

Minutes of Council

**Tuesday 21 February 2023 at 6pm
at Sandwell Council House, Oldbury**

Present: His Worshipful The Mayor, Councillor R Jones;
Deputy Mayor, Councillor Taylor;

Councillors Abrahams, Ahmed, Akpoteni, Allen, Anandou, Ashman, Carmichael, Chidley, Crompton, Dhallu, Dhariwal, Dunn, Fenton, Fisher, Gavan, E A Giles, E M Giles, J Giles, L Giles, W Gill, Hackett, Hartwell, Hinchliff, Hughes, Z Hussain, O Jones, S Jones, Kalari, Kaur, Khatun, Lewis, Mayo, McVittie, Melia, Millard, Moore, Owen, Padda, Piper, Preece, Rahman, Randhawa, Rollins, Simms, Singh, Smith, Uddin, Webb and Williams.

Officers: Shokat Lal – Chief Executive; Surjit Tour – Director of Law and Governance and Monitoring Officer; Simone Hines – Director of Finance; Elaine Newsome – Service Manager – Democracy; Suky Suthi- Nagra - Democratic and Member Services Manager; Stephnie Hancock – Deputy Democratic Services Manager; Trisha Newton – Deputy Democratic Services Manager; Connor Robinson – Democratic Services Officer; John Swann – Democratic Services Officer; Kennedy Brown – Sergeant at Arms.

20/23 **Apologies for Absence**

Apologies for absence were received from Councillors Akhtar, Allcock, Bhullar, Chapman, Choudhry, Costigan, Davies, G Gill, M Gill, S Gill, A Hussain, Jalil, Shaeen, Trumpeter and Wilkes.



Minutes of Council – 21 February 2023

21/23 **Declarations of Interest**

No declarations of interest were received.

22/23 **Minutes**

Resolved that the minutes of the meeting of Council held on 31 January 2023 be approved as a correct record and signed by the Chair.

23/23 **Additional Item of Business**

There were no additional items of business to consider.

24/23 **Minute Silence**

The Council observed a minute silence to mark the passing of murdered teenager Brianna Ghey.

25/23 **Mayor's Announcements**

The Mayor welcomed Shokat Lal, the newly appointed Chief Executive, and on behalf of the Council wished him success in his new role.

Details of Mayoral and Deputy Mayoral engagements since the last meeting of Council had been circulated to members.

26/23 **Petitions**

No petitions were received under Standing Order No, 5.



27/23 **Written Questions**

Questions received under Standing Order No. 6 were asked of the relevant members and responses received.

28/23 **General Fund and HRA Budget and Capital Programme and Council Tax Resolution 2023/24**

Council considered the Council Finances and Council tax Resolution for the period 2023/24.

The provisional Local Government Finance Settlement was announced on 19 December. The key points from the settlement were as follows:-

- the Council Tax referendum limit would be 2.99% for local authorities, with social care authorities allowed an additional 2% Adult Social Care precept;
- the inflation measure used to increase government funding within the Settlement Funding Amount would be CPI (10.1%) rather than RPI (12.6%);
- Local Government Funding Reform – the Fair Funding Review and reset of Business Rates growth would not be implemented in the next two years;
- the Social Care Grant had increased by £1.5bn to £3.85bn nationally, although £161m of the increase was due to the rolling-in of the Independent Living Fund;
- no change to the Better Care Fund;
- new and additional Adult Social Care Market Sustainability and Improvement Fund intended for local authorities to make tangible improvements to Adult Social Care;
- new Adult Social Care Discharge Fund aimed at reducing delayed transfers of care;
- Reduced Services Grant – from £822m to £464m nationally, due to the cancellation of the 1% National Insurance increase and to move funding to the Supporting Families Programme;
- abolished the Lower Tier Services Grant.



Minutes of Council – 21 February 2023

The Council had benefited from additional Social Care grant funding from the settlement, particularly for Adult Social Care, but some of its non-ringfenced funding had been reduced.

Fees and Charges

An external review of Fees and Charges had been undertaken as part of the budget setting process to ensure that each charge was appropriate and achieving its objective. Where charges were intended to either break even or maximise income, analysis had been carried out to look at the total costs of providing the service to understand what the position was.

