

COUNCIL MEETING**Thursday, 26th February, 2015**

Present:-

The Mayor

Councillors	Allen	Hill
	Bagley	Hollingworth
	Barr	Huckle
	Bellamy	Innes
	Bingham	King
	Blank	Lang
	Borrell	Ludlow
	Brittain	McManus
	Brown	Miles
	Burrows	Avis Murphy
	Callan	Tom Murphy
	Clarke	Niblock
	Collard	Mark Rayner
	Dyke	Russell
	Elliott	Serjeant
	Flood	Simmons
	Gibson	Slack
	Gilby	David Stone
	Hawksworth	Martin Stone
	Higginbottom	Paul Stone

86 MINUTES**RESOLVED –**

That the Minutes of the meeting of the Council held on 11 February, 2015 be approved as a correct record and be signed by the Chair.

87 MAYOR'S COMMUNICATIONS

The Mayor referred with sadness to the death of the former Head of Housing, Andy Simpson. Members stood for a minutes silence in his honour.

The Mayor referred to the following Mayoral engagements:

- Celebrating the Chinese New Year with the Chinese Big Society.
- Having a meal at Chesterfield College hosted by members of the University of the Third Age.

The Mayor also thanked Members who would be retiring in May for their service, and commitment to Chesterfield.

88 APOLOGIES FOR ABSENCE

Apologies were received from Councillors Bradford, Davenport, Fanshawe, Lowe, Morgan, Parsons and N Rayner.

89 DECLARATIONS OF MEMBERS' AND OFFICERS' INTERESTS RELATING TO ITEMS ON THE AGENDA

No declarations of interest were received.

90 PUBLIC QUESTIONS TO THE COUNCIL

There were no questions.

91 PETITIONS TO COUNCIL

No petitions had been received.

92 QUESTIONS TO THE LEADER

Under Standing Order No.14 Members asked the Leader the following questions and received verbal responses to their questions.

- Councillor Russell asked about the Victoria Centre and the maintenance of historic buildings in Chesterfield.

- Councillor D Stone asked about the long service of Members.
- Councillor Flood asked about the future of the now closed Chesterfield Hotel.
- Councillor Huckle asked about recent retail growth in Chesterfield town centre.
- Councillor P Stone asked about the Council's programme of housing repairs and maintenance.
- Councillor Bagley asked about the Council's policy in dealing with the use of legal highs in Chesterfield.

93 PARKS AND OPEN SPACES STRATEGY

Pursuant to Cabinet Minute No.167 the Leisure and Amenities Manager submitted a new Parks and Open Spaces Strategy for approval and adoption by Council.

A new Parks and Open Spaces Strategy had been required to satisfy statutory Planning obligations and to support delivery of the Council's Core Strategy and corporate priorities for Chesterfield.

RESOLVED –

That the Chesterfield Borough Council Parks and Open Spaces Strategy, 2015 – 24 be adopted.

94 SPORTS FACILITIES STRATEGY

Pursuant to Cabinet Minute No.155 the Sports and Leisure Manager submitted a new Sports Facilities Strategy for approval and adoption by Council.

A new Sports Facilities Strategy had been required to satisfy statutory Planning obligations and to support delivery of the Council's Core Strategy and corporate priorities for Chesterfield.

RESOLVED –

That the Chesterfield Borough Council Sports Facilities Strategy, 2015 – 28 be adopted.

95 HOUSING CAPITAL PROGRAMME 2015/16 2016/17 AND 2017/18

Pursuant to Cabinet Minute No.184 the Housing Service Manager - Business Planning and Strategy, submitted the Housing Capital Programme for 2015/16 for approval by Council. The provisional Capital Programmes for 2016/17 and 2017/18 were also presented to Council for information.

RESOLVED –

1. That the Housing (Public Sector) Capital Programme for 2015/16 be approved and its procurement, as necessary, be authorised.
2. That the provisional Housing (Public Sector) Capital Programmes for 2016/17 and 2017/18 be noted.
3. That the Operational Services Division share of the 2015/16 Programme be approved.
4. That the Housing Services Manager – Business Planning and Strategy be authorised to vire between programme heads and budgets to manage the 2015/16 Capital Programme as set out in the report.

