

Extraordinary Meeting of the Council

4 June 2019
6.00pm

at the

Sandwell Council House
Oldbury

Summons and Agenda

Sandwell Metropolitan Borough Council

You are hereby summoned to attend an Extraordinary Meeting of the Sandwell Metropolitan Borough Council to be held at the Sandwell Council House, Oldbury on Tuesday, 4th June 2019, at 6.00pm for the purpose of transacting the following business namely:-

Agenda

The Mayor of Sandwell, Councillor Dr Jaron, in the Chair

1. To receive apologies for absence (if any).
2. Declarations of interest in any matters to be discussed at the meeting.
3. To confirm as a correct record, the minutes of the annual meeting of Council held on 21st May 2019.
4. Appointment to the Vacant Positions of Committees, Boards and Other Fora 2019/20.
5. Appointment of Representatives to Other Bodies.
6. To consider any urgent business (with prior approval by the Mayor).

Dated this 24th day of May, 2019



**Jan Britton
Chief Executive**

Sandwell Council House
Freeth Street, Oldbury
West Midlands

To: All Members of the Council

Please note that members of the public and the press are now allowed by law to film, audio record, take photographs, blog or tweet at this meeting.

Apologies

To receive any apologies from members

Declarations of Interest

Members to declare any interests in matters to be discussed at the meeting.

Minutes of the Annual Meeting of Sandwell Metropolitan Borough Council

**21st May, 2019 at 6.00pm
at the Sandwell Council House, Oldbury**

Present: The Mayor (Councillor Dr Jaron);
The Deputy Mayor (Councillor Hartwell);

Councillors Ahmed, Akhtar, Akhter, Ali, Allen, Ashman, Bawa, Bostan, Cherrington, Chidley, Crompton, Crumpton, S Davies, Y Davies, Dhallu, Downing, Eaves, Edwards, Gavan, E A Giles, E M Giles, L Giles, G Gill, M Gill, Hackett, Hadley, Hevican, M Hussain, M Y Hussain, Z Hussain, Jarvis, I Jones, O Jones, R Jones, Kausar, Khatun, Lewis, Lloyd, Mabena, McVittie, Melia, Millar, Millard, Moore, Padda, Phillips, Piper, Preece, Rollins, Rouf, Sandars, Shackleton, Shaeen, Simms, Singh, Taylor, Trow, Webb, White and Worsey.

Apologies: Councillors Carmichael, Costigan, P M Hughes, P Hughes, S Jones, Tagger and Underhill.

46/19 Vote of Thanks to the Retiring Mayor

It was moved by Councillor Lewis, seconded by Councillor Hackett, and:-

Resolved that the appreciation of the Council be accorded to Mrs Edis for her service as Mayor of the Borough during the Municipal Year 2018/19.

In response, Mrs Edis thanked all members of the Council for giving her the opportunity to represent the Borough as Mayor and also thanked the staff in Members Services.

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47/19 Vote of Thanks to Retiring Deputy Mayor

It was moved by Councillor E M Giles, seconded by Councillor Singh and:-

Resolved that the appreciation of the Council be accorded to Mrs Goult for her service as Deputy Mayor during the Municipal Year 2018/19.

In response, Mrs Goult thanked all members of the Council for giving her the opportunity to represent the Borough as Deputy Mayor and also thanked the staff in Members Services.

48/19 Election of Mayor

Mrs Edis invited nominations for the office of Mayor of the Borough of Sandwell for the 2019/20 Municipal Year.

Councillor Dr Jaron was nominated by Councillor Piper and Councillor Millar seconded the nomination.

As no other nomination was submitted, the outgoing Mayor declared Councillor Dr Jaron elected Mayor of the Borough of Sandwell for the ensuing Municipal Year 2019/20.

Councillor Dr Jaron made and subscribed the Declaration of Acceptance of Office required by law and was invested with the Mayoral chain and badge of office.

Councillor Dr Jaron took the Chair and made a speech of acceptance. The Mayor announced that, during her term of office, her chosen charities would be Brushstrokes and Sandwell Young Carers.

49/19 Appointment of Mayor's Consort

The Mayor announced that her sister, Eve Keeling, would act as Mayor's Consort for the ensuing Municipal Year. Mrs Keeling was invested with the chain and badge of office of Mayor's Consort.

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50/19 Appointment of Deputy Mayor

The Mayor invited nominations for the office of Deputy Mayor of the Borough of Sandwell for the 2019/20 Municipal Year.