Reserves Position

The Council had two types of reserves:-

- earmarked Reserves which were for specific future projects, commitments or risks, both revenue and capital;
- unallocated balance, which was to ensure the Council can manage unexpected financial challenges.

The level of unallocated balances at the end of March 2022 was £14.7m following a restructuring exercise of the Council's earmarked reserves. The previous level of unallocated balances was deemed to be at the lower end of prudent and lower than many of the Council's nearest neighbours. This was anticipated to remain at the same level at the end of March 2022 and through 2023/24, although the Council was experiencing significant cost pressures during the current financial year.

Council Tax Proposals

The draft budget assumed a 2.99% increase in Council Tax, made up of 1.99% 'core' increase and 1% for Adult Social Care in line with previous Council Tax Referendum Limits.



Minutes of Council – 21 February 2023

The provisional settlement confirmed a referendum principle of 2.99% for core Council Tax and 2% for the Adult Social Care precept. This meant that the Council could raise Council Tax by a total of 4.99% in 2023/24.

Each 1% increase in Council Tax raised approximately £1.2m in additional Council Tax income and ensured that the Council Tax base was maximised for future years. Due to the referendum principles that limited Council Tax increases every year, if the Council opted not to apply the maximum increase, the Council Tax base would be permanently reduced and the additional income would be forgone every year.

The majority of properties in Sandwell were in Council Tax Bands A and B, with 43% being in Band A and 33% Band B. A Band B property, as an example, currently pays £1,225.68 per year for the Council's element of the Council Tax.

Housing Revenue Account

The Housing Revenue Account (HRA) was a ring-fenced account for the Council's housing stock and was shown separately to the General Fund. Income came from rent and service charges and expenditure related to the management and maintenance of the stock.

Capital programme

The total Capital Programme for 2023/24 was recommended to be set at £186.5m, of which £77m is for the HRA. This was to be funded by a combination of grants, earmarked reserves, revenue contributions, Right to Buy receipts and borrowing.

The Programme had been reviewed by the Corporate Asset Management Board to ensure that projects still met corporate priorities and in some cases, projects had been removed from the programme and any funding reallocated.



Minutes of Council – 21 February 2023

The Deputy Leader and Cabinet Member for Finance and Resources wished to place on record his thanks to the finance team.

In accordance with the Local Authorities (Standing Orders) (England) (Amendment) Regulations 2014, and Standing Order 14 (4), the amendment relating to Council Finances 2022-23 was put to a named vote as follows:-

For

Councillors Ahmed, Akpoteni, Allen, Ashman, Carmichael, Chidley, Crompton, Dhallu, Dhariwal, Fenton, Gavan, E A Giles, E M Giles, J Giles, L Giles, Hackett, Hartwell, Hinchliff, Hughes, Z Hussain, O Jones, R Jones, S Jones, Kaur, Khatun, Lewis, Mayo, McVittie, Melia, Millard, Moore, Owen, Padda, Piper, Preece, Rahman, Randhawa, Rollins, Simms, Singh, Smith, Taylor, Uddin and Webb.

Against

Councillors Abrahams, Anandou, Dunn, Fisher, W Gill, Kalari and Williams.

Abstentions

None.

On being put to the vote, the motion was carried and it was

Resolved:-

- (1) that the expenditure level for 2023-24 and the resultant Council Tax be approved;
- (2) that the budget for 2023/24 be approved;
- (3) that the supporting information on the robustness of the budget process and adequacy of the Council's reserves be noted;



Minutes of Council – 21 February 2023

- (4) that the Treasury Management & Investment Strategy together with prudential indicators outlined be approved;
- (5) that the Capital Programme 2022/23 to 2026/27 and the Capital Strategy be approved;
- (6) that the amount of 76,764.73 as its Council Tax base for the year 2023/2024 in accordance with Regulation 3 of the Local Authorities (Calculation of Council Tax Base) Regulations 1992 made under Section 33 (5) of the Local Government Finance Act 1992 be noted;
- (7) that the following amounts be calculated by the Council for the year 2023/2024 in accordance with Sections 31 to 36 of the Local Government Finance Act 1992: -
 - (a) Being the aggregate of the amounts which the Council estimates for the items set out in Section 31A(2) (a) to (f) of the Act; £1,296,420,058
 - (b) Being the aggregate of the amounts which the Council estimates for the items set out in Section 31A(3) (a) to (d) of the Act; £1,169,411,461
 - (c) Being the amount by which the aggregate at 9(a) above exceeds the aggregate at 9(b) above, calculated by the Council, in accordance with Section 31A(4) of the Act, as its Council Tax requirement for the year; £127,008,597
 - (d) Being the amount at 9(c) above, all divided by the amount at 8 above, calculated by the Council in accordance with Section 31B(1) of the Act, as the basic amount of its Council Tax for the year; £1,654.52



