The following draft agenda was submitted:-

(See document No 5)

Rob Connolly, Assistant Director Governance, requested that the break be extended to 15 minutes.

Councillor Brigid Jones highlighted the need for the times for the meeting of Full Council to be adhered to so that the meeting finished at the time indicated so that members who were parents could plan their childcare arrangements. The extension of the time of the last meeting had caused difficulties for some. Councillor Robert Alden noted that the last meeting had been extended due to the number of amendments put forward on the day.

3028

**RESOLVED:-**

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

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**APPOINTMENTS**

The Chair queried whether the proposed appointment to West Midlands Police and Crime Panel were correct.

(NB Whilst officers at the meeting did not have the relevant information to hand it was subsequently confirmed that the proposed appointments were correct and therefore they are set out below for ease of reference.)

3029

**RESOLVED:-**

That Councillor John Lines (Con) and Councillor David Barrie (Con) as substitute be appointed to serve on West Midlands Police and Crime Panel for the period ending with the next Annual Meeting of the Council in place of Councillor Safia Akhtar (Lab) and substitute.

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**OTHER URGENT BUSINESS**

The Chair was of the opinion that the following item be considered as a matter of urgency in order to expedite consideration thereof and instruct officers to act if necessary.

**Member Training**

3030

Rob Connelly, Assistant Director Governance, requested Members of the Committee to encourage members of their respective groups to participate in the training on how to vote at Council meetings. In response to a query from Councillor Martin Straker Welds he confirmed that groups would be asked to indicate who wished to speak at the meeting in advance as before.

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**AUTHORITY TO CHAIR AND OFFICERS**

3031

**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 1538 hours.

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CHAIR







## CITY COUNCIL FORWARD PLAN 2020/21 – November 2020

CBM	Item
05 May 2020	Overseas Travel and Inward Delegations from Abroad Covid-19 Temporary Governance Arrangements
28 May 2020	Reports not on the Forward Plan – Annual Report Proportionality City Council Appointments
29 June 2020	Membership of the Co-operative Council's Innovation Network Recommendation to appoint representatives – Independent Remuneration Panel Petitions Update
24 August 2020	Appointment to Roll of Honorary Alderman Request for Use of Coat of Arms

City Council	Item
09 June 2020	Executive Business Report – Covid-19 Reports not on the Forward Plan
14 July 2020	Submission of the 'Development Management in Birmingham' Development Plan Document Membership of the Co-operative Council's Innovation Network Scrutiny Business Report Lead Member report: Transport Delivery Committee
15 September 2020	Executive Business Report (Covid-19 Update) Executive: Route to Zero Interim Report Scrutiny Inquiry: Home to School Transport (Education & Children's Social Care)

CBM	Item
19 October 2020	<i>Proposed Amendments to the Constitution</i> <i>Petitions Update</i>
16 November 2020	
21 December 2020	Petitions Update
18 January 2021	Meetings during Pre-Election Period Annual Standards Committee Report (Contact: Rob Connelly, Interim Assistant Director, Governance) (tbc)
8 February 2021	Overseas Travel and Inward Delegations from Abroad Provisional City Council and CBM dates for 2021/22
29 March 2021	Petitions Update Annual Report of the Independent Remuneration Panel
10 May 2020	Proportionality

City Council	Item
	<i>Annual report of Independent Remuneration Panel</i> <i>COUNCIL AS TRUSTEE</i>
3 November 2020	<i>Scrutiny Inquiry: Customer Services (Co-ordinating)</i> <i>Street Trading Policy</i> <i>Amendments to the Constitution</i> <i>COUNCIL AS TRUSTEE</i>
1 December 2020	Scrutiny Business Report Statement of Licensing Policy 2020 Lead Member report: WMCA Scrutiny
12 January 2021	Executive Business Report <i>Route to Zero Report</i> Lead Member report: West Midlands Police & Crime Panel
2 February 2021* / **	Scrutiny Business Report Lead Member report: West Midlands Fire Authority Annual report of the Audit Committee (tbc)
23 February 2021	BUDGET MEETING – Financial Plan 2020-2024
13 April 2021	Executive Business Report Scrutiny Inquiry: Infant Mortality (Health and Social Care) Annual Report of the Independent Remuneration Panel
25 May 2021	ANNUAL MEETING

