

**Department of Legal and
Democratic Services**

Members of Council

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Date: 4 July 2016

Dear Councillor

MEETING OF COUNCIL – TUESDAY, 12 JULY 2016

You are requested to attend the meeting of the Council to be held in the Council Chamber - City Hall, Bradford, City Hall, Bradford, on Tuesday, 12 July 2016 at 4.00 pm

The agenda for the meeting is set out overleaf.

Yours sincerely



Parveen Akhtar
City Solicitor

Notes:

- ◆ This agenda can be made available in Braille, large print or tape format.
- ◆ The taking of photographs, filming and sound recording of the meeting is allowed except if Councillors vote to exclude the public to discuss confidential matters covered by Schedule 12A of the Local Government Act 1972. Recording activity should be respectful to the conduct of the meeting and behaviour that disrupts the meeting (such as oral commentary) will not be permitted. Anyone attending the meeting who wishes to record or film the meeting's proceedings is advised to liaise with the Agenda Contact who will provide guidance and ensure that any necessary arrangements are in place. Those present at the meeting should be aware that they may be filmed or sound recorded.



The Council's Fire Bell and Evacuation Procedure requires people to leave the building in an orderly fashion by the nearest exit, should the fire alarm sound. No one will be allowed to stay or return until the building has been checked.

Members are reminded that under the Members' Code of Conduct, they must register within 28 days any changes to their financial and other interests and notify the Monitoring Officer of any gift or hospitality received.

AGENDA

A. PROCEDURAL ITEMS

1. DISCLOSURES OF INTEREST

(Members Code of Conduct - Part 4A of the Constitution)

To receive disclosures of interests from members and co-opted members on matters to be considered at the meeting. The disclosure must include the nature of the interest.

An interest must also be disclosed in the meeting when it becomes apparent to the member during the meeting.

Notes:

- (1) *Members may remain in the meeting and take part fully in discussion and voting unless the interest is a disclosable pecuniary interest or an interest which the Member feels would call into question their compliance with the wider principles set out in the Code of Conduct. Disclosable pecuniary interests relate to the Member concerned or their spouse/partner.*
- (2) *Members in arrears of Council Tax by more than two months must not vote in decisions on, or which might affect, budget calculations, and must disclose at the meeting that this restriction applies to them. A failure to comply with these requirements is a criminal offence under section 106 of the Local Government Finance Act 1992.*
- (3) *Members are also welcome to disclose interests which are not disclosable pecuniary interests but which they consider should be made in the interest of clarity.*
- (4) *Officers must disclose interests in accordance with Council Standing Order 44.*



2. MINUTES

Recommended –

That the minutes of the meeting held on 17 May 2016 be signed as a correct record (previously circulated).

(Adrian Tumber – 01274 432435)

3. APOLOGIES FOR ABSENCE

4. WRITTEN ANNOUNCEMENTS FROM THE LORD MAYOR (Standing Order 4)

(To be circulated before the meeting).

5. INSPECTION OF REPORTS AND BACKGROUND PAPERS

(Access to Information Procedure Rules – Part 3B of the Constitution)

Reports and background papers for agenda items may be inspected by contacting the person shown after each agenda item. Certain reports and background papers may be restricted.

Any request to remove the restriction on a report or background paper should be made to the relevant Strategic Director or Assistant Director whose name is shown on the front page of the report.

If that request is refused, there is a right of appeal to this meeting.

Please contact the officer shown below in advance of the meeting if you wish to appeal.

(Adrian Tumber - 01274 432435)

B. BUSINESS ITEMS

6. PETITIONS (Standing Order 11)

To consider up to five requests for the Council to receive petitions in accordance with Standing Orders.

Ward

- (i) In support of the use of 'A' boards in **Saltaire**
- (ii) In support of the use of 'A' boards in **Ilkley**

If any further requests are received, in writing, by mid-day three working



days before the meeting (Thursday), details will be circulated.

(Palbinder Sandhu – 01274 432269)

7. PUBLIC QUESTION TIME (Standing Order 13) 1 - 2

Contained in **Document “B”** are the questions to be asked at the meeting by members of the public.