Councillor Hartwell was nominated by Councillor Khatun and Councillor Downing seconded the nomination.

As no other nomination was submitted, the Mayor declared Councillor Hartwell elected Deputy Mayor of the Borough of Sandwell for the ensuing Municipal Year 2019/20.

Councillor Hartwell made and subscribed the Declaration of Acceptance of Office required by law and was invested with the chain and badge of office.

Councillor Hartwell made a speech of acceptance.

51/19 Appointment of Deputy Mayor's Consort

The Deputy Mayor announced that her partner, Geoff Deakin, would act as the Deputy Mayor's Consort for the ensuing Municipal Year. Mr Deakin was invested with the chain and badge of office.

52/19 Mayor's Announcements

The Mayor welcomed and congratulated the eleven newly elected members and those members who had been re-elected during the recent election.

53/19 Minutes

Resolved that the minutes of the meeting held on 9th April, 2019 be confirmed as a correct record.

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54/19 Election of Leader of the Council

Councillor Yvonne Davies was nominated by Councillor Crompton as Leader of the Council and Councillor Ali seconded the nomination. The nomination was put to the vote and agreed, with the exception of one abstention and two objections.

Councillor Y Davies was declared Leader of Sandwell Council and in making her speech said that it was a huge privilege and honour to be elected as Leader.

Councillor Y Davies confirmed that the executive portfolios had been revised to align with the 2030 Vision; she identified those persons appointed to the positions of Cabinet Member and outlined their respective executive portfolios.

Resolved:-

- (1) that, pursuant to the Local Government Act 2000 (as amended) and Articles 4.02(d) and 7.03 of the Council's Constitution, Councillor Yvonne Davies be appointed as Leader of the Council for a period of four years, ending with the Annual Meeting of Council in 2023, or for the remainder of her current term of office as councillor, subject to remaining as an elected member of the Council or otherwise not having been removed from office by a decision of the Council or resigned as leader;
- (2) that, pursuant to Local Government Act 2000 (as amended), Articles 7.04 and 7.06 of the Council's Constitution, it be noted that the Leader of the Council made the following executive appointments:
 - i. Councillor Syeda Khatun be appointed to the position of Deputy Leader and Cabinet Member for Community Engagement and Equality;
 - ii. Councillor Farut Shaeen be appointed to the position of Cabinet Member for Living Healthy Lives;

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- iii. Councillor Danny Millard be appointed to the position of Cabinet Member for Skills and Employment;
- iv. Councillor Joyce Underhill be appointed to the position of Cabinet Member for Best Start in Life;
- v. Councillor Maria Crompton be appointed to the position of Cabinet Member for Safer Communities;
- vi. Councillor Jackie Taylor be appointed to the position of Cabinet Member for Sustainable Transport;
- vii. Councillor Joanne Hadley be appointed to the position of Cabinet Member for Homes;
- viii. Councillor Bob Lloyd be appointed to the position of Cabinet Member for Inclusive Economic Growth;
- ix. Councillor Wasim Ali be appointed to the position of Cabinet Member for Resources and Core Services.

55/19 Programme of Meetings 2019/20

The programme of meetings for the 2019/20 Municipal Year had been prepared, based on the constitution of committees and other bodies established by the Council.

Resolved that the programme of meetings for 2019/20 be approved.

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56/19 Appointment to Committees, Boards and Other Fora 2019/20

In accordance with the requirements of its Constitution, the Council considered proposals relating to the identification of the bodies it wished to carry out its function as a local authority and terms of reference for those bodies.

The Council considered proposed appointments by the Labour Group and the United Sandwell Group to the various offices of the Council and the constitution and political balance of Committees, Boards and other fora for the 2019/20 Municipal Year and to the assignment of members to those roles and bodies.

A schedule of nominations was circulated by both groups at the meeting.

It was moved, seconded and approved that a further meeting of full Council take place within four weeks to enable any outstanding appointments to be filled.

