

COUNCIL**Thursday, 25th February, 2016**

Present:-

The Mayor

Councillors	Bagley	Councillors	Flood
	J Barr		P Gilby
	P Barr		T Gilby
	Bellamy		Hill
	Bexton		Hitchin
	Blank		Huckle
	Brady		J Innes
	Brittain		P Innes
	Brown		Ludlow
	Brunt		Miles
	Burrows		A Murphy
	Callan		T Murphy
	Catt		Niblock
	Caulfield		Perkins
	D Collins		Rayner
	L Collins		Redihough
	Davenport		Sarvent
	Derbyshire		Serjeant
	Dickinson		Simmons
	A Diouf		Slack
	V Diouf		Wall
	Elliott		

69 MINUTES**RESOLVED –**

That the Minutes of the meeting of the Council held on 16 December, 2015 be approved as a correct record and be signed by the Chair.

70 MAYOR'S COMMUNICATIONS.

The Mayor referred to the following Mayoral engagements:

- Visiting the new Queen's Park Sport Centre.
- Signing the book of remembrance on World Holocaust Day.

The Mayor also referred to the upcoming world record attempt for the world's largest first aid lesson at the Proact Stadium.

71 APOLOGIES FOR ABSENCE

Apologies were received from Councillors Borrell, Dyke, Hollingworth and Parsons.

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

No declarations of interest were received.

73 PUBLIC QUESTIONS TO THE COUNCIL

There were no questions.

74 PETITIONS TO COUNCIL.

No petitions had been received.

75 QUESTIONS TO THE LEADER

Under Standing Order No.14 Members asked the Leader the following questions.

- Councillor A Diouf asked for an update on the latest planning and development situation at the former Walton works. The Leader advised that a full written response would be circulated to all members to provide an update on this matter.
- Councillor Hitchin asked about the support that the council was offering to ex-services personnel, especially with regard to housing. The Leader provided a verbal response.

76 HOUSING CAPITAL PROGRAMME

Pursuant to Cabinet Minute No.162 the Housing Service Manager - Business Planning and Strategy, submitted the Housing Capital Programme for 2016/17 for approval by Council. The provisional Capital Programmes for 2017/18 and 2018/19 were also presented to Council for information.

RESOLVED –

1. That the Housing (Public Sector) Capital Programme for 2016/17 be approved, and its procurement, as necessary, be authorised.
2. That the provisional Housing (Public Sector) Capital Programme's for 2017/18 and 2018/19 be noted.
3. That the Operational Services Division share of the Programme be approved.
4. That the Housing Service Manager - Business Planning and Strategy be delegated authority to vire between programme heads and budgets in order to manage the Capital Programme as set out in the report.

77 GENERAL FUND CAPITAL PROGRAMME

Pursuant to Cabinet Minute No.158 the Chief Finance Officer submitted the updated General Fund Capital Strategy and Programme for 2015/16 to 2018/19 for approval by Council.

The Chief Finance Officer also sought approval for the proposed growth requests outlined in paragraph 8.4 of the report to be added to the Capital Programme and recommended that other capital schemes be either placed on a waiting list pending the availability of capital receipts, or be deferred.

RESOLVED –

1. That the Capital Strategy be approved.

2. That the updated General Fund Capital Programme expenditure and financing be approved.
3. That the new schemes outlined in paragraph 8.4 of the Chief Finance Officer's report are added to the Capital Programme.
4. That the prioritised list of "waiting list" schemes for the Capital Programme be approved.

78 **TREASURY MANAGEMENT AND ANNUAL INVESTMENT STRATEGIES**

Pursuant to Standards and Audit Committee Minute No.35 the Chief Finance Officer submitted the Treasury Management Strategy Statement and the Annual Investment Strategy Statement for 2016/17 for approval by Council. The Chief Finance Officer also recommended that Council re-affirmed 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, the Minimum Revenue Provision Policy, and the extended list of permitted investments be approved.
2. That Council re-affirms its adoption of CIPFA's Code of Practice on Treasury Management.

79 **2016/2017 BUDGET AND MEDIUM TERM FINANCIAL PLAN**

Pursuant to Cabinet Minute No.157, the Chief Executive and the Head of Finance submitted a joint report to seek Council approval for the General Fund budget for 2016/17.

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

FOR –

Councillors:	Bagley	Flood
	P Barr	P Gilby
	Bellamy	T Gilby
	Bexton	Hill
	Blank	Hitchin
	Brady	Huckle
	Brittain	J Innes
	Brown	P Innes
	Brunt	Ludlow
	Burrows	Miles
	Callan	A Murphy
	Catt	T Murphy
	Caulfield	Niblock
	D Collins	Perkins
	L Collins	Rayner
	Davenport	Redihough
	Derbyshire	Sarvent
	Dickinson	Serjeant
	A Diouf	Simmons
	V Diouf	Slack
	Elliott	Wall

AGAINST – None

ABSTENTIONS –

Councillors: J Barr Bingham

RESOLVED –

1. That the revised budget for 2015/16 be approved.
2. That the Local Government Finance Settlement be noted.
3. That, subject to receiving a full report of the implications of the offer, the principle of receiving a four year Local Government Finance Settlement be approved.
4. That the Collection Fund and the Tax Base forecasts be noted.