(Palbinder Sandhu – 01274 432269)

8. MEMBERSHIP OF COMMITTEES AND JOINT COMMITTEES (Standing Order 4)

- (1) **That the appointment of the following non-voting co-opted members to the Health and Social Care Overview and Scrutiny Committee for the 2016/17 Municipal Year be confirmed:**

**G Sam Samociuk - former Mental Health Nursing Lecturer
Trevor Ramsay - Strategic Disability Partnership
Susan Crowe - Strategic Disability Partnership
Jenny Scott - Older People’s Partnership**

- (2) **That the appointment of the following non-voting co-opted members to the Environment and Waste Management Overview and Scrutiny Committee for the 2016/17 municipal year be confirmed:**

**Julia Pearson - Bradford Environment Forum
Nicola Hoggart – Environment Agency**

To consider any further motions (i) to appoint members to a Committee or a Joint Committee; or (ii) to appoint Chairs or Deputy Chairs of Committees (excluding Area Committees).

9. REPORT BY LEADER OF THE COUNCIL 3 - 6

A written report by the Leader of Council giving an update on key issues will be circulated before the start of the meeting. There shall be a period of up to 15 minutes during which any Member of Council may ask the Leader of the Council (or a Member of the Council nominated by the Leader) a question on any matter arising out of the written report.

10. MEMBER QUESTION TIME (Standing Order 12) 7 - 32

To deal with supplementary questions arising from the attached questions of which written notice has been given.

Notes:



- (i) *Answers to written questions shall be circulated at the commencement of the meeting.*
- (ii) *The Lord Mayor will have regard to the list of questions and the political composition of the Council in calling on Members to put their supplementary question to the Leader of Council and Portfolio Holders.*
- (iii) *A period of up to 30 minutes shall be available for supplementary questions to Members of the Executive.*

1. Councillor Warburton

Please can the portfolio holder say how he will ensure Bradford gets its voice heard in the Transport for the North plan?

2. Councillor Cooke

Could the Leader of the Council inform members of the new “skill sets” that she considers her Executive re-shuffle to have brought to the table and detail, what new direction of or strategies for the Council, they will be utilised to deliver under her Leadership?

3. Councillor Rachel Sunderland

To ask the Portfolio Holder for Housing, Planning and Transport - In each of the last 3 years how many accidents involving pedestrians and vehicles have taken place within 100m of school entrances across the district?

4. Councillor Love

Given that the sale of the closed ladies toilet block in Shipley Market Place raised significantly more than was expected, will the Leader of Council commit to investing this capital receipt in Shipley Town Centre to try to compensate the residents, shoppers and businesses for the loss of the public toilets?

5. Councillor Greenwood

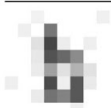
Can the Leader advise whether Bradford’s application for the Great Exhibition of the North is going to be successful?

6. Councillor Tariq Hussain

Brexit has increased community tensions nationally and we’re hearing reports of a rise in hate crimes, including towards Muslims. How is the Leader going to ensure safety and tolerance in Bradford?

7. Councillor Whiteley

Can the Leader of the Council confirm how she intends to ensure that



the NHS does not under contribute towards the funding of Adult Social Care for the Bradford District?

8. Councillor Swallow

Please can the Leader comment on the success of the City Centre Growth Zone. In particular, how many new jobs were created; how many new businesses have opened successfully and are still open; and what kind of business support is still available to people wanting to be part of city centre development?

9. Councillor Swallow

Please would the portfolio holder give an update on the work to promote CSE awareness to parents and young people across the Bradford district and how is she monitoring the effectiveness of all the work being done across the district?

10. Councillor Mike Pollard

Could the Leader of the Council confirm the number of enforcement actions which are currently pending with the Legal Department, broken down into two key areas, i.e. breaches of Planning and of Environmental/Health regulations?

11. Councillor Dunbar

What is the Council's policy on integration and support for EU migrants?

12. Councillor Fear

To ask the Portfolio Holder for Housing, Planning and Transport - Given the Council has announced the Private Sector Lettings Scheme , a scheme to allow private rented accommodation to be let through the Council's Housing Options Team, what measures are in place to ensure that the homes being let are of a suitable standard?

13. Councillor Berry

Can the Leader outline what steps are being made to improve air quality in key areas of Bradford where growing numbers of children face breathing in high levels of micro particulates?

14. Councillor Carmody

Can the Leader of the Council confirm that she believes that when new housing estates are being approved for planning, the council is both receiving and effectively utilising developer contributions for the



provision of additional school places?

15. Councillor Warburton

What has been the overall take-up of the brown bin garden waste scheme? Since the extension of the deadline how many more have taken up the scheme?

16. Councillor Berry

Does the portfolio holder agree that parents should have a serious say in the future of their child's school, including the right to have parent governors?