CBM	Item	City Council	Item
	City Council Appointments Annual Review of the City Council's Constitution Overseas Travel and Inward Delegations from Abroad		

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

Appointment to the Roll of Honorary Alderman (May 2022); Appointment of the Leader (May 2022)

#### Items to be scheduled / proposed:

Executive Business Report – June, Sept/Nov, January and April; Scrutiny Business Report – July, December, February; Lead Member reports: West Midlands Fire Authority (February); Transport Delivery Committee (July); WMCA Scrutiny (September); GBSLEP Scrutiny (November); West Midlands Police & Crime Panel (December)

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

### Appendix 1: City Council Resolutions – Tracker

Ref no	Date	Summary of Council Resolution	Lead Cabinet Member / officer	Update
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 / City Solicitor	Action plan implementation underway [January 2019]

Ref no	Date	Summary of Council Resolution	Lead Cabinet Member / officer	Update
6g	15 January 2019	<p><i>Motion for Debate:</i> The Council therefore calls on the Executive to place into the public domain all documents relating to the GMB payment including, but not limited to:</p> <ul style="list-style-type: none"> <li>• A copy of the ACAS deal itself</li> <li>• Copies of all delegated decision reports</li> <li>• Copies of any briefings or correspondence with any cabinet member, previous or current, regarding the deal</li> <li>• Copies of any correspondence between the Council and GMB in the run up to and after the Unite settlement regarding the proposed settlement and any objections GMB had to that</li> <li>• Copies of any correspondence concerning the decision to exclude GMB from talks after the Unite settlement</li> <li>• Copies of minutes from all meetings between the Council and any Union concerning implementation of the Nov 2017 settlement</li> <li>• Full details of all costs involved, including the total payment itself and any legal costs</li> <li>• Copies of any correspondence regarding how and why the deal should be kept secret and not included in usual processes such as the requirement to publish all spend over £500</li> <li>• The Council also calls for an immediate review into the use of delegated powers within the constitution</li> </ul>	Leader / City Solicitor	<p>Motion will be monitored regarding release of documentation, earliest possible date Feb 2020</p> <p>Monitoring Officer reviewing the information [August 2020 update]</p>
5a	14-Jan-2020	<p><i>Birmingham Suicide Prevention Strategy 2019-2024:</i> That Council endorses the Birmingham Suicide Prevention Strategy and calls on elected members</p>	Cabinet Member Health and Social Care / Justin Varney,	<p>An advisory group which meets bi-monthly are currently working on the action plan which will be circulated in the Summer. [February 2020 update]</p>

Ref no	Date	Summary of Council Resolution	Lead Cabinet Member / officer	Update
		<p>across all parties to support the delivery of the strategy moving forward.</p> <p>That the Action Plan that underpins this strategy is circulated to all Members and that updates on progress are published on an annual basis.</p>	Director of Public Health	

#### Other Actions from City Council Meetings

Date	Agenda Item	To Respond	Request/Question	Action taken
03-Nov-20	Oral Questions	Cllr Ian Ward	Cllr Mackey requested that a report is commissioned on the decline in Jewish residents in the city, to ensure the city remains a city of sanctuary.	
03-Nov-20	Oral Questions	Cllr Ian Ward	Cllr Ward to get a full response to written question C10 to Cllr Gareth Moore	



# **BIRMINGHAM CITY COUNCIL**

## **CITY COUNCIL**

**Tuesday, 1 December 2020 at 1400  
hours as an on-line meeting**

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

### **1 NOTICE OF RECORDING**

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**Attached**

### **3 MINUTES**

To confirm and authorise the signing of the Minutes of the meeting of the Council held on 3 November 2020.

