

## **Council**

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Minutes of Proceedings

At the **Ordinary Meeting of the District Council of Ryedale** held in the **Council Chamber, Ryedale House, Malton** on **Tuesday 25 February 2014**

### **Present**

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Councillors    Acomb  
                    J Andrews  
                    P J Andrews  
                    Arnold  
                    Bailey  
                    Clark  
                    Collinson  
                    Mrs Cowling  
                    Cussons  
                    Mrs Frank (Chairman)  
                    Fraser  
                    Mrs Goodrick  
                    Hope  
                    Mrs Hopkinson (Vice-Chairman)  
                    Ives  
                    Mrs Keal  
                    Maud  
                    Raper  
                    Richardson  
                    Mrs Sanderson  
                    Mrs Shields  
                    Wainwright  
                    Ward  
                    Windress  
                    Woodward

### **In Attendance**

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Simon Copley  
Paul Cresswell  
Peter Johnson  
Janet Waggott  
Anthony Winship

### **Minutes**

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#### **95      Apologies for absence**

Apologies for absence were received from Councillors Legard and Walker, and for late arrival from Councillor Ives.

96 **Public Question Time**

There were no public questions.

97 **Urgent Business**

There were no items of urgent business which the Chairman considered should be dealt with as a matter of urgency by virtue of Section 100B(4)(b) of the Local Government Act 1972 (as amended).

98 **Declarations of Interest**

The following interests were declared:

Councillor Joy Andrews declared a personal non-pecuniary but not prejudicial interest in agenda item 7 (Revenue and Capital Budgets and Setting of Council Tax 2014/2015) as a member of Pickering Town Council.

Councillor Paul Andrews declared a personal non-pecuniary but not prejudicial interest in agenda item 7 (Revenue and Capital Budgets and Setting of Council Tax 2014/2015) as a member of Malton Town Council and a supporter of local businesses.

Councillor Clark declared a personal non-pecuniary but not prejudicial interest in agenda item 7 (Revenue and Capital Budgets and Setting of Council Tax 2014/2015) as North Yorkshire County Council's representative on the Citizens' Advice Bureau (CAB).

Councillor Fraser declared a personal non-pecuniary but not prejudicial interest in agenda item 9 minute 35 (Leisure Procurement) as the Council's sports representative.

Councillor Mrs Goodrick declared a personal non-pecuniary but not prejudicial interest in agenda item 7 (Revenue and Capital Budgets and Setting of Council Tax 2014/2015) as the Council's representative on the Citizens' Advice Bureau (CAB).

Councillor Mrs Keal declared a personal non-pecuniary but not prejudicial interest in agenda item 7 (Revenue and Capital Budgets and Setting of Council Tax 2014/2015) as a member of Norton Town Council.

Councillor Ward declared a personal non-pecuniary but not prejudicial interest in agenda item 7 (Revenue and Capital Budgets and Setting of Council Tax 2014/2015) as a member of Kirkbymoorside Town Council, and a personal pecuniary and prejudicial interest in relation to the proposed amendment on the Tourist Information Centres (TICs), as account manager for the TICs, leaving the room and taking no part in the discussion or vote thereon.

Councillor Woodward declared a personal non-pecuniary but not prejudicial interest in agenda item 7 (Revenue and Capital Budgets and Setting of Council Tax 2014/2015) as a member of Pickering Town Council.

99 **Announcements**

There was one announcement from the Chairman:

- To invite Members to the Civic Service at 11am on 16 March 2014 at Christchurch, Appleton-le-Moors.

100 **Revenue and Capital Budgets and Setting of Council Tax 2014/2015**

The Chairman of Council reported on the procedure to be adopted in considering the above item.

It was proposed that the item be dealt with in two separate parts:

- (a) Firstly, consideration of the recommendations in Minute 51 of the Policy & Resources Budget Meeting held on 6 February 2014, together with item 7 paragraph roman numeral I relating to the Council's revenue budget
- (b) Secondly, item 7 paragraphs roman numerals II to V relating to the requisite calculations and the setting of Council Tax.

It was moved by Councillor Mrs Cowling and seconded by Councillor Acomb that the recommendations in minute no. 51 (Financial Strategy 2014/2015) of the Budget Policy & Resources Committee meeting held on 6 February 2014 be approved and adopted, together with the adoption of the revenue budget recommendation under paragraph roman numeral 1 of item 7 on the agenda.