17. Councillor Davies

Could the Portfolio Holder for Children's' Services confirm whether there will be an update on the education covenant?

18. Councillor Berry

In the light of increased pressures on school budgets from national cuts, what steps are being made to ensure that children who have additional needs or face family and other problems are not unduly excluded and are actively supported by schools?

19. Councillor Greenwood

Please can the portfolio holder explain what actions he is taking to encourage or support the owners of empty business premises across the district to get them back into use?

20. Councillor Nicola Pollard

To the Portfolio holder for Health and Social Care - Now that residents of the district are paying a 2% precept for social care can the portfolio holder detail how these funds have been allocated?

21. Councillor Dunbar

Does the leader of the council agree that the Tory Government proposal to sell off the land registry, a self-funding public service which returned £120m to the Treasury in the last year alone, is not in the public interest and in fact will decrease transparency in property ownership?

22. Councillor Pennington

Will the Leader of the Council please clarify what repayments have



been made against the £200,000 commercial loan, personally guaranteed by Omar Khan, whilst he was at the helm of Bradford Bulls?

23. Councillor Love

Can the Portfolio Holder for Adult Services please give us an update on the situation regarding the former Neville Grange Residential Home in Saltaire?

24. Councillor Davies

Could the Portfolio Holder for Children's Services inform members of the amount of the overspend on the children's centre reorganisation and advise as to whether the process should be considered a success?

25. Councillor Riaz Ahmed

To ask the Portfolio Holder for Environment, Sport & Sustainability - How many littering fines were issued by Council Wardens, per ward, in the whole of 2015?

26. Councillor Heseltine

In light of the numerous derelict buildings throughout Bradford District, such as Station Masters House and Priesthorpe Annex in Bingley, can the Portfolio Holder for Housing and Planning inform members of the number of Town & Country Planning Act (1990), Section 215 notices (which have proved very effective for other councils) which have been served within the Bradford District?

27. Councillor Ellis

Could the Leader of the Council confirm, that it is upholding all of its responsibilities as a signatory of the Armed Forces Covenant and specifically in relation to the consistent encouragement of all suppliers and tenderers to the council, to themselves sign up to the covenant and abide by its principles?

28. Councillor Townend

Could the Portfolio Holder for Housing, Planning & Transportation, explain how and why there has been such a huge delay between the authorising (29th April) of and the issuing of an enforcement notice for the Baildon Moor reservoir site, with 2 months on and it still not issued?

29. Councillor Ward

To ask the Portfolio Holder for Education, Skills and Culture - How many children and young people per ward are currently in a secondary



school which is either in special measures or requiring improvement?

30. Councillor Davies

As there have been a number of incidences recently, of Baildon Library having had to close early due to staff sickness and the absence of cover available, causing inconvenience to customers, could the Portfolio Holder for Environment & Sport, advise members of any plans to improve the system for providing emergency staff to work evenings?

31. Councillor Riaz

Could the Leader of the Council provide figures detailing the proportion of postal and proxy votes issued per ward, in this year's local elections?

32. Councillor Jeanette Sunderland

To ask the Leader of Council - How many children in public care have been housed in bed and breakfast accommodation for each of the last 12 months?

33. Councillor Davies

Could the Portfolio Holder for Children's Services confirm the percentage of in year school applications were processed within the 20 day target?

34. Councillor Whiteley

Could the Portfolio Holder for Environment & Sport confirm that the vacant Warden position in Wharfedale will be replaced and can members be provided with any indication as to when this might take place?

35. Councillor Stelling

To ask the Portfolio Holder for Environment, Sport & Sustainability - In the last 12 months how many storm drains and gullies across the district have been serviced?

36. Councillor Davies

Given that a greater proportion of children with Special Educational Needs and Disabilities (SEND) access mainstream education in the Bradford District when compared to the national average and that these children underperform similar children nationally does the Portfolio Holder for Children's Services accept that this strategy has been wrong?



37. **Councillor Poulsen**

Since the no-parking zone was introduced on Haworth Main Street, how many initial warnings and Fixed Penalty Notices have been issued?

38. **Councillor Stelling**

To ask the Portfolio Holder for Environment, Sport & Sustainability -In the last 12 months how many complaints have been received by the Council in regards to blocked storm drains/gullies across the district?

39. **Councillor Davies**

Could the Portfolio Holder for Children's' Services, please provide the figures for the amount of pupil premium grant received across the district over the past 5 years?