96 CAPITAL STRATEGY AND GENERAL FUND CAPITAL PROGRAMME 2014/15 TO 2017/18

Pursuant to Cabinet Minute No.193 the Chief Finance Officer submitted the updated General Fund Capital Strategy and Programme for 2014/15 to 2017/18 for approval by Council.

The Chief Finance Officer also sought approval of the proposed growth request for Erin Road Pumping Station and recommended that all other growth requests be considered at a later stage when the capital receipts outturn for 2014/15 was known.

RESOLVED –

1. That the Capital Strategy be approved.
2. That the updated General Fund Capital Programme expenditure and financing position be approved.
3. That the Erin Road Pumping station scheme be added to the Capital Programme, with all other growth requests to be considered later in the financial year 2015/16 as resources become available.

97 TREASURY MANAGEMENT AND ANNUAL INVESTMENT STRATEGIES

Pursuant to Cabinet Minute No.180 the Chief Finance Officer submitted the Treasury Management Strategy Statement and the Annual Investment Strategy Statement for 2015/16 for approval by Council. The Chief Finance Officer also recommended that Council affirms its adoption of CIPFA's Code of Practice on Treasury Management.

RESOLVED –

1. That the Treasury Management Strategy Statement and Annual Investment Strategy, including the Prudential Code Indicators and Minimum Revenue Provision Policy be approved.
2. That Council affirms its adoption of CIPFA's Code of Practice on Treasury Management.

98 2015/16 BUDGET AND MEDIUM TERM FINANCIAL PLAN

Pursuant to Cabinet Minute No.192, the Chief Executive and the Head of Finance submitted a joint report to seek Council approval for the General Fund budget for 2015/16.

In accordance with the Local Authorities (Standing Orders) (England) (Amendment) Regulations 2014, a recorded vote was taken for this item as follows:-

FOR -

Councillors:

Allen	Hill
Bagley	Hollingworth
Barr	Huckle
Bellamy	Innes
Bingham	King
Blank	Lang
Brittain	Ludlow
Brown	McManus
Burrows	Miles
Callan	Avis Murphy
Clarke	Tom Murphy
Collard	Niblock
Dyke	Mark Rayner
Elliott	Russell
Flood	Serjeant
Gibson	Simmons
Gilby	Slack
Hawksworth	David Stone
Higginbottom	Martin Stone
	Paul Stone

AGAINST - None

ABSTENTIONS - None

RESOLVED –

1. That the revised budget for 2014/15 be approved.
2. That the Local Government Finance Settlement be noted.
3. That the Collection Fund and Tax Base forecasts be noted.
4. That the Portfolio budgets and the overall revenue budget summary for 2015/16 be approved.

5. That the proposed Council Tax for 2015/16 be approved.
6. That the Cabinet's recommendations on the growth requests be approved.
7. That the budget forecasts for 2015/16 and 2016/17 and the strategy for addressing the projected deficits be noted.
8. That the estimates of reserves, pursuant to the action of reducing the General Working Balance to £1.5m after applying £250k in 2015/16 to help finance the Council's share of the Business Rates deficit, be approved.
9. That the budget risks and sensitivity analysis be noted.
10. That the Government's Retail Relief and extended Transitional Relief schemes be adopted as local schemes.
11. That the 2015/16 Council Tax Requirement and financing arrangement be approved.
12. That the Chief Finance Officer's assurances be noted.

99 **COUNCIL TAX FOR 2015/16**

The Head of Finance submitted a report, the purpose of which was to enable the Borough Council, as Tax Collecting Authority, to set the Council Tax for its area for 2015/16 as required by the Local Government Finance Act 1992.

In accordance with the Local Authorities (Standing Orders) (England) (Amendment) Regulations 2014, a recorded vote was taken for this item as follows:-

FOR -

Councillors:

Allen	Hill
Bagley	Hollingworth
Barr	Huckle
Bellamy	Innes

Bingham	King
Blank	Lang
Brittain	Ludlow
Brown	McManus
Burrows	Miles
Callan	Avis Murphy
Clarke	Tom Murphy
Collard	Niblock
Dyke	Mark Rayner
Elliott	Russell
Flood	Serjeant
Gibson	Simmons
Gilby	Slack
Hawksworth	David Stone
Higginbottom	Martin Stone
	Paul Stone

AGAINST - None

ABSTENTIONS - None

RESOLVED –

1. That it be noted that at its meeting on 17th December 2014 the Employment and General Committee calculated the following tax base amounts for the year 2015/16 in accordance with regulations made under Section 31B of the Local Government Finance Act 1992 as:
 - (a) 27,781.57 being the amount calculated for the whole Council area.
 - (b) For those areas to which a parish precept applies:

Staveley Town Council	3,964.47
Brimington Parish Council	2,231.39
2. That the Council approves the calculation of the Council Tax requirement for the Council's own purposes for 2015/16 (excluding parish precepts) as £4,025,272.