5. That the Portfolio budgets and the overall revenue budget summary for 2016/17 be approved.
6. That authority be delegated to the Chief Finance Officer in consultation with the Leader, Deputy Leader and Chief Executive to review what is required to submit an Efficiency Strategy for the Council to ensure that maximum opportunity is taken from the proposed flexibility in relation to the future use of capital receipts.
7. That the budget forecasts for 2016/17 and the medium term as well as the strategy for addressing the projected deficits be noted.
8. That the estimates of reserves including:
 - i. maintaining the General Working Balance at £1.5m;
 - ii. allocating £40k from the Invest to Save Reserve and £110k from the Service Improvement Reserve to finance the £150k budget growth request for support to deliver the Council's savings targets;
 - iii. allocating £245k from the Property Repairs Fund to fund capital programme schemes;be approved.
9. That the budget risks and sensitivity analysis be noted.
10. That the Local Business Rate Retail Relief schemes, for which the Government will no longer be providing funding, cease.
11. That the recommended £5 increase in Council Tax for 2016/17 be approved.
12. That the 2016/17 Council Tax Requirement and financing be approved.
13. That the Chief Financial Officer's assurances be noted.

80 **COUNCIL TAX FOR 2016/17**

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 2016/17 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:	Bagley	T Gilby
	Bellamy	Huckle
	Blank	J Innes
	Brady	P Innes
	Brittain	Ludlow
	Brown	Miles
	Brunt	A Murphy
	Burrows	T Murphy
	Callan	Perkins
	Catt	Sarvent
	Caulfield	Serjeant
	D Collins	Hill
	L Collins	Hitchin
	Derbyshire	Rayner
	Dickinson	Simmons
	Elliott	Slack
	Flood	Wall
	P Gilby	

AGAINST – None

ABSTENTIONS –

Councillors:	J Barr	A Diouf
	P Barr	V Diouf
	Bingham	Niblock
	Bexton	Redihough
	Davenport	

RESOLVED –

1. That it be noted that at its meeting on 25 January 2016 the Employment and General Committee calculated the following tax base amounts for the year 2016/17 in accordance with regulation made under Section 31B of the Local Government Finance Act 1992 as:
 - a. 28,271.58 being the amount calculated for the whole Council area.
 - b. For those areas to which a parish precept applies:

Staveley Town Council 4,019.61
Brimington Parish Council 2,243.44
2. That the Council approves the calculation of the Council Tax requirement for the Council's own purposes for 2016/17 (excluding parish precepts) as £4,237,627.
3. That the following amounts be calculated for the year 2016/17 in accordance with Sections 31 to 36 of the Act:
 - a) £116,080,655 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) £113,222,348 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) £68,221 being the surplus on the Council tax elements of the Collection Fund and £1,851,506 being the deficit on the Business Rate elements;
 - d) £4,641,592 being the amount by which the aggregate at 3.3(a) above exceeds the aggregate at 3.3(b) above plus 3.3(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 £4,237,627 plus the total parish precepts of £403,965;

- e) £164.18 being the amount at 3.3(d) above divided by 3.1(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) £403,965 being the aggregate amount of all special items (parish precepts) referred to in Section 34(1) of the Act.
- g) £149.89 being the amount at 3(e) above less the result given by dividing the amount at 3(f) above by the amount at 3.1(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 3.3(f) divided in each case by the amount at 3.1(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	238.53
Brimington	171.14

- (i) The amounts given by multiplying the amounts at 3.3(g) and 3.3(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	159.02	185.52	212.03	238.53	291.54	344.54	397.55	477.06
Brimington Parish Council	114.09	133.11	152.12	171.14	209.17	247.20	285.23	342.28
All other parts of the Borough	99.93	116.58	133.24	149.89	183.20	216.51	249.82	299.78

4. That it be noted that for the year 2016/17 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	776.78	906.24	1,035.71	1,165.17*	1,424.10	1,683.02	1,941.95	2,330.34
Derbyshire Fire & Rescue Service	47.45	55.36	63.27	71.18	87.00	102.82	118.63	142.36
Derbyshire Police & Crime Commissioner	118.05	137.72	157.40	177.07	216.42	255.77	295.12	354.14

*The Derbyshire County Council Tax increase of 3.99% includes 2.00% to support the delivery of adult social care duties and responsibilities in 2016/17, equivalent to an additional £22.41 for dwellings in Council Tax Valuation Band 'D', which is included in the £1,165.17 in the table above.