11. **RECOMMENDATIONS FROM THE EXECUTIVE AND COMMITTEES** 33 - 60
(Standing Order 15)

11A **RECOMMENDATION FROM THE EXECUTIVE - BRADFORD DISTRICT PLAN**

At the meeting of the Executive on 14 June 2016 the report of the Assistant Director Policy, Programmes and Change (**Executive Document "B"**) presented the completed Bradford District Plan 2016-2020 providing background on its development and the next steps in ensuring its delivery.

Recommended –

That the Bradford District Plan 2016-2020 be endorsed.

(Kate McNicholas - 01274
431761)

11B **RECOMMENDATION FROM THE GOVERNANCE AND AUDIT COMMITTEE – PROPOSED AMENDMENT TO THE CONSTITUTION**

At the meeting of the Governance and Audit Committee on 28 June 2016 consideration was given to a proposal to amend the Members' Code of Conduct regarding the training for elected members on Child Sexual Exploitation (CSE). The report of the City Solicitor (**Document "C"**) recommends a paragraph be inserted into the Members' Code of Conduct requiring that the completion by elected members of a training course on CSE be mandatory.

Recommended –



- (1) Governance and Audit Committee recommend to Council the adoption of the proposed amendment to the Members' Code of Conduct, which forms part of the Council's Constitution, as set out in paragraph 3.2 of Document "C" and attached to the report at Appendix 1.
- (2) **That the City Solicitor ensures that any agreed amendments are implemented.**
- (3) **That the City Solicitor be granted delegated authority to make consequential amendments to the Constitution as a result of any recommendations approved by full Council.**

(Mandy Hill - 01274 432214)

- 11C To consider any recommendations arising from meetings of the Executive and Committees held after the publication of this agenda and prior to the Council meeting.

(Adrian Tumber – 01274

432435)

12. **NOTICES OF MOTION (Standing Order 17)**

To consider the following motions of which notice has been given:

1. **EU REFERENDUM RESULT**

To be moved by Councillor Jeanette Sunderland
Seconded by Councillor Fear

This Council notes that:

- (a) Leaving the European Union will have profound consequences locally, regionally, nationally and internationally;
- (b) Local people, the local economy and Council services will be affected; and
- (c) Bradford Council has a role to play in ensuring that any harmful effects are minimised and any new opportunities are grasped.

This Council further notes that there have been worrying reports of an increased number of racist and xenophobic incidents and hate crimes.

This Council therefore resolves to:

- (1) Work to ensure local bodies and programmes have support and resources needed to fight and prevent racism and xenophobia.
- (2) We reassure all people living in Bradford that they are valued members of our community.



- (3) Immediately establish a cross-party steering group, open to a representatives from each political group, charged with co-ordinating this Council's responses to the challenges ahead, in both the long and short terms.

This steering group will:

- (a) Meet in public whenever possible;
- (b) Make recommendations to Council, Executive, or other decision-making body as appropriate;
- (c) Regularly report its deliberations to all members of the Council, and
- (d) Seek to include the views of other local and regional partners in its discussions.

Nominations of members to serve on this group are invited from party groups, and terms of reference for the group shall be drawn up by the Chief Executive for agreement at the group's first, and early, meeting.

2. BRADFORD'S EQUALITIES PRIORITIES

To be moved by Councillor Cooke
Seconded by Councillor Pennington

Bradford is a diverse and tolerant city, and is proud of its record in promoting equal rights, anti-racism and tolerance. This Council rejects all forms of prejudice and hate. We reaffirm our commitments as a City of Sanctuary and that every person making their home in our District is welcome and valued.

Council asks the Chief Executive to include the following in the review of our Equalities Priorities:

1. Awareness and response to anti-Semitism and Islamophobia
2. Support for new migrant communities facing prejudice and misunderstanding
3. Challenging the demonising of white working class communities
4. Addressing homophobia in all our communities

Council also asks that the support of Partners across the District is sought in agreeing and responding to these priorities and our commitment to a tolerant society

3. ASSETS OF COMMUNITY VALUE

To be moved by Councillor Miller
Seconded by Councillor Ellis



Council recognises the importance of the provision for local communities to designate buildings as Assets of Community Value.

Council further recognises the importance of the elected members of public bodies, supporting these provisions to support community life and character.

Council resolves:

To request that its representatives on the Fire and Rescue Authority request that the Authority's actions further to appealing the listing of the former Haworth Fire Station be placed on hold, whilst further consideration be given to options to bring the building back into use of direct community value.

