



**Brighton & Hove
City Council**

COUNCIL ADDENDUM

4.30PM, THURSDAY, 15 DECEMBER 2016

COUNCIL CHAMBER, BRIGHTON TOWN HALL

ADDENDUM

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PART TWO

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Extract from the proceedings of the Policy, Resources & Growth Committee meeting held on the 8th December (copy circulated to Members only).

WRITTEN QUESTIONS FROM MEMBERS OF THE PUBLIC

A period of not more than fifteen minutes shall be allowed for questions submitted by a member of the public who either lives or works in the area of the authority at each ordinary meeting of the Council.

Every question shall be put and answered without discussion, but the person to whom a question has been put may decline to answer. The person who asked the question may ask one relevant supplementary question, which shall be put and answered without discussion.

The following written questions have been received from members of the public.

(a) Adam Muirhead on behalf of Mitch Alexander

"We are to see very deep, damaging cuts in this budget. The loss of the city's Youth Service being a prime example of a cut that in the long term will end up costing the city a lot more both financially and sociably. What the residents of the city want to know is ...what is the Council actually doing to demand back the funding from Central Government? There must be a plan, or our city will bleed. Reassure us that you are doing everything possible. You must say no, as it is not enough to just 'make the sums fit!'"

Councillor Morgan, Leader of the Council will reply.

(b) Nigel Furness

"Now that Hove Town Hall is once again able to host full Council and Committee meetings, can you please explain to us why, without any apparent notice, the public have been excluded from partaking in the democratic proceedings unless they have telephoned the Council the previous day in order to reserve a ticket of admittance?"

And could you further enlighten us as to why disabled persons are no longer to be permitted access to the main Chamber downstairs; is this not discriminatory?"

Councillor Hamilton, Deputy Chair (Finance), of the Policy, Resources & Growth Committee will reply.

(c) Mr. Des Jones

"While I am aware of the financial straightjacket the Government has placed upon this Administration, it beggars belief that funds cannot be found for Cityclean to sweep up the Autumn leaves on the pavements of key roads such as Sommerhill road in Hove; a road with two schools, a heavily over-subscribed medical centre, a home for the elderly and the entrance to a very busy park.

Can I ask Councillor Mitchell whether spending our scant resources on safeguarding vulnerable residents is more important than frittering them away on wholly unnecessary vanity projects such as the Stanmer Park and Valley Gardens?”

Councillor Mitchell, Chair of the Environment, Transport & Sustainability Committee will reply.

(d) Ms. Gail Woodcock

“Will the Chairman of the Children, Young People & Skills Committee please outline what the national legislation, regulation and guidance is on the local authority paying redundancy payments for maintained schools: and whether the position in Brighton and Hove reflects this? If there is an alternative arrangement could he please outline what this arrangement is, how it was agreed and by whom, how often it is reviewed and when it was last reviewed?”

Councillor Bewick, Chair of the Children, Young People & Skills Committee will reply.

(e) Mr. Rohan Lowe

“I would like to ask a question concerning proposal 2a of the 2017.18 budget proposal draft: The Financial Recovery Plan proposes a saving of £0.65m by reducing the spend on the Learning Disabilities Community Care Budget.

The detail of these savings is unclear and therefore the impact on people with learning disabilities is uncertain. There seems to be a commitment to provide services to those people with the most complex needs. What assurances can you give us that those of us mild to moderate learning disabilities will not lose all of our support?”

Councillor Barford, Lead Member for Adult Social Care will reply.

DEPUTATIONS FROM MEMBERS OF THE PUBLIC

A period of not more than fifteen minutes shall be allowed at each ordinary meeting of the Council for the hearing of deputations from members of the public. Each deputation may be heard for a maximum of five minutes following which one Member of the Council, nominated by the Mayor, may speak in response. It shall then be moved by the Mayor and voted on without discussion that the deputation be thanked for attending and its subject matter noted.

Notification of one Deputation has been received. The spokesperson is entitled to speak for 5 minutes.

(a) Deputation concerning The Position of the Book Stock in the Libraries System**Spokesperson Mr. Christopher Hawtree**

There is a need to review the amount and quality of books in Hove and the Branch Libraries, and the managing of these books.