5. That, having calculated the aggregate in each case of the amounts at 3.3(i) and 3.4 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 2016/17 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	1,101.30	1,284.84	1,468.41	1,651.95	2,019.06	2,386.15	2,753.25	3,303.90
Brimington Parish Council	1,056.37	1,232.43	1,408.50	1,584.56	1,936.69	2,288.81	2,640.93	3,169.12
All other parts of the Borough	1,042.21	1,215.90	1,389.62	1,563.31	1,910.72	2,258.12	2,605.52	3,126.62

81 **CHESTERFIELD BOROUGH COUNCIL'S COUNCIL PLAN 2016/17 UPDATE**

Pursuant to Cabinet Minute No. 159 the Corporate Management Team submitted for approval the Council Plan 2015-2019, updated for 2016/17.

The Council Plan had been revised to show the progress made during the first year of the plan, and also to highlight the progress expected by the half-way point of the plan which would be in April 2017. The refreshed plan provided continuity with the 2015/16 version of the plan, maintaining the same vision, three overarching priorities, four year aims and Council values.

RESOLVED –

1. That the Council Plan 2015-2019, updated for 2016/17 is adopted as the Council's strategic framework.
2. That the Deputy Leader is delegated authority to approve any minor drafting changes that may be required in order to improve the readability of the plan.

82 **SENIOR PAY POLICY STATEMENT FOR 2016/17**

Pursuant to Cabinet Minute No. 143 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 2016/17 be approved.

83 **LOCAL GOVERNMENT ACT 1972 - EXCLUSION OF THE PUBLIC****RESOLVED -**

That under Section 100(A)(4) of the Local Government Act 1972 the public be excluded from the meeting for the following item of business on the grounds that it involves the likely disclosure of exempt information as defined in Paragraph 3 of Part 1 of Schedule 12A of the Act.

84 **SHEFFIELD CITY REGION INVESTMENT FUND - FUNDING AGREEMENTS**

Pursuant to Cabinet Minute No.165 the Development and Growth Manager submitted a report to update members on the Sheffield City Region Investment Fund (SCRIF) and the requirements of the Sheffield City Region Combined Authority with regard to funding agreements with local authority sponsors of SCRIF schemes, and to request authorisation that Chesterfield Borough Council should enter into funding agreements with the Sheffield City Region Combined Authority for the delivery of infrastructure works on the Chesterfield Waterside and Peak Resort schemes.

RESOLVED –

1. That the Council enters into the Sheffield City Region Investment Fund (SCRIF) funding agreement with Sheffield City Region Combined Authority for the delivery of Chesterfield Waterside and Peak Resort, subject to a satisfactory business case being in place.
2. That the Cabinet Member for Regeneration is delegated authority to approve back to back funding agreements with the final recipients of SCRIF funding – Chesterfield Waterside Ltd and Birchall Properties Ltd.

85 LOCAL GOVERNMENT ACT 1972 - RE-ADMISSION OF THE PUBLIC**RESOLVED -**

That the public be readmitted to the meeting.

86 MINUTES OF COMMITTEE MEETINGS**RESOLVED -**

That the Minutes of the following Committees be noted:-

Appeals and Regulatory Committee of 9, 16 and 23 December, 2015, 6 and 27 January and 10 February, 2016.

Employment and General Committee of 25 January, 2016.

Licensing Committee of 30 December, 2015 and 6, 13 and 20 January, 2016.

Planning Committee of 7 December, 2015, 11 January and 1 February, 2016.

Standards and Audit Committee of 3 February, 2016.

87 MINUTES OF THE CABINET**RESOLVED -**

1. That the minutes of the meetings of Cabinet of 15 December, 2015, 12 and 26 January and 9 February, 2016 be noted.
2. That the recommendation at Minute No 150 (1), be approved.

88 MINUTES OF THE JOINT CABINET AND EMPLOYMENT AND GENERAL COMMITTEE**RESOLVED -**

That the minutes of the meetings of the Joint Cabinet and Employment and General Committee of 15 December, 2016 and 9 February, 2016 be noted.

89 MINUTES OF THE OVERVIEW AND PERFORMANCE SCRUTINY FORUM**RESOLVED -**

That the Minutes of the meetings of the Overview and Performance Scrutiny Forum of 10 November and 8 December, 2015 and 12 January, 2016 be approved.

90 MINUTES OF THE COMMUNITY, CUSTOMER AND ORGANISATIONAL SCRUTINY COMMITTEE**RESOLVED –**

That the Minutes of the meeting of the Community, Customer and Organisational Scrutiny Committee of 24 November, 2015 be approved.

91 QUESTIONS UNDER STANDING ORDER NO. 19.

There were no questions.