

Decisions of the meeting of the CABINET held at 9.30am on Tuesday 12 February 2013 at the Civic Centre, Stone Cross, Northallerton

Present

Councillor N W Huxtable (In the Chair)

Councillor R Kirk
B Phillips

Councillor P R Wilkinson

Also in Attendance

Councillor D Blades
Mrs B S Fortune
B Griffiths
Mrs J Griffiths
J Noone

Councillor Mrs C Patmore
J Prest
M Rigby
Mrs I Sanderson

(Apologies for absence were received from Councillors M S Robson and T Swales)

CA.65

COUNCIL TAX 2013/14

All Wards

The subject of the decision:

This report considered for 2013/14 the level of Council Tax, the policy on reserves and Prudential Indicators. In addition, it provided Members with details of the Council's formula grant settlement released on 19 December 2012 and the Council's Business Rates base that would be used by Government to calculate the Business Rates target for 2014/15 for the new Retained Business Rates funding mechanism.

The Cabinet Member for Resources reported that there were no comments received from the consultation with ratepayers held on 17 January 2013.

Alternative options considered:

None.

The reason for the decision:

To maintain the long term viability of the Council's finances and ensure sustainability by investing in community projects as determined by the Council's priorities and supporting the maintenance and enhancement of service delivery. To maintain the integrity of the Council's financial strategy.

THE DECISION:

That it be recommended to Council:

- (1) That it be noted that on 16 January 2013 Council calculated the Council Tax Base 2013/14:-
 - (a) for the whole Council area as 33,441.87 [Item T in the formula in Section 31B of the Local Government Finance Act 1992, as amended (the "Act")]; and
 - (b) for dwellings in those parts of its area to which a Parish precept relates as in the attached Annex A(1) of the report.
- (2) That the Council has calculated the Council Tax requirement for the Council's own purposes for 2013/14 (excluding Parish precepts) as £2,992,379.
- (3) That the following amounts be calculated for the year 2013/14 in accordance with Sections 31 to 36 of the Local Government Finance Act 1992:-
 - (a) **District/Parish Gross Expenditure**
£51,061,488 being the aggregate of the amounts which the Council estimates for the items set out in Section 31A(2) of the Act taking into account all precepts issued to it by Parish Councils
 - (b) **District/Parish Gross Income (including Government Grants, use of Reserves and Collection Fund Surpluses etc)**
£46,916,491 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 Net Expenditure**
£4,144,997 being the amount by which the aggregate at 3(a) above exceeds the aggregate at 3(b) above, calculated by the Council in accordance with Section 31A(4) of the Act, as its Council Tax requirement for the year (Item R in the formula in Section 31B of the Act)
 - (d) **Basic Amount of Tax (including average Parish Precepts)**
£123.9463 being the amount at 3(c) above (Item R) all divided by Item T (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)
 - (e) **Parish Precepts**
£1,152,617 being the aggregate of all special items (Parish Precepts) referred to in Section 34(1) of the Act (as per Annex A of the report)

(f) **Basic Amount of Tax (Unparished Areas)**

£89.4800 being the amount at 3(d) above less the result given by dividing the amount at 4(e) above by Item T (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

(4) **Major Precepting Authorities**

That it be noted that the North Yorkshire County Council, the North Yorkshire Fire and Rescue Authority and the North Yorkshire Police Authority have issued precepts to the Council in accordance with Section 40 of the Local Government Finance Act 1992 for each category of dwellings in the Council's area as indicated in the table below and at Annex A(1) of the report.

(5) **Council Tax Bands for All Councils**

That the Council, in accordance with Sections 30 and 36 of the Local Government Finance Act 1992, hereby sets the aggregate amounts shown in the tables below as the amounts of Council Tax for 2013/14 for each part of its area and for each of the categories of dwellings.