Supported by:

Geoffrey Bowden,
Rona Couper,
Anne Doyle,
Francesca Ferrari,
Tim Hewson,
Satoshi Kambayashi,
Laura King,
Lou Stack,
Janet Steyning,
John Stockbridge,
Mira Taylor

Ward affected: All

Councillor Robins, Chair of the Economic Development & Culture Committee will reply.

WRITTEN QUESTIONS FROM COUNCILLORS

The following questions listed on pages 39 - 40 of the agenda have been received from Councillors and will be taken as read along with the written answers listed below:

(a) Councillor Miller

“Will Cllr Moonan endeavour to investigate innovative ways Scandinavian cities such as Copenhagen help rough sleepers into homes, work and a healthier way of life, for example by promoting recycling collection: and will she explore how such methods or best practice parts of them could be transposed to Brighton and Hove in order to help our rough sleepers?”

Reply from Councillor Moonan – Lead Member for Neighbourhoods, Communities & Equalities

“Thank you for your question and interest in rough sleeping.

In the summer of this year a new city wide Rough Sleeping Strategy was published. It was developed by a city wide partnership between Brighton and Hove City Council, Sussex Police, local NHS organisation, Brighton Housing Trust, St Mungo’s, Equinox and YMCA Downlink. This strategy was informed by the best and most effective practice we could find from across the city, the wider country and beyond.

The priorities of the strategy are:

1. Preventing Homelessness and Rough Sleeping
2. Rapid Assessment and reconnection
3. Improving health
4. A Safe city
5. Pathways to Independence

We are happy to look into any additional innovative ways to help reduce rough sleeping, including those from Scandinavian cities and incorporate them into implementation of the strategy.”

(b) Councillor K. Norman

“World Autism Awareness Week takes place from 27th March to 2nd April 2017 so what plans does the Council have to promote and support this event and what will the Council be doing within schools to use the packs the National Autistic Society has created to raise awareness of autism so that as many people as possible learn and understand autism?”

Reply from Councillor Bewick – Chair of the Children, Young People & Skills Committee

“As part of our ongoing commitment to meeting the needs of children, young people and adults with autistic spectrum conditions (ASC) in the city and to promote World Autism Awareness Week we will be offering a range of events, talks and exhibitions for parents, carers and professionals. These will take place in venues across the city. You may recall that we also facilitated such events last year.

In addition, as part of our support to schools, we will be encouraging schools to use a range of materials to offer fun, imaginative lessons, activities and assemblies to raise children and young people’s awareness of autism, developing their understanding and promoting acceptance.”

(c) Councillor G. Theobald

“How can Cllr. Morgan justify launching a petition to Government, on behalf of Brighton & Hove City Council, when he runs a minority Administration and has no authority to do so under the Council’s Constitution?”

Reply from Councillor Morgan – Leader of the Council

“There is no constitutional bar to me setting up a petition in my own name.”

(d) Councillor G. Theobald

“In October 2012, P&R Committee agreed to purchase and install Automatic Meter Reading equipment for water, gas, electricity and heat metered supplies in schools, housing blocks and other corporate property. In the light of recent concerns raised about water leakages on Council-owned allotments, will the Lead Member for Finance & Resources confirm whether or not energy and water usage, and hence running costs, have reduced as a result of the contract?”

Reply from Councillor Hamilton – Deputy Chair (Finance) of the Policy, Resources & Growth Committee

Following Policy & Resources approval in 2012 a total of 760 electricity, gas and water AMRs (automatic meter reading equipment) have now been installed across the council’s operational portfolio which are actively monitored by the Property & Design Energy & Water team. Not all meters have been installed with AMRs as some site locations were subsequently found to be unsuitable due to poor signal levels. AMRs monitor energy or water consumption on a half hourly basis with a daily upload to the council’s monitoring software and have successfully contributed to a continuing reduction in our energy and water consumption.

Water AMR

Since installation of the water AMRs, the Energy & Water team have used the technology to identify several major long-standing water leaks many of which have been resolved and some of which are in the process of investigation and resolution. It should be noted that whilst AMRs will flag that a leak is present an investigation still has to take place to identify where the leak is occurring and to arrange the repair. On sites such as parks and allotments with potentially several hundred metres of pipe run and more than one leak this can be problematic and can involve specialist companies using gas detection techniques to find the leak. On sites with aged pipework disturbing the ground to repair one leak may in turn cause another to occur. Our annual property performance indicator results show a continuing reduction in water use of 21.8% in m³/m² of floor area.