3. That the following amounts be calculated for the year 2015/16 in accordance with Sections 31 to 36 of the Act:
- (a) **£118,098,073 being the aggregate of the amounts which the Council estimates for the items set out in Section 31A(2) of the Act (gross expenditure) taking into account all precepts issued to it by Parish Councils;**
 - (b) £114,395,242 being the aggregate of the amounts which the Council estimates for the items set out in Section 31A(3) of the Act (gross income including grants and the use of reserves);
 - (c) £69,958 being the surplus on the Council tax elements of the Collection Fund and £749,172 being the deficit on the Business Rate elements;
 - (d) £4,382,045 being the amount by which the aggregate at 3 (a) above exceeds the aggregate at 3 (b) above plus 3 (c), calculated by the Council, in accordance with Section 31A(4) of the Act, as its Council Tax requirement for the year. Please note that this is the total of the Borough's requirement of £4,025,272 plus the total parish precepts of £356,773;
 - (e) £157.73 being the amount at 3(d) above divided by 1(a) above, calculated by the Council, in accordance with Section 31B of the Act, as the basic amount of its Council Tax for the year (including Parish precepts);
 - (f) £356,773 being the aggregate amount of all special items (parish precepts) referred to in Section 34(1) of the Act;
 - (g) £144.89 being the amount at 3 (e) above less the result given by dividing the amount at 3 (f) above by the amount at 1(a) above, calculated by the Council, in accordance with Section 34(2) of the Act, as the basic amount of its Council Tax for the year for dwellings in those parts of its area to which no Parish precept relates. The tax does not exceed the principles set by the Secretary of State for determining excessive tax increases and triggering a referendum;

Parts of the Council's area:

- (h) The following being the amounts calculated by adding the amount at 3.3 (g) to the amounts of the special item or items relating to dwellings in those parts of the Council's area mentioned in 3 (f) divided in each case by the amount at 1(b), calculated by the Council, in accordance with Section 34(3) of the Act, as the basic amounts of its Council Tax for the year for dwellings in those parts of its area to which one or more items relate;

Parish	Band 'D' Tax £
Staveley	223.04
Brimington	165.93

- (i) The amounts given by multiplying the amounts at 3 (g) and 3 (h) 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:

Part of the Council's area	Valuation Band							
	A	B	C	D	E	F	G	H
	£	£	£	£	£	£	£	£
Staveley Town Council	148.69	173.48	198.26	223.04	272.60	322.17	371.73	446.08
Brimington Parish Council	110.62	129.06	147.49	165.93	202.80	239.68	276.55	331.86
All other parts of the Borough	96.59	112.69	128.79	144.89	177.09	209.29	241.48	289.78

4. That it be noted that for the year 2015/16 the Derbyshire County Council, the Derbyshire Fire and Rescue Service and the

Derbyshire Police & Crime Commissioner 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:

Precepting Authority	Valuation Band							
	A	B	C	D	E	F	G	H
	£	£	£	£	£	£	£	£
Derbyshire County Council	746.97	871.47	995.96	1,120.46	1,369.45	1,618.44	1,867.43	2,240.92
Derbyshire Fire & Rescue Service	46.53	54.29	62.04	69.80	85.31	100.82	116.33	139.60
Derbyshire Police & Crime Commissioner	115.74	135.03	154.32	173.61	212.19	250.77	289.35	347.22

5. That, having calculated the aggregate in each case of the amounts at 3 (i) and 4 above, the Council, in accordance with Section 30(2) of the Local Government Finance Act 1992, hereby sets the following amounts as the amounts of Council Tax for the year 2015/16 for each of the categories of dwellings shown below:

