



Council

**Wednesday 29 September 2021
2.00 p.m.**

Rotherham 
Metropolitan
Borough Council

WELCOME TO TODAY'S MEETING

GUIDANCE FOR THE PUBLIC

The Council is composed of 59 Councillors, who are democratically accountable to the residents of their ward.

The Council Meeting is chaired by the Mayor, who will ensure that its business can be carried out efficiently and with regard to respecting the rights and responsibilities of Councillors and the interests of the community. The Mayor is the Borough's first citizen and is treated with respect by the whole Council, as should visitors and member of the public.

All Councillors meet together as the Council. Here Councillors decide the Council's overall policies and set the budget each year. The Council appoints its Leader, Mayor and Deputy Mayor and at its Annual Meeting will appoint Councillors to serve on its committees.

Copies of the agenda and reports are available on the Council's website at www.rotherham.gov.uk. You may not be allowed to see some reports because they contain private information and these will be marked accordingly on the agenda.

Members of the public have the right to ask questions or submit petitions to Council meetings. A member of the public may ask one general question in person which must be received in writing to the Chief Executive by 10.00 a.m. on the Friday preceding a Council meeting on the following Wednesday and must not exceed sixty words in length. Questions can be emailed to governance@rotherham.gov.uk

Council meetings are recorded and streamed live or subsequently uploaded to the Council's website. At the start of the meeting the Mayor will confirm if the meeting is being filmed. You would need to confirm your wish not to be filmed to Democratic Services. Recording of the meeting by members of the public is also allowed.

Council meetings are open to the public, but occasionally the Council may have to discuss an item in private. If this occurs you will be asked to leave.

FACILITIES

There are public toilets, one of which is designated disabled with full wheelchair access, with full lift access to all floors. Induction loop facilities are also available in the Council Chamber, John Smith Room and Committee Rooms 1 and 2.

Access for people with mobility difficulties can be obtained via the ramp at the main entrance to the Town Hall.

If you have any queries on this agenda, please contact:-

Contact:- **Emma Hill, Acting Head of Democratic Services**
governance@rotherham.gov.uk

Date of Publication:- **21st September, 2021**

COUNCIL

Wednesday 29 September 2021 at 2.00 p.m.

THE MAYOR (Councillor Jenny Andrews)
DEPUTY MAYOR (Councillor Tajamal Khan)

CHIEF EXECUTIVE (Sharon Kemp)

MEMBERS OF THE COUNCIL

ANSTON AND WOODSETTS

BAUM-DIXON, Timothy J.
MCCLURE, Emma J.
WILSON, Tracey H.

HELLABY AND MALTBY WEST

ANDREWS, Jenny
BALL, Simon A.

ROTHERHAM WEST

AVEYARD, Ben
JONES, Ian P.
KEENAN, Eve

ASTON AND TODWICK

BACON, Joshua
BARKER, Aaron

HOOBER

BARLEY, Emily J.
LELLIOTT, Denise
ROCHE, David J.

SITWELL

BURNETT, Simon L.
FISHER, David F.
GRIFFIN, Tony

AUGHTON AND SWALLOWNEST

AUSTIN, Jack C.
PITCHLEY, Lyndsay

KEPPEL

BROWNE, Tony
CLARK, Maggi
HAGUE, Paul

SWINTON ROCKINGHAM

MONK, Gina
WYATT, Ken

BOSTON CASTLE

ALAM, Saghir
MCNEELY, Rose M.
YASSEEN, Taiba K.

KILNHURST AND SWINTON (EAST)

CUSWORTH, Victoria
SANSOME, Stuart J.

THURCROFT & WICKERSLEY

COLLINGHAM, Zachary A.
SINGLETON, Thomas R.

BRAMLEY AND RAVENFIELD

MILLS, Lewis H.M.
REYNOLDS, Gregory

MALTBY EAST

HUNTER, Lee J.
TINSLEY, Adam J.

WALES

BECK, Dominic E.
HAVARD, Marnie A.

BRINSWORTH

CARTER, Adam J.
CARTER, Charlotte R.

RAWMARPASH EAST

HUGHES, Rachel E.M.
SHEPPARD, David

WATH

ATKIN, Alan
COWEN, Sheila A.

DALTON AND THRYBERGH

BAKER-ROGERS, Joanna
SYLVESTER, Michael D.P.

RAWMARPASH WEST

BIRD, Bob
THOMPSON, Jill

WICKERSLEY NORTH

ELLIS, Sue
HODDINOTT, Emma E.
READ, Chris

DINNINGTON

CASTLEDINE-DACK, Sophie
WHOMERSLEY, Benjamin J.
WOODING, Charlie Andrew

ROOTHER VALE

BROOKES, Amy C.
MIRO, Firas

GREASBROUGH

ALLEN, Sarah A.
ELLIOTT, Robert W.