To request that its representatives on the Fire and Rescue Authority seek to table a motion of no confidence in the Chairman of the Fire & Rescue Service, should the Authority not give the further, due consideration to the wishes of the Haworth community.

4. HS3 NORTHERN POWERHOUSE RAIL PROJECT

To be moved by Councillor Cooke
Seconded by Councillor Martin Smith

Council recognises that it's absolutely essential for the prosperity of the Bradford District and its residents, to be included within the HS3 Northern Powerhouse Rail Project.

Council fully commits to identifying suitable sites for the location of a train station connected to the project.

5. STANDING ALONGSIDE OUR NEIGHBOURS TO FIGHT HATE AND PREJUDICE

To be moved by Councillor Hinchcliffe
Seconded by Councillor Jabar

This Council expresses sympathy on behalf of the people of Bradford to the friends and family of Jo Cox MP and to all the people of Batley & Spen following Jo's brutal murder in Birstall on 16th June 2016.

We ask the Chief Executive to offer any practical support possible to Kirklees Local Authority to help them through this challenging time.

This Council resolves to challenge bigotry, hate, violence and oppression in all its forms; reaffirm our respect for diversity; and call for renewed peace and unity among all communities. It is beholden on



each and every one of us as elected members to follow Jo's example and to promote the values of fairness, social justice and understanding of others.

6. BRADFORD'S RESPONSE TO THE EU REFERENDUM

To be moved by Councillor Hinchcliffe
Seconded by Councillor Ross-Shaw

This Chamber notes that the country voted to leave the EU on 23rd June by 52% to 48%. The close result and the divisive campaign that led up to the result means that it has left many people upset and angry. As civic leaders it is our responsibility to work together now for all of Bradford's residents so that we focus on getting the best deal we can for Bradford in a new relationship with the European Union and the world. The social and economic impacts of the decision are as yet unclear but are likely to be significant for the future of the district.

We are grateful to all residents in the district who may have been born in other countries, who live, work and are raising their families here. They pay their council tax like other residents and should be assured that they remain welcome in our district, a district with ambition, pride and a strong future. We also recognise that we have a good number of Bradfordians living abroad and know that they will also be needing reassurance from their country hosts that they will be accorded usual rights and respect.

We are a district which has strong international links and are committed to maintaining our reputation as a strong trading city (86% of our small businesses trade internationally). We task the Leader and Chief Executive with:

- (1) Making an assessment of the social and economic impacts that the EU Referendum result might bring and how the work of the council and partners might change to accommodate these.
- (2) Looking at how we can strengthen our links across the globe to put Bradford and West Yorkshire in a good position when it comes to trading decisions.
- (3) Writing to country-specific groups across the district to reiterate that they are welcome in Bradford.

7. ACADEMISATION OF SCHOOLS

To be moved by Councillor Imran Khan
Seconded by Councillor Hinchcliffe

Making sure our children have a good education leading to a successful working life has to be our prime concern. We commit to



having every child in Bradford in our line of sight.

This Council however notes that:

- The Government's aim is for every state school in the country to become an academy. This remains the case despite the fact that in May 2016 it backtracked on its proposal to force every school to become an academy by 2020.
- When a local authority school becomes a sponsored academy, if the school has a financial surplus then the academy keeps that surplus. But if the school has a deficit, the local authority is required to take on that debt.
- Over and above this the Government expects local authorities to pick up the bill for rising PFI costs, utilities and other conversion costs. The public land which schools are built on is transferred (currently, on a 125-year lease) to the Multi Academy Trust without any recompense to the local authority.
- We currently have 43 academies in the district and in view of Government policy the number of schools converting to academy could quickly accelerate.
- The Regional Schools Commissioner has an objective to support schools to become academies but is shackled by not having the finances to make the process happen. In short it is an unfinanced Government policy which is putting an unacceptable financial burden on councils at a time when sustained year on year government cuts show no sign of abating.

This Council resolves to:

- Ask Scrutiny to work with officers to prioritise a full examination of this issue so that the prospective costs can be quantified.
- Write to the District's MPs to ask them to lobby the Secretary of State for Education to request a fairer, more equitable system regarding the financial burden placed on the local taxpayer when a maintained school switches to sponsored academy status.
- Work with other local authorities to make the case for Government to grant some funding to accompany their unfinanced academisation agenda.

THIS AGENDA AND ACCOMPANYING DOCUMENTS HAVE BEEN PRODUCED, WHEREVER POSSIBLE, ON RECYCLED PAPER