Energy AMR

The benefit of AMRs to energy meters is more around monitoring consumption and detecting unusual consumption patterns for example heating systems operating when buildings are unoccupied. The Energy & Water team have been working with our mechanical team and with site managers to identify unusual patterns in the AMR data for specific high volume buildings and to carry out tests of the heating systems to determine a cause and value for money solution which is an on-going process. Our annual property performance indicator results show a continuing reduction in energy consumption of 29% in kWh/m² since 2012.

AMRs also assist the council in bill validation, improving the accuracy of bills and reducing our costs for example through the CRC Carbon Reduction Commitment scheme where the council is penalised for relying on estimated billing.

(e) Councillor Cobb

“How much money has the Council spent on paper and other stationery each year over the last 10 years or as far back as records go?”

Reply from Councillor Hamilton – Deputy Chair (Finance) of the Policy, Resources & Growth Committee

“I have set out below the information from our General Ledger system for the Detail Code ‘Office Stationery’. I have included the last 10 years plus spend to date for the current year.”

	Office Stationery (code DD030)
2005/06	889,009.72
2006/07	984,513.00
2007/08	848,901.37
2008/09	687,839.44
2009/10	632,630.10
2010/11	594,339.71
2011/12	438,563.23
2012/13	413,688.42
2013/14	369,745.24
2014/15	335,885.50
2015/16	304,403.13
2016/17 to date	<u>138,828.20</u>
Total Spend	<u><u>6,638,347.06</u></u>

Council	Agenda Item 51(a)
15 December 2016	Brighton & Hove City Council

COUNCIL TAX REDUCTION REVIEW

LABOUR & CO-OPERATIVE GROUP AMENDMENT

To delete recommendation 9.4 in the extract from the Policy, Resources & Growth Committee meeting held on the 8th December, 2016, which is set out as recommendation 5.4 in the grey box detailing the recommendations for Council in the extract as struck through below;

~~9.4 For people with an entitlement to CTR on 31st March 2017 who will be affected by the provision in 2.9.2 transitional protection will be applied so that no one will be worse off by £10 or more per week as a result of this provision. This transitional protection will end either: after a year; when a person moves, or when their claim ends, whichever is soonest.~~

To then insert the new recommendation 5.4 as shown in bold italics below:

5.4 Between 1st April 2017 and 31st March 2018 transitional protection will be applied so that no one will be worse off by more than £10 per week as a result of the provision in 2.9.2. This transitional protection will be reviewed and consideration given whether to extend it beyond 31st March 2018 when the CTR scheme is next reviewed in 2017.

Proposed by: Cllr Hamilton

Seconded by: Cllr Mitchell

REVISED RECOMMENDATIONS AS AMENDED

Recommendation – That Council:

- 1) Notes that the Council undertook formal consultation as a part of this review and that as part of the formal consultation a draft scheme was published and people were invited to give their views on that scheme.
- 2) Notes the outcome of that consultation (appendix 1) which has been summarised in section 5.4 of the report.
- 3) Notes that an Equalities Impact Assessment (EIA) (appendix 2) has been undertaken on the proposed changes in the draft scheme and the recommendations in this report. It should further note that, to meet their Public Sector Equality Duty, members must give conscientious consideration to the findings of this assessment when making a decision on the recommendations in 2.9.1 to 2.9.6 [5.1 – 5.6 below]. The actions which will be undertaken as a result of this EIA are set out in section 7.13.

- 4) Authorises the Executive Director of Finance and Resources to amend the council's Council Tax Reduction Scheme (Persons who are not Pensioners) (Brighton and Hove City Council) 2013 to reflect the changes at 2.9 to 2.9.6 of the report [5 - 5.6 below] and to take all steps necessary and incidental to the introduction of the revised scheme.

Proposed changes to scheme from 1st April 2017

- 5) Authorise the changes set out in 2.9.1 – 2.9.4 of the report [5.1 - 5.6 below] are made to the Council Tax Reduction Scheme (Persons who are not Pensioners) (Brighton & Hove City Council) 2013 to take effect from 1 April 2017. (These changes are set out in more detail in 4.3 of the report).

5.(1) Change the taper rate from 20p to 25p.

5.(2) To limit maximum CTR to the equivalent available for Band D property.