Resolved:-

- (1) that, taking into account proportionality, the constitution of the committees, boards and other fora for 2019/20 be approved;
- (2) that the terms of reference of the committees, boards and other fora as set out in the Appendix to Part 3 of the Constitution and otherwise as approved, or amended, by the Council during the 2018/19 Municipal Year, be reaffirmed;
- (3) that, in accordance with the provisions of the Localism Act 2011, one nomination be sought from each of the Church of England Diocese and Roman Catholic Archdiocese and two nominations for Parent Governor representatives to serve as non-elected members on the Children's Services and Education Scrutiny Board, with voting rights conferred only on any matter with regard to education, whether in respect of schools or wider educational issues;

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21st May, 2019**

- (4) that members and co-opted members be appointed to the positions, committees, boards and other fora established by the Council, as set out in Appendix A;
- (5) that Mr Michael Ager's term of office as an independent member of the Audit and Risk Assurance Committee be extended for a further term concluding with the Annual Meeting of the Council in 2023;
- (6) that a further meeting of full Council be arranged, within a four week period, to consider any outstanding appointments/nominations to committees, boards and other fora established by the Council and to outside/other bodies.

57/19

Appointment of Representatives to Other Bodies

The Council considered the appointment or nomination of representatives to serve on outside bodies for the Municipal Year 2019/20. A schedule of nominations was circulated at the meeting.

Resolved that the persons listed in Appendix B be appointed or nominated, as the case may be, as the Council's representatives on the bodies referred to.


(The meeting ended at 7.01pm)

This meeting was webcast live and is available to view on the Council's website (<http://sandwell.public-i.tv/core/portal/home>).

Contact Officer: Trisha Newton Democratic Services Unit 0121 569 3193

Sandwell Metropolitan Borough Council

04 June 2019

Subject:	Appointment to the Vacant Positions of Committees, Boards and Other Fora 2019/2020
Director:	Director of Law and Governance and Monitoring Officer - Surjit Tour
Contribution towards Vision 2030:	
Contact Officer(s):	Suky Suthi-Nagra Democratic Services Manager 0121 569 3479 suky_suthinagra@sandwell.gov.uk

DECISION RECOMMENDATIONS

That the Council is invited:-

- 2.1 to consider and receive nominations for all outstanding vacancies (including any changes to existing appointments), on committees, boards and other fora established by the Council, as set out in Appendix A.

1 PURPOSE OF THE REPORT

1.1 The Council at its Annual Meeting on 21st May 2019:

- (a) considered and approved the political balance of committees, boards and other fora for the 2019/2020 Municipal Year;
- (b) assigned members to a number of roles and bodies for the ensuing year.

Approval is now sought for Council to make the requisite appointments to those outstanding vacant positions as set out in Appendix A.

2 IMPLICATIONS FOR SANDWELL'S VISION

- 2.1 The Council's decision-making structures are designed to support the delivery of Sandwell's Vision 2030.

3. BACKGROUND AND MAIN CONSIDERATIONS

Appointment of Members to Committees and Fora of the Council

- 3.1 The Council is requested to appoint members to the vacant positions on Committees and Fora of the Council.

4 STRATEGIC RESOURCE IMPLICATIONS

- 4.1 There are no direct resource implications arising from the approval of the decision-making structures for 2019/2020 or the appointment of members to positions within the structure. A number of vacant positions on committees will require a Special Responsibility Allowance, as detailed in the Members Allowance Scheme within the Constitution.

5 LEGAL AND GOVERNANCE CONSIDERATIONS

- 5.1 Council can determine the making of non-executive appointments to committees and other fora. Council is under a legal and constitutional obligation to make appointments to its committees, boards and other fora to ensure the effective operation of the Council's functions and other obligations, duties and responsibilities.

6 APPENDICES











Appendix A – TABLED

Surjit Tour

Director of Law and Governance and Monitoring Officer

Sandwell Metropolitan Borough Council

04 June 2019

Subject:	Appointment of Representatives to Other Bodies
Director:	Director of Law and Governance and Monitoring Officer - Surjit Tour
Contribution towards Vision 2030:	         
Contact Officer(s):	<p>Suky Suthi-Nagra 0121 569 3479 suky_suthinagra@sandwell.gov.uk</p>

DECISION RECOMMENDATIONS

That Council consider and receive nominations to all outstanding appointments, (including any changes to existing appointments) to outside/other bodies detailed in Appendix A.

1 PURPOSE OF THE REPORT

- 1.1 The Council is invited to appoint and nominate representatives to a wide range of bodies not directly associated with the Council. These other bodies include national, regional and local organisations.
- 1.2 The Council's continued involvement with these bodies can help to support the Council's Vision and encourage better understanding of local needs and viewpoints.
- 1.3 On 21st May 2019, the Council, at its Annual Meeting, made a number of appointments to other bodies, however, approval is now sought to appoint to any vacant positions on those bodies at set out in the Appendix (TABLED).