ROOTHERHAM EAST

COOKSEY, Wendy
HALEEM, Rukhsana B.
KHAN, Tajamal

Council Meeting Agenda

Time and Date:-

Wednesday 29 September 2021 at 2.00 p.m.

Venue:-

Magna, Magna Way, Rotherham. S60 1FD

1. ANNOUNCEMENTS

To consider any announcements by the Mayor in accordance with Council Procedure Rule 3(2)(ii).

2. APOLOGIES FOR ABSENCE

To receive the apologies of any Member who is unable to attend the meeting.

3. COMMUNICATIONS

Any communication received by the Mayor or Chief Executive which relates to a recommendation of the Cabinet or a committee which was received after the relevant meeting.

4. MINUTES OF THE PREVIOUS COUNCIL MEETING (Pages 10 - 35)

To receive the record of proceedings of the ordinary meeting of the Council held on 21st July, 2021, and to approve the accuracy thereof.

5. PETITIONS

To report on any petitions received by the Council and receive statements in support of petitions in accordance with Petitions Scheme and Council Procedure Rule 13.

No petitions have been received since the previous Council Meeting held on 21st July, 2021.

6. DECLARATIONS OF INTEREST

To invite Councillors to declare any disclosable pecuniary interests or personal interests they may have in any matter which is to be considered at this meeting, to confirm the nature of those interests and whether they intend to leave the meeting for the consideration of the item.

7. PUBLIC QUESTIONS

To receive questions from members of the public who may wish to ask a general question of the Mayor, Cabinet Member or the Chairman of a Committee in accordance with Council Procedure Rule 12.

8. EXCLUSION OF THE PRESS AND PUBLIC

Should it be necessary, in the opinion of the Mayor, to consider excluding the press and public from the meeting in relation to any items of urgent business on the grounds that private information is likely to be divulged.

There are no such items at the time of preparing this agenda.

9. LEADER OF THE COUNCIL'S STATEMENT

To receive a statement from the Leader of the Council in accordance with Council Procedure Rule 9.

10. MINUTES OF THE CABINET MEETINGS (Pages 36 - 48)

To note the minutes of the Cabinet Meetings held on 19th July and 16th August, 2021.

11. ASSISTANT DIRECTOR OF LEGAL SERVICES AND MONITORING OFFICER (Pages 49 - 51)

To formally notify Council of the appointment of the Assistant Director Legal Services and Monitoring Officer and to approve the appointment as the Council's Monitoring Officer.

12. AUDIT COMMITTEE ANNUAL REPORT 2020/21 (Pages 52 - 65)

To consider the report and approve the Audit Committee Annual Report 2020/21.

13. AMENDMENTS TO APPOINTMENT OF MEMBERS TO COMMITTEES, BOARDS AND PANELS (Pages 66 - 70)

To inform Council of amendments to the nomination of Members to serve on Committees, Boards and Panels.

14. CONSTITUTION AMENDMENTS (Pages 71 - 165)

To consider amendments to various parts of the Council's Constitution following a periodic review by the Constitution Working Group.

15. CABINET RESPONSE TO RECOMMENDATIONS FROM SCRUTINY REVIEW OF BUILDING USE (Pages 166 - 177)

To note the Cabinet's response to the recommendations arising from the scrutiny review of Building Use.

16. NOTICE OF MOTION - UNIVERSAL CREDIT

That this Council notes:-

The Government is currently continuing to press ahead with its plans to cut £20 per week from recipients of Universal Credit and Working Tax Credit on the 6th October.

This means almost thirty thousand households in our borough will suffer from increased anxiety over how to make ends meet, as £20 each week is removed from an already extremely tight budget. Figures from the Joseph Rowntree Foundation show that 16,380 of the households in the borough of Rotherham are families with children.

The devastating impact of this proposed cut is unimaginable, unnecessary, and unconscionable.

Therefore, this Council resolves to call on the Government to protect the most vulnerable households in our borough and across the country by not withdrawing £20 per week from those with the lowest incomes in our society.

Mover:- Councillor Sheppard

Seconder:- Councillor Allen

17. NOTICE OF MOTION - END 'FIRE AND REHIRE' NOW!

This Council notes:-

- 1 in 10 workers have experienced 'fire and rehire' - told to reapply for their jobs on worse pay, terms and conditions or face the sack, with BME workers facing this at twice the rate of white workers since March 2020 (TUC research, January 2021). A quarter of all workers have experienced a worsening of their terms and conditions – including a cut in their pay - since the pandemic began.
- That while the prime minister has called the practice "unacceptable" he has continually refused to take action to outlaw the practice, raising concerns that he will not intervene in this race to the bottom as an escalating number of employers, across all sectors, take advantage of our weak employment protections and force their staff to accept worse terms and conditions, leaving many having to work longer hours and for lower pay, with what can be devastating consequences for workers and their families.
- Even before the pandemic, 1 in 9 workers – 3.8 million people – were already 'insecure', meaning they did not have access to basic rights at work and could be dismissed at will; including those on zero hour contracts and agency workers.
- Despite austerity, as a Labour led council we pay our employees the real living wage. It is important that working people have a decent wage to live off and the council is committed to working towards being a Living Wage Employer and encouraging others to do the same.