### **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**

**(10 minutes allocated) (1410-1420)**

To receive and deal with petitions in accordance with Council Rules of Procedure (B4.4 E of the Constitution).

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**

**(Maximum of 80 minutes allocated) (1420-1540)**

To deal with oral questions in accordance with Council Rules of Procedure (B4.4 F of the Constitution).

- A. Questions from Members of the Public to any Cabinet Member or Ward Forum Chair (10 minutes)
- B. Questions from any Councillor to a Committee Chair, Lead Member of a Joint Board or Ward Forum Chair (Up to 10 minutes)
- C. Questions from Councillors other than Cabinet Members to a Cabinet Member (Up to 30 minutes)
- D. Questions from Councillors other than Cabinet Members to the Leader or Deputy Leader (Up to 30 minutes)

**Attached      7      SCRUTINY BUSINESS REPORT**

**(25 minutes allocated) (1540-1605)**

To consider a report of the Committee.

**Councillor ----- to move the following Recommendation:**

“”

A 15 minute break will be taken.

**Attached      8      LEAD MEMBER REPORT: WMCA SCRUTINY**

**(20 minutes allocated) (1620-1640)**

To consider a report of

**Councillor ----- to move the following recommendation:**

“”

**Attached      9      STATEMENT OF LICENSING POLICY 2020**

**(60 minutes allocated) (1640-1740)**

To consider a report of the .

**Councillor -----to move the following Recommendation:**

“”

**10      PROVISIONAL DATE OF NEXT MEETING**

To note that the provisional date of the next meeting of City Council is 12 January 2021.



# **BIRMINGHAM CITY COUNCIL**

## **CITY COUNCIL**

**Tuesday, 1 December 2020 at 1400  
hours as an on-line meeting**

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

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**(1400-1410)**

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- B. Questions from any Councillor to a Committee Chair, Lead Member of a Joint Board or Ward Forum Chair (Up to 10 minutes)
- C. Questions from Councillors other than Cabinet Members to a Cabinet Member (Up to 30 minutes)
- D. Questions from Councillors other than Cabinet Members to the Leader or Deputy Leader (Up to 30 minutes)

**Attached      7      SCRUTINY BUSINESS REPORT**

**(25 minutes allocated) (1540-1605)**

To consider a report of the Committee.

**Councillor ----- to move the following Recommendation:**

“”

A 15 minute break will be taken.

**Attached      8      LEAD MEMBER REPORT: WMCA SCRUTINY**

**(20 minutes allocated) (1620-1640)**

To consider a report of

**Councillor ----- to move the following recommendation:**

“”

**Attached      9      STATEMENT OF LICENSING POLICY 2020**

**(60 minutes allocated) (1640-1740)**

To consider a report of the .

**Councillor -----to move the following Recommendation:**

“”

**10      PROVISIONAL DATE OF NEXT MEETING**

To note that the provisional date of the next meeting of City Council is 12 January 2021.

**Attached      11      APPOINTMENT OF CHIEF EXECUTIVE**

Report of the Council Business Management Committee (Chief Officers and Deputy Chief Officers Appointments Dismissals and Service Conditions Sub-Committee).

**Councillor Ian Ward to move the following recommendations:**

That City Council:

1. Approves the appointment of --- as Chief Executive and Head of Paid Service from

12 **EXCLUSION OF THE PUBLIC**

Deputy Lord Mayor to Move:-

"That, in view of the nature of the business to be transacted, which includes the following exempt information, the public be now excluded from the meeting:-

Paragraph 1 of Exempt Information Under Revised Schedule 12A of the Government Act 1972 in respect of agenda item 13 (Appointment of Chief Executive)

**P R I V A T E A G E N D A**

13 **APPOINTMENT OF CHIEF EXECUTIVE**

- Information relating to any individual;