Councillor Mrs Goodrick moved and Councillor Arnold seconded the following amendment regarding the additional £14,130 income announced since the report was produced:

The Commissioning Board on the 21 March 2013 agreed a 2 year Commissioning relationship with the CAB covering 2013/14 and 2014/15. This includes a review next month by officers around their finances and future sustainability.

The CAB has seen an increase in their costs arising in the main from an increase in demand for services as a result of their improved location at Harrison House. It is therefore proposed that £10k is ringfenced from the additional Government Grant for CAB and that officers allocate that funding as a one off payment if it is shown to be necessary as part of the review.

The remaining £4,130 grant be placed in the NHB reserve.

Upon being put to the vote, the amendment was carried.

**Recorded Vote**

For

Councillors Acomb, Joy Andrews, Paul Andrews, Arnold, Bailey, Clark, Collinson, Mrs Cowling, Cussons, Mrs Frank, Fraser, Mrs Goodrick, Hope, Mrs Hopkinson, Ives, Mrs Keal, Maud, Raper, Richardson, Mrs Sanderson, Mrs Shields, Wainwright, Ward, Windress and Woodward.

Against

None.

Abstentions

None.

Councillor Clark moved and Councillor Woodward seconded the following amendment:

In minute 51 (ii), to delete “no increase in Ryedale District Council Tax” and replace it with “increase by 1.99%”, and make the following adjustment to figures elsewhere in the budget.

Upon being put to the vote, the amendment was lost.

**Recorded Vote**

For

Councillors Joy Andrews, Paul Andrews, Clark, Mrs Keal, Richardson, Mrs Shields, Ward and Woodward.

Against

Councillors Acomb, Arnold, Bailey, Collinson, Mrs Cowling, Cussons, Mrs Frank, Fraser, Mrs Goodrick, Hope, Mrs Hopkinson, Ives, Maud, Raper, Mrs Sanderson, Wainwright and Windress.

Abstentions

None.

Councillor Paul Andrews moved and Councillor Maud seconded a procedural motion to suspend Standing Order 14.1 under Rule 23.1 of the constitution so that the following amendment could be discussed:

£60,000 be taken out of the New Homes Bonus to pay for continuing the TIC service in Malton and Helmsley.

Upon being put to the vote, the procedural motion was lost and the amendment was therefore not discussed.

**Recorded Vote**

For

Councillors Joy Andrews, Paul Andrews, Clark, Mrs Keal, Maud, Richardson, Mrs Shields and Woodward.

Against

Councillors Acomb, Arnold, Bailey, Collinson, Mrs Cowling, Cussons, Mrs Frank, Fraser, Mrs Goodrick, Hope, Mrs Hopkinson, Ives, Raper, Mrs Sanderson, Wainwright and Windress.

Abstentions

None.

Councillor Clark moved and Councillor Woodward seconded the following amendment:

Make the existing (vi), under minute 51, (vi) (a).

Add (vi) (b) to delete £800 from the budget that uses Council Tax Payers money to pay for the "Free Lunch" following the Annual Council. This money to be set aside to cover any shortfall in the Hospitality Budget.

Upon being put to the vote, the amendment was lost.

**Recorded Vote**

For

Councillors Joy Andrews, Paul Andrews, Clark, Maud, Richardson, Ward and Woodward.

Against

Councillors Acomb, Arnold, Bailey, Collinson, Mrs Cowling, Cussons, Mrs Frank, Fraser, Mrs Goodrick, Hope, Mrs Hopkinson, Mrs Keal, Raper, Mrs Sanderson, Mrs Shields, Wainwright and Windress.

Abstentions

Councillor Ives.

Upon being put to the vote the substantive motion was then carried.

**Recorded Vote**

For

Councillors Acomb, Joy Andrews, Arnold, Bailey, Clark, Collinson, Mrs Cowling, Cussons, Mrs Frank, Fraser, Mrs Goodrick, Hope, Mrs Hopkinson, Ives, Maud, Raper, Richardson, Mrs Sanderson, Wainwright, Ward, Windress and Woodward.

Against

Councillor Paul Andrews.

Abstentions

Councillors Mrs Keal and Mrs Shields.

It was moved by Councillor Mrs Cowling and seconded by Councillor Acomb that item 7 paragraphs roman numerals II to V relating to the requisite calculations and the setting of Council Tax be approved and adopted (with amendments to the figures in III (a) and (b) to reflect the additional £14,130 expenditure and income respectively).

Upon being put to the vote the substantive motion was then carried.