5.(3) Change the minimum CTR payable to £5.00 per week.

5.(4) Between 1st April 2017 and 31st March 2018 transitional protection will be applied so that no one will be worse off by more than £10 per week as a result of the provision in 2.9.2. This transitional protection will be reviewed and consideration given whether to extend it beyond 31st March 2018 when the CTR scheme is next reviewed in 2017.

5.(5) As per the four year budget plan previously agreed at February 2016 Budget Council and presented in the three year saving plan on this agenda the permanent budget funding used to support the Discretionary Council Tax Reduction Scheme to be set at a £0.055m for 2017/18. A further £0.095m will be set aside from the Welfare Reform reserve to provide £0.150m discretionary funds overall.

5.(6) Amend the Discretionary Council Tax Reduction Scheme (Brighton & Hove City Council) 2016 so that people who would otherwise qualify for council tax reduction were it not for the provision in 2.9.3 [5.3 above] (£5.00 minimum CTR) can apply for Discretionary Council Tax Reduction.

Subject:	Council Tax Reduction Review - Extract from the proceedings of the Policy, Resources & Growth Committee Meeting held on the 8 December 2016		
Date of Meeting:	15 December 2016		
Report of:	Executive Lead for Strategy, Governance & Law		
Contact Officer:	Name:	Ross Keatley	Tel: 29-1064
	E-mail:	ross.keatley@brighton-hove.gov.uk	
Wards Affected:	All		

FOR GENERAL RELEASE***Action Required of Council***

To receive the item referred from the Policy, Resources & Growth Committee for decision:

Recommendation – That Council:

- 1) Notes that the Council undertook formal consultation as a part of this review and that as part of the formal consultation a draft scheme was published and people were invited to give their views on that scheme.
- 2) Notes the outcome of that consultation (appendix 1) which has been summarised in section 5.4 of the report.
- 3) Notes that an Equalities Impact Assessment (EIA) (appendix 2) has been undertaken on the proposed changes in the draft scheme and the recommendations in this report. It should further note that, to meet their Public Sector Equality Duty, members must give conscientious consideration to the findings of this assessment when making a decision on the recommendations in 2.9.1 to 2.9.6 [5.1 – 5.6 below]. The actions which will be undertaken as a result of this EIA are set out in section 7.13.
- 4) Authorises the Executive Director of Finance and Resources to amend the council's Council Tax Reduction Scheme (Persons who are not Pensioners) (Brighton and Hove City Council) 2013 to reflect the changes at 2.9 to 2.9.6 of the report [5 - 5.6 below] and to take all steps necessary and incidental to the introduction of the revised scheme.

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5.(1) Change the taper rate from 20p to 25p.

- 5.(2) To limit maximum CTR to the equivalent available for Band D property.
- 5.(3) Change the minimum CTR payable to £5.00 per week.
- 5.(4) For people with an entitlement to CTR on 3rd March 2017 who will be affected by the provision in 2.9.2 [5.2 above] transitional protection will be applied so that no one will be worse off by £10 or more per week as a result of this provision. This transitional protection will end either: after a year; when a person moves, or when their claim ends, whichever is soonest.
- 5.(5) As per the four year budget plan previously agreed at February 2016 Budget Council and presented in the three year saving plan on this agenda the permanent budget funding used to support the Discretionary Council Tax Reduction Scheme to be set at a £0.055m for 2017/18. A further £0.095m will be set aside from the Welfare Reform reserve to provide £0.150m discretionary funds overall.
- 5.(6) Amend the Discretionary Council Tax Reduction Scheme (Brighton & Hove City Council) 2016 so that people who would otherwise qualify for council tax reduction were it not for the provision in 2.9.3 [5.3 above] (£5.00 minimum CTR) can apply for Discretionary Council Tax Reduction.