Part of the Council's area	Valuation Band							
	A 6/9	B 7/9	C 8/9	D 9/9	E 11/9	F 13/9	G 15/9	H 18/9
	£	£	£	£	£	£	£	£
Staveley Town Council	1,057.93	1,234.27	1,410.58	1,586.91	1,939.55	2,292.20	2,644.84	3,173.82
Brimington Parish Council	1,019.86	1,189.85	1,359.81	1,529.80	1,869.75	2,209.71	2,549.66	3,059.60
All other parts of	1,005.83	1,173.48	1,341.11	1,508.76	1,844.04	2,179.32	2,514.59	3,017.52

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100 APPROVAL OF CHESTERFIELD BOROUGH COUNCIL'S CORPORATE PLAN 2015-19

Pursuant to Cabinet Minute No. 190 the Corporate Management Team submitted for approval the Council’s Corporate Plan for 2015-2019. The proposed move to a four year Corporate Plan was in response to a recommendation made following the Local Government Association’s Peer Challenge in 2013.

RESOLVED –

1. That the Corporate Plan be approved as the Council’s strategic framework for the financial years 2015/16 to 2018/19
2. That the Corporate Plan be subject to review following the local and national elections in May, 2015 and subsequently each year to reflect shifting policy and local circumstances.
3. That the Deputy Leader be delegated authority to approve any minor drafting changes that may be required in order to improve the readability of the plan.

101 APPROVAL OF SENIOR PAY POLICY STATEMENT 2015/16

Pursuant to Cabinet Minute No. 191 the Human Resources and Payroll Service Solution Lead submitted a report seeking Council approval for the revised Senior Pay Policy Statement in accordance with the Localism Act 2011 and the Local Government (Transparency Requirements) (England) Regulations 2014.

The policy statement included details of how senior pay is set within the Council. The revised statement had been updated to reflect the changes to the senior management structure, pension contributions and pension discretions.

RESOLVED –

That the revised Senior Pay Policy Statement for 2015/16 be approved.

102 RISK MANAGEMENT STRATEGY AND IN-YEAR REVIEW

Pursuant to Cabinet Minute No. 181 the Chief Finance Officer submitted a report on risk management developments at the Council during 2014/15 and recommended that Council approves the updated Risk Management Policy, Strategy and Strategic Risk Register for 2015/16.

A review had been carried out during 2014/15 by the Council's insurers of the Council's risk management arrangements. The outcomes of the review were reflected in the updated Risk Management Strategy and the Strategic Risk Register.

RESOLVED –

1. That the progress made on developing the Council's approach to risk management during 2014/15 be noted.
2. That the Risk Management Policy, Strategy and Strategic Risk Register for 2015/16 be approved.

103 MINUTES OF COMMITTEE MEETINGS**RESOLVED –**

That the Minutes of the following Committees be noted:-

Appeals and Regulatory Committee of 8 and 17 December, 2014, 7, 14, 21 and 28 January and 11 February, 2015

Employment and General Committee of 8 December and 17 December, 2014

Licensing Committee of 17 December, 2014 and 4 February, 2015

Planning Committee of 15 December, 2014, 12 January and 2 February, 2015

104 MINUTES OF CABINET**RESOLVED –**

That the Minutes of the meetings of the Cabinet of 16 December, 2014, 13 and 27 January and 10 February, 2015 be noted.

105 MINUTES OF THE OVERVIEW AND PERFORMANCE SCRUTINY FORUM**RESOLVED –**

That the Minutes of the meeting of the Overview and Performance Scrutiny Forum of 4 December, 2014 be approved.

106 MINUTES OF THE COMMUNITY, CUSTOMER AND ORGANISATIONAL SCRUTINY COMMITTEE**RESOLVED -**

That the Minutes of the meetings of the Community, Customer and Organisational Scrutiny Committee of 20 November, 2014 and 8 and 22 January, 2015 be approved.

107 MINUTES OF THE ENTERPRISE AND WELLBEING SCRUTINY COMMITTEE**RESOLVED –**

That the Minutes of the meeting of the Enterprise and Wellbeing Scrutiny Committee of 18 December, 2014 be approved.

108 QUESTIONS UNDER STANDING ORDER NO. 19.

There were no questions.