### **Recorded Vote**

#### For

Councillors Acomb, Arnold, Bailey, Collinson, Mrs Cowling, Cussons, Mrs Frank, Fraser, Mrs Goodrick, Hope, Mrs Hopkinson, Ives, Maud, Raper, Mrs Sanderson, Wainwright and Windress.

#### Against

Councillors Joy Andrews, Paul Andrews, Clark, Richardson, Ward and Woodward.

#### Abstentions

Councillors Mrs Keal and Mrs Shields.

### **Resolved**

That Council approve:

- (i) To approve the Council's Financial Strategy (Annex A) which includes:
  - a. Savings/additional income totalling £400k (Financial Strategy Appendix A)
  - b. Growth Pressures totalling £417k (Financial Strategy Appendix A)
  - c. The Prudential Indicators (Financial Strategy Appendix B)
  - d. The revised capital programme (Financial Strategy Appendix D)
  - e. The Pay Policy 2014/2015 (Financial Strategy Appendix E)
- (ii) a Revenue Budget for 2014/15 of £7,175,650 which represents no increase in the Ryedale District Council Tax of £176.72 for a Band D property (note that total Council Tax, Including the County Council, Fire and Police is covered within the separate Council Tax setting report to Full Council);
- (iii) to approve the special expenses amounting to £35,180;
- (iv) to note the financial projection for 2015/16 – 2019/20 (Annex B);
- (v) that the £952k New Homes Bonus not required to support the Revenue Budget in 2014/15 is placed in a new reserve, the 'NHB Reserve'. All allocations from this reserve are to be made by the approval of Council;
- (vi) that the Corporate Hospitality Budget be reduced by £770 to £1,000 for 2014/15, and a criterion be applied to use of this budget so that it is only

used for meetings involving people external to the Council. This budget is then reviewed next year to ensure it is sufficient for future years. The saving to be allocated to the general reserve.

- (vii) that of the £14,130 additional income announced since the report was produced, £10,000 be ringfenced for CAB expenses incurred and the £4,130 balance be put into the New Homes Bonus reserve account.

#### **I Budget 2014/2015**

That the revised revenue estimates for the year 2013/2014 and the revenue estimates for 2014/2015, as submitted in the Council's Financial Strategy and Revenue Budget 2014/2015 Book be approved (copy enclosed).

#### **II Council Tax Base**

That it be noted that, in accordance with Minute No. 363(d)/2005 of the Policy & Resources Committee held on 8 December 2005, which was subsequently approved by Council at its meeting on 12 January 2006, Ryedale District Council has (pursuant to Section 101 of the Local Government Act 1972) delegated responsibility to adopt the Council Tax base to the Chief Executive and Chief Finance Officer in consultation with the Chairman of the Policy & Resources Committee. The Council calculated the amounts for the year 2014/15, in accordance with regulations made under Section 31B of the Local Government Finance Act 1992, as amended, as set out in Annex A.

#### **III District/Parish Council Tax Rates**

That the following amounts be now calculated by the Council for the year 2014/15, in accordance with Sections 31A, 31B and 34 to 36 of the Local Government Finance Act 1992, as amended (the Act):

##### **(a) District/Parish Gross Expenditure**

£29,928,298.49 being the aggregate of the amounts, which the Council estimates for the items, set out in Section 31A(2) of the Act.

##### **(b) Income (including Government Grants and Collection Fund Surpluses)**

£25,661,992.00 being the aggregate of the amounts, which the Council estimates for the items, set out in Section 31A(3) of the Act.

##### **(c) District/Parish Council Tax Requirement**

£4,266,306.49 being the amount by which the aggregate at Part III(a) above exceeds the aggregate at Part III(b) above, calculated by the Council, in accordance with Section 31A(4) of the Act, as its Council Tax requirement for the year.

(d) **Basic amount of Tax (including Parish Precepts)**

£212.46 being the amount at Part III(c) above, all divided by the amount at Part II above, calculated by the Council, in accordance with Section 31B of the Act, as the basic amount of its Council Tax for the year.

(e) **Parish Precept and Special Expenses**

£717,708.49 being the aggregate amount of all special items referred to in Section 34(1) of the Act.

(f) **Basic Amount of Tax (excluding Parish Precepts)**

£176.72 being the amount at Part III(d) above less the results given by dividing the amount at Part III(e) above by the amount given at Part II 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 special item relates.