- 1.4 In some cases, the Council are asked only for nominations for persons from whom a selection will be made later. Most of the appointments are for one year only, but where the appointments or nominations are for a longer period, that period is shown. The names of the previous representatives are given together with explanatory notes where appropriate.

2 IMPLICATIONS FOR SANDWELL'S VISION

- 2.1 The involvement of Council appointed representatives in the decision making process of other bodies, at local, regional and national levels, might encourage better understanding of local and wider needs and viewpoints and will help support the priorities as set out in the Council's Vision.

3 STRATEGIC RESOURCE IMPLICATIONS

- 3.1 Attendance at meetings of other bodies qualifies as an approved duty for the payment of travelling and subsistence allowances.

4 LEGAL AND GOVERNANCE CONSIDERATIONS

- 4.1 The current policy adopted by the Council is that members should not take up a post on another body without sufficient personal liability insurance being taken out by that body and, if necessary, an indemnity being granted by the Authority to cover potential claims against them.

Surjit Tour

Director of Law and Governance and Monitoring Officer

Sandwell Metropolitan Borough Council

Declarations of Interests Declared at Meetings by Members and Co-opted Members

If you have a disclosable pecuniary interest, other registerable interest or other interest to declare at the meeting, you are requested to complete this form and return it to the Democratic Services Officer during the course of the meeting. This will assist in ensuring the Register of Interests is updated correctly.

Councillor	
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Meeting and Date	
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Time	
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Agenda Item in which Interest is Declared	<u>Item No.</u>	<u>Subject:</u>
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Category of Interest (*see overleaf for guidance*)

Disclosable Pecuniary (Defined in Part A of Register of Interests form)	Other Registerable Interest (Defined in Part B of Register of Interests Form)	Other Interest
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(You must withdraw from the meeting)

(You may have to withdraw from the meeting – see advice overleaf)

(You may have to withdraw from the meeting – see advice overleaf)

Have you already registered this interest?

YES

Sign the form

NO

Give details below and sign the form

Detail of the interest	
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Signed	
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DECLARATION OF INTEREST AT MEETINGS FROM MAY 2015

Disclosable Pecuniary Interest

Defined in Part A of the Code of Conduct

Is it recorded in the register of interests?
If no, inform the Monitoring Officer of the interest within 28 days.

You must declare the existence and nature of the interest even where it has been entered in the authority's register, unless the matter is a 'sensitive interest' as described by the Localism Act 2011. Unless a dispensation has been granted, **you must then leave the meeting room and may not participate in any discussion, vote on, or discharge any function related to the matter.** Where the matter is a 'sensitive interest' you do not need to declare the nature of the interest but must still withdraw from the meeting without participating. When acting alone declare the interest and do not take any steps, or any further steps in relation to the matter.

NB It is a criminal offence to take part in Council business at meetings or when acting alone when you have a disclosable pecuniary interest

Other Registerable Interest

Defined in Part B of the Code

Is it recorded in the register of interests?
If no, inform the Monitoring Officer of the interest within 28 days.

Where a matter arises at a meeting which relates to or affects an other registerable interest you must declare the existence and nature of the interest unless it is a sensitive interest. When acting alone declare the interest and do not take any steps, or any further steps in relation to the matter.

Where the matter relates to or affects the interest more than the majority of people in the area affected by the decision and a reasonable member of the public would think your view of the public interest would be so adversely affected, you must then leave the meeting room and may not vote on, or discharge any function related to the matter unless a dispensation has been granted.

You may speak on the matter only if members of the public are also allowed to speak at the meeting. When acting alone declare the interest and do not take any steps, or any further steps in relation to the matter.

Other Interest

Where a matter arises at a meeting or when acting alone which relates to, or affects, a financial interest of you, a friend, relative or close associate (and it is not a disclosable pecuniary interest or other registerable interest) you must declare the existence and nature of the interest unless it is a sensitive interest.

Where the matter relates to or affects the interest more than the majority of people in the area affected by the decision and a reasonable member of the public would think your view of the public interest would be so adversely affected, you must then leave the meeting room and may not vote on, or discharge any function related to the matter unless a dispensation has been granted.

You may speak on the matter only if members of the public are also allowed to speak at the meeting. When acting alone declare the interest and do not take any steps, or any further steps in relation to the matter.

Sensitive interest: If the Monitoring officer has registered the interests as 'sensitive' you have to declare an interest but not reveal the nature of the interest.
You must withdraw from the meeting without participating.