Minutes of Council – 21 February 2023

(e) Valuation Bands £:-

A	1,103.01
B	1,286.85
C	1,470.68
D	1,654.52
E	2,022.19
F	2,389.86
G	2,757.53
H	3,309.04

Being the amounts given by multiplying the amount at 9(d) above by the number which, in the proportion set out in Section 5(1) of the Act, is applicable to dwellings listed in a particular valuation band divided by the number which in that proportion is applicable to dwellings listed in valuation band D, calculated by the Council in accordance with Section 36(1) of the Act, as the amounts to be taken into account for the year in respect of categories of dwellings listed in different valuation bands;

- (8) that for the year 2023/2024 the major precepting authorities have stated the following amounts in precepts issued to the Council, in accordance with Section 40 of the Local Government Finance Act, 1992, for each of the categories of dwellings shown below be noted:-

Valuation Bands	West Midlands Fire and Rescue Authority	Police & Crime Commissioner for the West Midlands
	£	£
A	48.68	135.03
B	56.79	157.54
C	64.90	180.04
D	73.02	202.55
E	89.24	247.56
F	105.47	292.57
G	121.69	337.58
H	146.03	405.10



Minutes of Council – 21 February 2023

- (9) that, having calculated the aggregate in each case of the amounts at 9(e) and 10 above, the Council, in accordance with Section 30(2) of the Local Government Finance Act 1992, sets the following amounts as the amounts of Council Tax for the year 2023/2024 for each of the categories of dwellings shown below:-

Valuation Band	£
A	1,286.72
B	1,501.18
C	1,715.62
D	1,930.09
E	2,358.99
F	2,787.90
G	3,216.80
H	3,860.17

- (10) that the Chief Financial Officer to take any necessary action to collect revenues and disburse monies from the relevant accounts be authorised;
- (11) that the requirements of any relevant legislation, as a consequence of the approval of the Council's Finances 2023/2024 report, to consider reports with on the grounds that in the opinion of the Council the items are urgent be dispensed.

29/23

Local Council Tax Reduction Scheme

Council considered the Local Council Tax Reduction Scheme.

The Local Council Tax Reduction Scheme (LCRTS) provided crucial support to low income families and the most vulnerable residents.



Minutes of Council – 21 February 2023

The Local Council Tax Reduction Scheme was based on income bands and residents on very low incomes could continue to receive 100% support.

Sandwell was one of only a few nationally that still provided 100% support.

The matter had been considered by Cabinet on 15 February 2023.

Resolved that the Local Council Tax Reduction Scheme for 2023/24 be approved.

30/23 **Revisions to Appointments to Committees and Boards**

Council considered revisions to the appointments to committees, boards and other bodies.

Resolved that the revised appointments to committees, boards and other bodies, as set out at Appendix A, be approved.

31/23 **Minutes of Cabinet**

The minutes of the meeting of the Cabinet held on 18 January 2023 were received.

31/23(a) **Council Tax Award of Discount Policy**

Approval was sought to the Council Tax Award of Discount Policy.

Resolved that the Council Tax Award of Discount Policy be approved.



32/23 **Notice of Motions**

The Council proceeded to consider motions received under Standing Order No. 7.

32/23(a) **Tackling Fly Tipping in Sandwell**

The motion had been withdrawn.

32/23(b) **Dropped Kerbs Initiative**

It was moved by Councillor Kalari and seconded by Councillor Anandou:-

‘This council acknowledges the need for off street parking and its effect on road safety in residential areas. We acknowledge that with the current cost of living crisis and the annual increase of cars on the road, it is imperative that we are innovative in our approach to making off street parking as affordable and accessible for all residents.