(g) **Basic Amount of Tax in Parishes/Towns**

The details for each Parish as shown in Annex B, column headed "Aggregate amount at Band D", being the amounts given by adding to the amount at Part III(f) above the amounts of the special item or items relating to dwellings in those parts of the Council's area mentioned above, divided in each case by the amount at Part II above, 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 special items relate.

(h) **District/Parish Council Tax Rates**

The details as shown in columns "A" to "H" of Annex B, being the amounts given by multiplying the amounts at Part III(f) and Part III(g) above 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.

**IV County Council, Police & Crime Commissioner and Fire & Rescue Authority Tax Rates (Provisional)**

That it be noted that for the year 2014/15 precepting Authorities have stated the following amounts in precepts issued to the Council, in accordance with Section 40 of the Local Government Finance Act 1992, as amended, for each of the categories of dwellings shown below:-

<b>BAND</b> <b>£</b>	<b>NORTH YORKSHIRE COUNTY COUNCIL</b> <b>£</b>	<b>NORTH YORKSHIRE POLICE &amp; CRIME COMMISSIONER</b> <b>£</b>	<b>NORTH YORKSHIRE FIRE &amp; RESCUE AUTHORITY</b> <b>£</b>
<b>A</b>	719.01	139.08	42.22
<b>B</b>	838.85	162.26	49.26
<b>C</b>	958.68	185.44	56.29
<b>D</b>	1,078.52	208.62	63.33
<b>E</b>	1,318.19	254.98	77.40
<b>F</b>	1,557.86	301.34	91.48
<b>G</b>	1,797.53	347.70	105.55
<b>H</b>	2,157.04	417.24	126.66

**V Total Council Tax Rates**

That having calculated the aggregate in each case of the amounts at Part III(h) and Part IV above, the Council, in accordance with Section 30(2) of the Local Government Finance Act 1992, as amended, hereby sets the amounts set out in Annex C as the amounts of Council Tax for 2014/15 for each of the categories of dwellings shown.

**101 Treasury Management Strategy Statement and Annual Investment Strategy 2014/2015**

The Corporate Director (s151) submitted a report (previously circulated) which considered the Treasury Management and Annual Investment Strategies, the Minimum Revenue Provision Policy and set the Prudential Indicators for 2014/15.

The recommendations were proposed by Councillor Wainwright and seconded by Councillor Mrs Shields. On being put to the vote, the motion was carried.

**Resolved**

- (i) That the report be received;
- (ii) That the Treasury Management and Investment Strategies be noted and approved;
- (iii) The Minimum Revenue Provision Policy Statement be approved; and
- (iii) That the Prudential Indicators in the report be approved.

102 **To consider for Approval the Recommendations in respect of the following Part 'B' Committee Items:**

**Commissioning Board – 23 January 2014**

**Minute 35 - Leisure Procurement**

It was moved by Councillor Arnold and seconded by Councillor Fraser that the following recommendation of the Commissioning Board be approved and adopted

That Council is recommended to approve the specification and agree to delegate minor amendments to the Head of Environment in consultation with the Chair of the Commissioning Board.

Councillor Clark moved and Councillor Woodward seconded an amendment to:

Amend the timetable to include a Group Leaders' Meeting to take place with the officer panel. The Leaders to moderate and consider the bids prior to the award of the contract.

Upon being put to the vote, this amendment was lost.

Councillor Clark then moved and Councillor Woodward seconded a further amendment to:

Amend the timetable to include all Members of Full Council so as to assess and moderate the bids prior to the award of the contract.

A procedural motion was then moved by Councillor Ives and seconded by Councillor Wainwright that the vote now be taken, and, upon being put to the vote, was carried.

Upon being put to the vote, this amendment was lost.

**Recorded Vote**

For

Councillors Joy Andrews, Clark, Richardson, Ward and Woodward.

Against

Councillors Acomb, Paul Andrews, Arnold, Bailey, Collinson, Mrs Cowling, Cussons, Mrs Frank, Fraser, Mrs Goodrick, Hope, Mrs Hopkinson, Ives, Mrs Keal, Maud, Raper, Mrs Sanderson, Mrs Shields, Wainwright and Windress.

Abstentions

None.

The substantive motion was then put to the vote and carried.

**Resolved**

That the specification for Leisure Procurement be approved and that the agreement of minor amendments be delegated to the Head of Environment in consultation with the Chair of the Commissioning Board.

103 **Any other business that the Chairman decides is urgent.**

There being no other business, the meeting closed at 8.50pm.