

**Decisions to be considered by
Full Council on 13 September 2016**

Decisions of the meeting of the CABINET held
at 9.30 am on Tuesday, 6th September, 2016
at COUNCIL CHAMBER, CIVIC CENTRE,
STONE CROSS, NORTHALLERTON

Present

Councillor M S Robson (in the Chair)

Councillor P R Wilkinson
Mrs B S Fortune
N A Knapton

Councillor B Phillips
S Watson

Also in Attendance

Councillor M A Barningham
D M Blades
Mrs C S Cookman
S P Dickins
C A Dickinson
D Hugill

Councillor J Noone
C Patmore
Mrs I Sanderson
Mrs J Watson
D A Webster

CA.22 **2016/17 QUARTER 1 REVENUE MONITORING REPORT 2016/17**

All Wards

The subject of the decision:

This report provided an update on the revenue budget position of the Council and the reserve funds at the end of June 2016.

Alternative options considered:

None.

The reason for the decision:

To comply with S25 of the Local Government Act 2003 regarding setting a balanced budget and monitoring the financial position throughout the year.

THE DECISION:

That Cabinet approves and recommends to Council that:-

- (1) the budget decrease at paragraph 3.2 of the report in Quarter 1 of £240,240 which results in a budget of £7,571,130 be approved;

- (2) the allocation from the One-Off Fund at paragraph 6.6 of the report of £81,751 be approved; and
- (3) it be noted that the Economic Development Fund remaining balance to be allocated at paragraph 6.4 of the report is £73,819.

CA.23 **2016/17 Q1 CAPITAL MONITORING AND TREASURY MANAGEMENT REPORT**

All Wards

The subject of the decision:

This report provided the Quarter 1 update at 30 June 2016 on the progress of the Capital Programme 2016/17 and the Treasury Management position. A full schedule of the Capital Programme 2016/17 schemes was attached at Annex A of the report, together with the relevant update on progress of each scheme.

Alternative options considered:

None.

The reason for the decision:

To comply with the requirements of the Local Government Act 2003 and the Chartered Institute of Public Finance and Accountancy (CIPFA) Prudential Code and the CIPFA Treasury Management Code of Practice.

THE DECISION:

That Cabinet approves and recommends to Council that:-

- (1) the net increase of £176,077 in the Capital Programme to £21,101,226 as detailed in Annex 'B' and also in the Capital Programme attached at Annex 'A' of the report be approved;
- (2) the position of the Economic Development Fund at Annex B of the report and that it has been fully allocated until funds are returned from schemes in future years be noted;
- (3) the increase of capital expenditure is funded from earmarked reserves at £402,077, where £117,199 is funded from capital receipts, £24,165 from the One-Off Fund, £139,892 is from the Economic Development Fund and £119,821 is from external grants/contributions be approved;
- (4) the funding allocation to the Capital Programme as detailed in paragraph 3.1 and 3.2 of the report be approved;
- (5) the Treasury Management and Prudential Indicators at Annex 'E' of the report be approved.

CA.24 **FINANCIAL STRATEGY 2017/18 TO 2026/27 AND EFFICIENCY REPORT**

All Wards

The subject of the decision:

This report sought consideration of the Financial Strategy 2017/18 to 2026/27 and also the Efficiency Plan that had been developed so the Council could qualify for the four-year funding settlement from Government. In order for Councils to sign up to the four-year settlement, the Efficiency Plan needed to be published by October 2016.

Alternative options considered:

None.

The reason for the decision:

To ensure there was a long term financial planning mechanism for the Council.

THE DECISION:

That Cabinet approves and recommends to Council that:-

- (1) the Financial Strategy 2017/18 to 2026/27 attached at Annex A and A(1) to the report be approved;
- (2) the Efficiency Plan 2016/17 to 2019/20 attached at Annex B of the report be approved; and
- (3) the 100% Business Rate Retention Consultation for 26 September 2016 be noted.

CA.25 **COUNCIL PLAN 2015 TO 2019**

All Wards

The subject of the decision:

This report sought approval of a revised Council Plan 2015 to 2019 which demonstrated the Council's vision, purpose and priorities updated for 2016 onwards.

Alternative options considered:

None.

The reason for the decision:

To comply with the statutory obligation for the Council to have an active Council Plan.

THE DECISION:

That Cabinet approves and recommends to Council the revised Council Plan 2015 to 2019.

CA.26 **SECTOR LED BODY FOR APPOINTMENT OF EXTERNAL AUDITORS - OPT-IN 2016/17**

All Wards

The subject of the decision:

This report summarised the changes to the arrangements for appointing External Auditors following the closure of the Audit Commission and the end of the transitional arrangements at the conclusion of the 2017/18 audits.

