



COUNCIL

IMPORTANT: The Council fully recognises and respects the role and importance of democratic meetings and is committed to protecting the health and safety of Elected Members and Officers who participate. Risk assessments are undertaken in advance of each meeting, and are reviewed on an ongoing basis.

Social distancing measures will be in place throughout the meeting, however it is important that you **do not attend** the meeting if **you or anyone in your household** are required to self-isolate due to receiving a positive COVID-19 test result, having symptoms of COVID-19, or having been told that you have been in contact with someone who has tested positive for COVID-19.

For the purpose of public transparency and accountability, the meeting will be live streamed online. The livestream can be accessed here: <https://event.sparq.me.uk/ryedale-district-council-17th-february/>

For health and safety reasons and in accordance with our risk assessment, members of the public are asked to follow the meeting via this method rather than attending in person. If you are unable to access the meeting this way, please contact us so that we can explore whether any safe alternative option is possible. The media will be able to report on proceedings from the live stream.

Council Summons and Agenda

You are hereby summoned to attend an **Ordinary Meeting of Ryedale District Council** to be held in the **Main Hall, Milton Rooms, Malton** on **Thursday, 17 February 2022** on the conclusion of the ordinary meeting of Council adjourned from 2 December 2021 which starts at 6.30pm in the evening for the transaction of the following business.

Agenda

1 **Emergency Evacuation Procedure**

The Chair to inform members of the public of the emergency evacuation procedure.

2 **Apologies for absence**

3 **Public Question Time**

4 **Urgent Business**

To receive notice of any urgent business which the Chair considers should be dealt with at the meeting as a matter of urgency by virtue of Section 100B(4)(b) of the Local Government Act 1972.

5 **Declarations of Interest**

Members to indicate whether they will be declaring any interests under the Code of Conduct.

Members making a declaration of interest at a meeting of a Committee or Council are required to disclose the existence and nature of that interest. This requirement is not discharged by merely declaring a personal interest without further explanation.

6 Announcements

To receive any announcements from the Chair and/or the Head of Paid Service.

7 To Receive any Questions submitted by Members Pursuant to Council Procedure Rule 10.2 (Questions on Notice at Full Council)

a To Councillor Frank, Chair of Council, from Councillor Duncan

"In relation to the 2 December Council meeting, can you please:

(a) explain why you decided to act contrary to advice from the Council's own health and safety advisors that the meeting could proceed safely;

(b) explain why you stated the meeting had been "cancelled", when legal advice has confirmed the Chairman has no power to cancel a meeting of Council;

(c) state which members you consulted, and explain your reasoning for including these members but excluding the majority;

(d) provide copies of any emails sent and received by you in your capacity as chairman of the council, be they from members or officers (copies to be appended to the minutes);

(e) confirm how much your decision to "cancel" the meeting cost the taxpayers of Ryedale."

b To Councillor Keal, Chair of Policy and Resources Committee, from Councillor Potter

"In view of questions raised about the circa £3,500 cost to RDC of technical backup and live-streaming of council meetings to comply with COVID-19 regulations, could the Chair of Policy and Resources Committee please

- 1. Provide a precise itemised breakdown of these costs.*
- 2. Inform members which costs are mandatory and under what conditions, and which are voluntary."*

c To Councillor Keal, Chair of Policy and Resources Committee, from Councillor Potter

"In view of the impending elections for members of the new shadow North Yorkshire Council, the fast approaching implementation of local government reorganisation and the inevitable concern of staff about their future employment, could the Chair of Policy and Resources Committee please inform members what progress has been made to convene the first of quarterly Joint Works Group (JWG) meetings, as agreed by full council in February 2021. This to preferably include proposed meeting dates and how participants will be decided – Staff, Unions and Members. With the fourth meeting of the JWG due soon, why is this group still to meet?"

8 Revenue and Capital Budgets and Setting of Council Tax 2022/23 (Pages 7 - 120)
Annex A and Annex B are attached. Annex C is to follow.

With reference to Minute No. 98 (Financial Strategy 2022/2023) of the Policy and Resources Committee held on 3 February 2022 (copy attached), Councillor Keal, Chair of the Policy and Resources Committee, will move:-

I Budget 2022/2023

That the Revenue Estimates and Budget for 2022/2023 be approved (copy enclosed).