BRIGHTON & HOVE CITY COUNCIL

POLICY, RESOURCES & GROWTH COMMITTEE

4.00pm 8 DECEMBER 2016

COUNCIL CHAMBER, HOVE TOWN HALL, NORTON ROAD, HOVE, BN3 3BQ

MINUTES

Present: Councillors Morgan (Chair), Hamilton (Deputy Chair), G Theobald (Opposition Spokesperson), Mac Cafferty (Group Spokesperson), Bewick, Janio, Mitchell, A Norman, Sykes and Wealls

PART ONE**80 COUNCIL TAX REDUCTION REVIEW**

- 80.1 The Committee considered a report of the Executive Director for Finance & Resources in relation to Council Tax Reduction Review. The Council introduced a local Council Tax Reduction (CTR) scheme from 1 April 2013 as a result of national changes localising the previous Council Tax Benefit (CTB) system. Under legislation the local Council Tax Reduction Scheme must be reviewed each year. The purpose of the report was to set out that review and the resulting recommendations.
- 80.2 Councillor Sykes noted that the proposals in the report would reduce the fund by approximately £335k, and expressed concern that technical measures in the policy would see a fewer number of people affected; however, the impact would be much greater on them. Whilst he commended the detailed EIA with the paper, the Green Group would be abstaining on the proposals.
- 80.3 Councillor Hamilton explained that the Administration were putting an additional £1.5M into the scheme, and as well as writing to all affected households, there would be close work with the community and voluntary sector. The proposals in the report were considered a fair compromise in the context of the very challenging budget position of the authority and the necessity to help the poorest households in the city.
- 80.4 The Chair then put the recommendations to the vote. These were **carried** with 4 in support and 6 abstentions.
- 80.5 **RESOLVED** – That the Committee:
- 1) Notes that the Council undertook formal consultation as a part of this review and that as part of the formal consultation a draft scheme was published which contained possible changes to the scheme and people were invited to give their views on that scheme.

- 2) Notes the outcome of that consultation (appendix 1) which has been summarised in section 5.4
- 3) Notes that an Equalities Impact Assessment (EIA) (appendix 2) has been undertaken on the possible changes set out in the draft scheme and the recommendations set out in 2.9.1 to 2.9.6 [9.1 – 9.6] in this report. The committee should further note that, to meet their Public Sector Equality Duty, members must give conscientious consideration to the findings of this assessment when making a decision on the recommendations in 2.9.1 to 2.9.6. [9.1 – 9.6]. The actions which will be undertaken as a result of this EIA are set out in section 7.11.
- 4) Notes that the Executive Director of Finance and Resources will, prior to 1 April 2017, exercise delegated powers to increase the appropriate calculative elements of the scheme to give effect to national changes.

RESOLVED TO RECOMMEND – That Council:

- 5) Notes that the Council undertook formal consultation as a part of this review and that as part of the formal consultation a draft scheme was published and people were invited to give their views on that scheme.
- 6) Notes the outcome of that consultation (appendix 1) which has been summarised in section 5.4.
- 7) Notes that an Equalities Impact Assessment (EIA) (appendix 2) has been undertaken on the proposed changes in the draft scheme and the recommendations in this report. It should further note that, to meet their Public Sector Equality Duty, members must give conscientious consideration to the findings of this assessment when making a decision on the recommendations in 2.9.1 to 2.9.6 [9.1 – 9.6]. The actions which will be undertaken as a result of this EIA are set out in section 7.13.
- 8) Authorises the Executive Director of Finance and Resources to amend the council's Council Tax Reduction Scheme (Persons who are not Pensioners) (Brighton and Hove City Council) 2013 to reflect the changes at 2.9 to 2.9.6 of the report [9 - 9.6 below] and to take all steps necessary and incidental to the introduction of the revised scheme.

Proposed changes to scheme from 1st April 2017

- 9) Authorise the changes set out in 2.9.1 – 2.9.4 of the report [9.1 - 9.6 below] are made to the Council Tax Reduction Scheme (Persons who are not Pensioners) (Brighton & Hove City Council) 2013 to take effect from 1 April 2017. (These changes are set out in more detail in 4.3).
 - 9.1) Change the taper rate from 20p to 25p.
 - 9.2) To limit maximum CTR to the equivalent available for Band D property.

- 9.3) Change the minimum CTR payable to £5.00 per week.
- 9.4) For people with an entitlement to CTR on 31st March 2017 who will be affected by the provision in 2.9.2 [9.2 above] transitional protection will be applied so that no one will be worse off by £10 or more per week as a result of this provision. This transitional protection will end either: after a year; when a person moves, or when their claim ends, whichever is soonest.
- 9.5) As per the four year budget plan previously agreed at February 2016 Budget Council and presented in the three year saving plan on this agenda the permanent budget funding used to support the Discretionary Council Tax Reduction Scheme to be set at a £0.055m for 2017/18. A further £0.095m will be set aside from the Welfare Reform reserve to provide £0.150m discretionary funds overall.
- 9.6) Amend the Discretionary Council Tax Reduction Scheme (Brighton & Hove City Council) 2016 so that people who would otherwise qualify for council tax reduction were it not for the provision in 2.9.3 [9.3 above] (£5.00 minimum CTR) can apply for Discretionary Council Tax Reduction.