Alternative options considered:

Cabinet considered three different options as set out in the report.

The reason for the decision:

To comply with Section 7 of the Local Audit and Accountability Act 2014 which required a relevant authority to appoint a local auditor to audit its accounts for a financial year not later than 31 December in the preceding year.

THE DECISION:

That Cabinet approves and recommends to Council to Opt-in to an approved sector led body, specifically Public Sector Audit Appointments Ltd, to act as the Appointing Person for the appointment of External Auditors for the Council.

CA.27 **GREEN WASTE CHARGING**

All Wards

The subject of the decision:

At its meeting on 19 July 2016, the Council approved the principle of charging for green waste collections with the actual charge and collection policies being the subject of a further report (Minute C.7 refers). This report sought approval to the implementation of a charge of £35 per annum per bin for green waste collections on an opt-in subscription basis from April 2017. It also set out the proposed green waste collection policies covering matters such as charging for second bins.

Alternative options considered:

None.

The reason for the decision:

To take account of the Controlled Waste Regulations 2012 which enabled authorities to make a reasonable charge for the collection of garden waste from households.

THE DECISION:

That Cabinet approves and recommends to Council that:-

- (1) a charge of £35 per bin per year be adopted for green waste collections for 2017/18; and

- (2) the amendments to the Waste Collection Policy set out in paragraph 5.2 of the report be approved.

CA.28 **HUTTON RUDBY, RUDBY, MIDDLETON AND SKUTTERSKEFFE
NEIGHBOURHOOD PLAN AREA**

Stokesley

The subject of the decision:

The Localism Act 2011 provided a new statutory regime for Neighbourhood Planning. Regulations came into force on 6 April 2012 making legal provisions in relation to that regime and the first step in the process is the designation of a Neighbourhood Area. This report sought approval of an application from Rudby Parish Council for the designation of Hutton Rudby, Rudby, Middleton and Skutterskelfe Parishes as a Neighbourhood Area to enable them to proceed with formal Neighbourhood Plan preparation.

Alternative options considered:

None.

The reason for the decision:

To comply with Part 2 of the Neighbourhood Planning (General) Regulations 2012.

THE DECISION:

That Cabinet approves and recommends to Council that:-

- (1) the designation of a Neighbourhood Area covering Hutton Rudby, Rudby, Middleton and Skutterskelfe Parishes be approved for the purposes of preparing a Neighbourhood Plan; and
- (2) Government grant funding be passed to Rudby Parish Council to cover their submitted costs of plan preparation of up to £3,000.

CA.29 **STRAY DOG ENFORCEMENT POLICY**

All Wards

The subject of the decision:

This report presented a Stray Dog Enforcement Policy for consideration and approval. The Policy set out the service provided in relation to stray dogs and the general principles in relation to the enforcement of stray dog legislation.

Alternative options considered:

None.

The reason for the decision:

To take account of the Control of Dogs Order 1992 and the Clean Neighbourhoods and Environment Act 2005.

THE DECISION:

That Cabinet approves and recommends to Council that the Stray Dog Enforcement Policy be adopted.

CA.30 **EXCLUSION OF THE PRESS AND PUBLIC**

THE DECISION:

That under Section 100A(4) of the Local Government Act 1972, the press and public were excluded from the meeting during consideration of the item of business at minute no CA.31 on the grounds that it involved the likely disclosure of exempt information as defined in paragraph 1 of Part 1 of Schedule 12A of the Act as the Cabinet was satisfied that the public interest in maintaining the exemption outweighed the public interest in disclosing the information.

CA.31 **STAFFING ISSUES**

All Wards

The subject of the decision:

In agreement with the Leader, this report was tabled as an urgent item as a decision was required to be taken by Cabinet and subsequently Council on 13 September 2016.

This report sought consideration of the Management Structure of the Council and a revised Pay Policy.

Alternative options considered:

None.

The reason for the decision:

Proposed amendments to the Pay Policy were required to be presented to Cabinet with the resolution sent to Full Council for approval.

THE DECISION:

That Cabinet approves and recommends to Council that:

- (1) the proposed structure at Annex A of the report be agreed;
- (2) the revised pay policy statement at Annex B of the report be agreed;
- (3) that the Redundancy, Pension costs and any holidays and payments in Lieu of Notice amounting in total to £349,910 are paid from the one-off Fund be agreed;
- (4) if required, an interview panel be arranged with political proportionality which will consist of three Conservative Members, nominations to be submitted by the Leader to the Chief Executive upon request; and

- (5) a revised pay policy statement attached at Annex C of the report be agreed to take effect when the new structure is in place.

The meeting closed at 10.50 am

Leader of the Council