- We have been committed to improving pay and conditions and preventing exploitation by signing up to initiatives such as Unison's Ethical Care Charter and the Charter against Modern Slavery. The latter of which placed conditions on our suppliers including the right to join a trade union.
- We have strengthened our community wealth building approach and introduced a social value policy to ensure that good employment practice and support for local business is prioritised.

This Council, therefore, resolves to:-

- Ensure local residents are protected against such unscrupulous employers and agrees to ask the Leader of the Council to write to the Prime Minister demanding he outlaw fire and rehire and act now to keep his promise to local residents to protect their employment terms and conditions.
- Not use fire and rehire itself as an employer and discourage its use by council contractors, and to ensure the council has a procurement practice that means we are working with contractors that have good employment, trade union, equality and environmental records.
- Promote the increasing number of progressive local employers prioritising their employees' standard of living and their wellbeing, work with our anchor institutions and key partners to bring forward plans to ensure all have best practice employment and to work with recognised trade unions on this.
- Support the TUC campaign for a 'New Deal for Working People'.

Mover:- Councillor Cooksey

Seconder:- Councillor Yasseen

18. NOTICE OF MOTION - REMEMBRANCE DAY PARADES

Each November, communities come together to honour those who have fought to defend our freedoms, and pay respects to our fallen soldiers.

Remembrance Day Parades are a feature of these acts of commemoration up and down the country, but in our Borough they are under threat.

In the past, road closures to allow parades to go ahead in villages across the Borough have been facilitated by South Yorkshire Police, but a change in police policy means this will no longer be the case. Instead, local event organisers will need to apply to RMBC for a temporary road closure, provide a traffic management plan, and use volunteers or a traffic management company to facilitate closures.

At present, the process for doing so is opaque and no information or guidance from RMBC is publicly available. The costs for smaller scale event organisers may also be prohibitive.

Unless the Council takes action, Remembrance Day Parades are unlikely to go ahead in villages where they usually take place.

Therefore, we call on the Council to:-

- Set out a clear process for community event organisers to apply for temporary road closures for Remembrance Day Parades and other community events;
- Provide written guidance, a template traffic management plan, a template risk assessment, and Officer support to event organisers;
- Share the costs associated with road closures to enable Remembrance Day Parades with organisers, in recognition of the important role these events have within communities and out of respect for the armed forces;
- Make all reasonable efforts to assist community organisers and enable Remembrance Day Parades to go ahead this year.

Mover:- Councillor Barley

Seconder: Councillor Tinsley

19. AUDIT COMMITTEE (Pages 178 - 190)

To receive and consider reports, minutes and recommendations of the Audit Committee.

To confirm the minutes as a true record.

20. PLANNING BOARD (Pages 191 - 195)

To receive and consider reports, minutes and recommendations of the Planning Board.

To confirm the minutes as a true record.

21. LICENSING BOARD SUB-COMMITTEE AND LICENSING SUB-COMMITTEE (Pages 196 - 203)

To receive and consider reports, minutes and recommendations of the Licensing Board Sub-Committee and Licensing Sub-Committee.

To confirm the minutes as a true record.

22. MEMBERS' QUESTIONS TO DESIGNATED SPOKESPERSONS

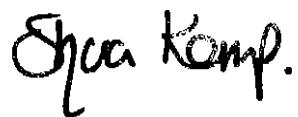
To put questions, if any, to the designated Members on the discharge of functions of the South Yorkshire Police and Crime Panel, South Yorkshire Fire and Rescue Authority, Barnsley, Doncaster, Rotherham and Sheffield Combined Authority and South Yorkshire Pensions Authority, in accordance with Council Procedure Rule 11(5).

23. MEMBERS' QUESTIONS TO CABINET MEMBERS AND CHAIRPERSONS

To put questions, if any, to Cabinet Members and Committee Chairpersons (or their representatives) under Council Procedure Rules 11(1) and 11(3).

24. URGENT ITEMS

Any other public items which the Mayor determines are urgent.

A handwritten signature in black ink that reads "Sharon Kemp". The signature is fluid and cursive, with "Sharon" on the top line and "Kemp" on the bottom line.

SHARON KEMP,
Chief Executive.

**The next meeting of the Council will be on
Wednesday 10th November, 2021 at 2.00 p.m.**