Council

Agenda Item 55

Brighton & Hove City Council

Subject: Housing Delivery Options – Living Wage Joint Venture - Extract from the proceedings of the Policy, Resources & Growth Committee Meeting held on the 8 December 2016

Date of Meeting: 15 December 2016

Report of: Executive Lead for Strategy, Governance & Law

Contact Officer: Name: Ross Keatley Tel: 29-1064
E-mail: ross.keatley@brighton-hove.gov.uk

Wards Affected: All

FOR GENERAL RELEASE

Action Required of Council:

To receive the item referred from the Council for information:

Recommendation:

That Council note the report.

BRIGHTON & HOVE CITY COUNCIL

POLICY, RESOURCES & GROWTH COMMITTEE

4.00pm 8 DECEMBER 2016

COUNCIL CHAMBER, HOVE TOWN HALL, NORTON ROAD, HOVE, BN3 3BQ

MINUTES

Present: Councillors Morgan (Chair), Hamilton (Deputy Chair), G Theobald (Opposition Spokesperson), Mac Cafferty (Group Spokesperson), Bewick, Janio, Mitchell, A Norman, Sykes and Wealls

PART ONE**92 HOUSING DELIVERY OPTIONS - LIVING WAGE JOINT VENTURE**

- 92.1 The Committee considered a report of the Executive Director for Neighbourhoods, Communities & Housing in relation to Housing Delivery Options - Living Wage Joint Venture, the Chair noted that the report had been referred from the Housing & New Homes Committee meeting on 16 November 2016 as set out in the circulated extract. The opportunity considered in the report was a proposal from Hyde Housing Association to develop a Living Wage Joint Venture with the Council to acquire land and develop new homes for lower cost rental and sale for low income working households in the city. This proposal was informed by the outcome of the Housing Market Intervention options study presented to Housing & New Homes Committee in March 2016. That Committee approved the Housing Delivery Options report and agreed to the procurement of legal and other specialist advisers to pursue this work. The key aim of the project was the provision of lower cost rented housing. Supply of new lower cost rented homes was not keeping pace with demand and there was limited evidence of market appetite from developers and Registered Providers to deliver this product. There was also potential to generate a long term income for the Council through funding returns and/or a margin through lending from the Council.
- 92.2 Councillor Janio formally moved amendments on behalf of the Conservative Group, and thanked Officers for all the work they had undertaken to date. These were formally seconded by Councillor G. Theobald.
- 92.3 Councillor Sykes formally moved the amendments on behalf of the Green Group; he thanked all those involved with the piece of work, and highlighted that it was not the intention of the Group to block the proposal, but they were seeking the best resolution possible.
- 92.4 Councillor Mac Cafferty formally seconded the amendments, and thanked Officers for all the work they had undertaken to date. He highlighted that the Green Group were

seeking to get a lower rent value and ensure the surplus was put back into housing; he noted the Group were very happy with the cross-party progress made to date.

92.5 The Chair thanked Councillor Meadows, Chair of the Housing & New Homes Committee, and the input of all Members. He highlighted that the venture would create 'truly' affordable housing, and paid special thanks to work of Councillor Gibson.

92.6 The Chair invited Councillor Meadows, Chair of the Housing & New Homes Committee, to speak. Councillor Meadows welcomed the thorough approach of all those involved, and hoped this would lead to truly affordable housing in the city.

92.7 Councillor Janio highlighted that the Conservative Group wanted to achieve the very best deal for residents in the city, and the Group's amendments sought to make the scheme more robust, he hoped other Groups would be able to support their proposals.

92.8 The Chair put the Conservative Group amendments to the vote, these are taken in parts. Amendments 2.2 i) & 2.2 iii) were **carried**, and amendment 2.2 ii) was **not carried**.

92.9 The Committee then agreed to go into Part Two to consider the information in Item 95 under section 100a(4) of the local government act 1972.