The council moves to invite the executive to explore the benefits of establishing a local authority Company to carry out the installation of dropped kerbs at an affordable price to residents’.

On being put to the vote, the motion was carried and it was RESOLVED accordingly.

32/23(c) **Investment in Defibrillators**

It was moved by Councillor W Gill and seconded by Councillor Fisher:-

‘This Council recognises the importance of having defibrillators accessible, especially in public places, sports grounds and Government funded facilities.



Minutes of Council – 21 February 2023

This Council understands the role that it has in facilitating the delivery of new defibrillators across our Borough.

This Council acknowledges the benefits of the new rollout of defibrillators by the Government to all state-funded schools that currently don't have one, with over 20,000 expected to be delivered by the end of the academic year to 18,000 schools.

This Council commits to working with the local community to find suitable places to place defibrillators, acknowledging that they are most effective within 3 minutes of a person collapsing.

This Council, therefore, resolves to invite the executive to commission a report into the accessibility of defibrillators in Sandwell and take any steps necessary to ensure that there is a defibrillator within a 3-minute radius of our town centres and high-streets'

In accordance with Standing Order No.12, Councillor Hartwell moved the following amendment to the Motion, seconded by Councillor Millard:-

'This council recognises the importance of having defibrillators accessible, in public places, sports grounds, and government funded facilities; especially in schools and this council supports the installation of defibs by the end of the 2022/ 23 academic year.

This council understands the role that it has in facilitating the delivery of new defibrillators across our borough – and fully supports the initiative and will provide all the support necessary for the Sandwell schools who apply for the scheme.

This Council acknowledges the benefits of the new rollout of defibrillators by the government to all states- funded schools that currently don't have one. Nationally over 20,000 are expected to be delivered by the end of the academic years to 18,000 schools.



Minutes of Council – 21 February 2023

We ask that this Council continues to work with the local community to find suitable places to install defibrillators, acknowledging that they are most effective within 3 minutes of a person collapsing, and will continue to use www.defibfinder.uk to ensure local defibs are recorded when the Council is informed and also to monitor each town in Sandwell for coverage.

It is also important that this Council also recognises the importance of Bleed Kits in the community. There are many ways for a catastrophic bleed to occur, such as from a car accident or a work related incident as well as through knife crime.

As both defibs and bleed kits are placed in the community to save lives we ask the executive to commission a report into the accessibility of Bleed Kits in the community while it looks at the location of defibs in Sandwell as we have recently become aware that West Midlands Police have installed 200 around the West Midlands. We also ask that the Council makes businesses aware of the importance of Bleed Kits and that this Council website links to the Daniel Baird Foundations resource page <http://controlthebleed.org.uk>

The amendment was accepted, the amended motion was put to the vote and, having been carried, it was RESOLVED accordingly.

Meeting ended at 8.26pm following an adjournment between 7.00 – 7.13pm

Contact: democratic_services@sandwell.gov.uk



Appendix A

Revised appointments to Committee/Boards/Roles

Audit and Risk Assurance Committee	Councillor Lewis to replace Councillor Melia
Health and Adult Social Care Scrutiny Board	Councillor Taylor to replace Councillor Melia
Town Lead Member for West Bromwich	Councillor E A Giles to replace Councillor Melia

Revised nominations to Other Bodies

Local Organisation	Term of Office	Current Representative(s)	Nomination(s)
Mackmillan Educational Foundation	4 years expiring annual meeting 2023 4 years expiring February 2027	Councillor Carmichael Councillor Mabena Mr P Webb	Councillor Carmichael Councillor Kalari Councillor Mayo Councillor Millard Councillor Smith Councillor Webb
River Trent Regional Flood and Coastal Committee	1 year expiring annual meeting 2023	Councillor Melia	Councillor Jalil
Standing Advisory Council on Religious Education (SACRE)	1 year expiring annual meeting 2023	Cabinet Member for Children and Education Councillor Melia Nominated representatives: Councillor Lewis and Bostan respectively	Cabinet Member for Children and Education Councillor Chidley Nominated representatives: Councillor Lewis and Bostan respectively
Akrill Trust	4 years expiring annual meeting 2025 4 years expiring February 2027	Councillor Melia	(Resigned) Councillor Randhawa