II Council Tax Base

That it be noted that, in accordance with Minute No. 363(d)/2005 of the Policy and 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 and Resources Committee. The Council calculated the amounts for the year 2022/23, 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 2022/23, 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

£30,126,070.00 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)

£24,254,374.00 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

£5,871,696.00 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)

£264.17 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

£1,192,277.00 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)**

£210.53 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 2022/23 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:-

BAND £	NORTH YORKSHIRE COUNTY COUNCIL £	NYCC ADULT SOCIAL CARE £	NORTH YORKSHIRE POLICE & CRIME COMMISSIONER £	NORTH YORKSHIRE FIRE & RESCUE AUTHORITY £
A	Subject to confirmation on 16 February 2022.	Subject to confirmation on 16 February 2022.	Subject to confirmation on 7 February 2022.	Subject to confirmation on 7 February 2022.
B				
C				
D				
E				
F				
G				
H				

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 2022/23 for each of the categories of dwellings shown.

9 **Treasury Management Strategy Statement and Investment Strategy 2022/23**
(Pages 121 - 160)

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

Overview and Scrutiny Committee 20 January 2022

a **Minute 74 - Model Code of Conduct** (Pages 161 - 194)

b **Minute 75 - Appointment of External Auditors** (Pages 195 - 204)

Policy and Resources Committee 3 February 2022

c **Minute 97 - Revenue and Capital Budget Monitoring Q3 2021/22** (Pages 205 - 216)

11 **Motions on Notice Submitted Pursuant to Council Procedure Rule 11**

Referred by Full Council on 13 July 2021 and considered by Policy and Resources Committee on 3 February 2022

a **Proposed by Councillor Duncan and seconded by Councillor Delaney**(Pages 217 - 232)

"In order to boost Ryedale's recycling rate, this Council calls on Policy and Resources Committee to explore:

- *scrapping the annual fee for green waste recycling, instead providing this service to all homes in Ryedale for free;*
- *extending the time period that green waste is collected from homes each year; and report its recommendations back to Full Council as soon as possible."*

Referred by Full Council on 18 February 2021 and considered by Policy and Resources Committee on 3 February 2022

b **Proposed by Councillor Keal and seconded by Councillor Mason**(Pages 233 - 238)

"Major flood defences in Malton, Norton and Old Malton protect hundreds of properties adjacent to the River Derwent, but in January 2021 Norton-on-Derwent has yet again been affected by serious and significant flooding

In 2000 this Council agreed to abandon badly needed major improvements to permanent flood protection for Norton when agreeing to NYCC plans to protect Malton and Old Malton. Recent events illustrate that this was an unsound decision.

We call on council to commit up to £2.5 million of reserves to contribute to partnership funding a permanent pumping solution for Norton to prevent surface water and sewer flooding occurring when water levels in the River Derwent are high.

The ARUP report of 2015 identified and costed the work required to protect homes and businesses in Norton and must now need to be acted on.

*We further call on council to request that officers enter into **immediate** talks with*

Yorkshire Water, the Environment Agency and NYCC to seek funding contributions towards the scheme that will be required to build a permanent pumping solution.

*Following recent events in Norton, when flood waters were only kept out of homes and businesses by 24/7 pumping, and property was yet again surrounded by raw sewage – this matter to be considered urgent and requiring **immediate** action.”*

- 13 **Covid-19 Additional Relief Funding (CARF) Scheme** (Pages 239 - 288)
- 14 **Appointments to Outside Bodies**
- a **To Appoint a Representative to the Milton Rooms Management Committee.**
The vacancy has arisen following Councillor Garbutt Moore’s decision to step down from this role.
- b **To Appoint a Substitute to the North Yorkshire and York Spatial Planning and Transport Board.**
The vacancy has arisen following the resignation of Councillor Raper.
- c **To Appoint a Substitute to the Safer Ryedale Delivery Team**
The vacancy has arisen following the resignation of Councillor Raper.
- d **To Appoint a Substitute to the Community and Police Consultation Group for Malton Rural East**
The vacancy has arisen following the resignation of Councillor Raper.
- 15 **To Agree a Change of Date of April Full Council Meeting**
- 16 **TO RECEIVE A COMMITTEE LEVEL DECISION MADE UNDER URGENCY POWERS, AS REQUIRED UNDER THE CONSTITUTION**

The following decision has already been made.

- a **Designation of Interim Monitoring Officer** (Pages 289 - 292)
- 17 **Any other business that the Chair decides is urgent**



Stacey Burlet
Chief Executive