92.10 When the Committee returned to Part One the Green Group's amendments were put to the voter, these were **carried**.

92.11 The Chair then put the amended recommendations to the vote. These were **carried**.

92.12 **RESOLVED** - That the Committee:

- 1) Support in principle the living wage joint venture proposal subject to the further safeguards being put in place outlined below;
 - a) That no HRA asset will be transferred or sold into the Joint Venture and this shall be written into the Heads of Terms, or equivalent legal agreement or final contracts.
 - b) That the Council review options for any General Fund land being sold to the Joint Venture (including direct development), with member oversight of this being considered for any sum above and including zero pence at the Estate Regeneration Board.
 - c) In order to ensure best value for money, any transfer of council owned land to the JV is publicised on the council website to any potential bidders, valued by an independent valuer or the District Valuer to ensure best consideration reasonably obtainable is achieved and submitted in the Committee papers for approval relating to the transfer.
 - d) In the event of the Council's General Fund revenue budget being placed under stress or in a deficit position as a result of the JV, that the Committee note mechanisms exist for the Section 151 Chief Financial Officer to advise

Members of options for managing the deficit position in order to mitigate the impact on the General Fund services. Such mechanisms include reviewing the adequacy of risk provisions and/or reserves under Section 25 of the Local Government Act 2003 or, alternatively, re-financing.

- e) It should be explicit in the heads of terms or subsequent contracts that any profit from the Joint Venture should be split on a 50/50 basis.
 - f) That the Council notes in future land transfers, a buy back clause for the council will be included if development does not commence by the JV within 3 years at the same price it was purchased by the JV.
 - g) Changes to the Heads of Terms be made to ensure that only the relevant Committee can agree to a change in the reserved matters list and this cannot form part of the annual business plan to be changed.
 - h) The Heads of Terms be amended at 4.15 to read that 90% of fair value of 3 independent valuers, including the district valuer, shall be transferred in the event of a default.
 - i) That the Heads of Terms lock in period should read 10 not 7 years.
- 2) Give delegated authority to the Executive Director of Economy, Environment and Culture following consultation with the Executive Lead Officer for Strategy, Governance & Law, the Executive Director of Finance & Resources, the Estate Regeneration Board and the Strategic Delivery Board to:
- (a) Develop and negotiate the deal with Hyde; in which the following are agreed:
 - (1) The Shared Ownership properties should first be marketed locally to buyers with a connection to Brighton & Hove with a cascade for wider marketing to be triggered only after such reasonable marketing period has first expired.
 - (2) That the rent formula proposed for the National Living Rent calculation in the SFVM be changed to make the rents more affordable for local people on lower incomes. Specifically that the current rent formula which is calculated based on 40% of gross income be reduced to 37.5% of gross income in the SFVM.
 - (3) Should cost of living increases in rents for tenants of the joint venture rise at a rate that is in excess of actual increases in the rate of the National Living Wage, the parties to the Joint Venture agree to discuss the scope to address this issue when reviewing the business plan. Having regard to the required commercial performance of the project in line with the SFVM and Business Plan,
 - (4) Should cost of living increases in rents for tenants of the joint venture rise at a rate that leads gross rents to exceed the Local Housing Allowance, the parties to the Joint Venture agree to discuss the scope to address this

issue when reviewing the business plan. Having regard to the required commercial performance of the project in line with the SFVM and Business Plan.

- (5) That should the business model exceed its projected rate of return, all Brighton & Hove City Council surplus monies be ring fenced exclusively to provide additional council owned emergency accommodation for homeless people and additional living wage rented housing.
 - b) Agree and authorise execution of the Heads of Terms and subsequently the documentation required to implement the proposed Joint Venture;
 - c) Make the appointments from the Council to the management board;
- 3) Note that reserved matters (as detailed in 3.30) will come back to the Housing and New Homes committee, as well as the Policy Resources and Growth Committee for approval including any business plans which are to be delivered through the Joint Venture, and the disposal of land/sites to the JV.

NOTICE OF MOTION
CONSERVATIVE GROUP AMENDMENT
FAIR TAX

To delete the wording as struck through and insert the wording shown in bold italics:

This council resolves to ask the council's Procurement Board to ***produce a report for consideration by Policy, Resources & Growth Committee and Full Council examining the ways in which council procurement policies might be able to require or request that companies bidding for service contracts worth more than £173,000 and for works contracts worth more than £4m (or appropriate sums as agreed by Policy, Resources & Growth Committee) answer the more detailed tax compliance questions within 03/14 (PPN 03/14) guidance, as this guidance is currently optional for public bodies including councils.***

Proposed by: Councillor Wealls

Seconded by: Councillor Bell

Supported by: Conservative Group of Councillors

Revised motion if agreed:

This council resolves to ask the council's Procurement Board to produce a report for consideration by Policy, Resources & Growth Committee and Full Council examining the ways in which council procurement policies might be able to require or request that companies bidding for service contracts worth more than £173,000 and for works contracts worth more than £4m (or appropriate sums as agreed by Policy, Resources & Growth Committee) answer the more detailed tax compliance questions within PPN 03/14 guidance, as this guidance is currently optional for public bodies including councils.

NOTICE OF MOTION

NHS SUSTAINABILITY AND TRANSFORMATION PLAN

LABOUR & CO-OPERATIVE GROUP AMENDMENT

To delete the text as struck through and insert text as shown in ***bold italics***

This Council requests the Chief Executive and the Chair of the Health & Wellbeing Board to ***inform National Health Service England Sustainable Transformation Plans (STP) leaders:***

- ~~inform local NHS STP leaders of our unwillingness to cooperate further until there is adequate funding, consultation and democratic involvement for the proposed changes;~~
- ~~arrange a cross-party meeting with all other Councils in our STP area, to propose that they do the same~~
 - ***Of our concerns regarding the STP and in particular the adequacy of public engagement and transparency of the process;***
 - ***That on behalf of our local communities, the council with our local health and social care partners, will work to ensure that funding for Health and Social Care is sufficient to meet the needs and requirements of the city;***
 - ***That the council will aim to ensure greater transparency of the planning process and fuller engagement with our local communities;***
 - ***That the council will seek to ensure that Health Overview & Scrutiny Committee (HOSC) is able to review the results of public consultations and fully understand the changes proposed; and***
 - ***That the council will continue to work with our fellow local authorities across the region and within the Local Government Association (LGA) to secure cross-party consensus.***

Proposed by: Cllr Allen

Seconded by: Cllr Marsh

Revised motion if agreed:

This Council requests the Chief Executive and the Chair of the Health & wellbeing Board to inform National Health Service England Sustainable Transformation Plans (STP) leaders:

- Of our concerns regarding the STP and in particular the adequacy of public engagement and transparency of the process;
- That on behalf of our local communities, the council with our local health and social care partners, will work to ensure that funding for Health and Social Care is sufficient to meet the needs and requirements of the city;
- That the council will aim to ensure greater transparency of the planning process and fuller engagement with our local communities;
- That the council will seek to ensure that Health Overview & Scrutiny Committee (HOSC) is able to review the results of public consultations and fully understand the changes proposed; and
- That the council will continue to work with our fellow local authorities across the region and within the Local Government Association (LGA) to secure cross-party consensus.

NOTICE OF MOTION
GREEN GROUP AMENDMENT
CITY INFRASTRUCTURE

To insert a third recommendation (iii) as shown in bold italics:

This Council,

- (i) requests that the Chief Executive make contact with HM Treasury at the earliest opportunity in order to make the case for Brighton & Hove accessing the Government's new £2.3 billion Housing Infrastructure Fund ~~and~~;
- (ii) requests the Policy, Resources & Growth Committee to put infrastructure provision at the heart of the emerging City Plan Part 2; **and**
- (iii) ***that any additional infrastructure funds are levied in support of affordable housing developments; with a focus on adequate local school provision, local health services, sufficient access to sustainable transport, taking into due consideration the need to protect green spaces.***

Proposed by: Cllr Druitt

Seconded by: Cllr Mac Cafferty

Revised motion if agreed:

This Council,

- (i) requests that the Chief Executive make contact with HM Treasury at the earliest opportunity in order to make the case for Brighton & Hove accessing the Government's new £2.3 billion Housing Infrastructure Fund;
- (ii) requests the Policy, Resources & Growth Committee to put infrastructure provision at the heart of the emerging City Plan Part 2; and
- (iii) that any additional infrastructure funds are levied in support of affordable housing developments; with a focus on adequate local school provision, local health services, sufficient access to sustainable transport, taking into due consideration the need to protect green spaces.

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