Hambleton District Council

Valuation Bands

| A | B | C | D | E | F | G | H |
|-------|-------|-------|-------|--------|--------|--------|--------|
| £ | £ | £ | £ | £ | £ | £ | £ |
| 59.65 | 69.60 | 79.54 | 89.48 | 109.36 | 129.25 | 149.13 | 178.96 |

North Yorkshire County Council

Valuation Bands

| A | B | C | D | E | F | G | H |
|--------|--------|--------|----------|----------|----------|----------|----------|
| £ | £ | £ | £ | £ | £ | £ | £ |
| 704.99 | 822.48 | 939.98 | 1,057.48 | 1,292.48 | 1,527.47 | 1,762.47 | 2,114.96 |

North Yorkshire Fire and Rescue Authority

Valuation Bands

| A | B | C | D | E | F | G | H |
|-------|-------|-------|-------|-------|-------|--------|--------|
| £ | £ | £ | £ | £ | £ | £ | £ |
| 41.40 | 48.30 | 55.20 | 62.10 | 75.90 | 89.70 | 103.50 | 124.20 |

North Yorkshire Police Authority

Valuation Bands

| A | B | C | D | E | F | G | H |
|--------|--------|--------|--------|--------|--------|--------|--------|
| £ | £ | £ | £ | £ | £ | £ | £ |
| 136.37 | 159.09 | 181.82 | 204.55 | 250.01 | 295.46 | 340.92 | 409.10 |

(6) **Excessive Council Tax**

That the Council determines that the Council's basic amount of Council Tax for 2013/14 (at 3(f) above) is not excessive in accordance with the principles approved under Section 52ZB of the Local Government Finance Act 1992.

- (7) The appropriate amount is taken from the Council Taxpayers Reserve to support the decision at (3) above.
- (8) The £92,000 Parish Council element of localisation of Council Tax Benefit Transition Grant is paid to Parish Councils on the basis of the schemes impact on the Council Tax level.
- (9) The Prudential Code Indicators identified in Annex B of the report are approved and that the indicators confirm that the expenditure and treasury management decisions are affordable, prudent and sustainable.
- (10) The policy on Balances and Reserves at Annex C is approved.

CA.66

NORTH YORKSHIRE LOCAL TRANSPORT BODY

All Wards

The subject of the decision:

North Yorkshire County Council was setting up a North Yorkshire Local Transport Body (LTB) and a decision was needed on who should represent the Council on the LTB.

Alternative options considered:

None.

The reason for the decision:

To ensure that the Council has appropriate representation on the North Yorkshire Local Transport Body.

THE DECISION:

That Council be recommended to appoint the Portfolio Holder for Housing and Planning to the North Yorkshire Local Transport Body.

The meeting closed at 10.15 am.

Leader of the Council

AGENDA ITEM NO:

**(CA.67 to CA.72)
Decisions taken under Cabinet
authority to take effect on 25 February 2013)**

Decisions of the meeting of the CABINET held
at 9.30am on Tuesday 12 February 2013 at the
Civic Centre, Stone Cross, Northallerton

Present

Councillor N W Huxtable (In the Chair)

Councillor R Kirk
B Phillips

Councillor P R Wilkinson

Also in Attendance

Councillor D Blades
Mrs B S Fortune
B Griffiths
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J Noone

Councillor Mrs C Patmore
J Prest
M Rigby
Mrs I Sanderson

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CA.67

MINUTES

THE DECISION:

That the decisions of the meeting held on 22 January 2013 (CA.60 – CA.64),
previously circulated, be signed as a correct record.

CA.68

**SCRUTINY COMMITTEE 2 - POLICY REVIEW – PUBLIC LIGHTING SAVING
INITIATIVES**

All Wards

The subject of the decision:

This report presented the final report from the Scrutiny Committee 2 on Public
Lighting Saving Initiatives for consideration.

Alternative options considered:

None.

The reason for the decision:

To take account of the findings of Scrutiny Committee 2.

THE DECISION:

That approval be given to progress a joint consultation exercise with North Yorkshire
County Council and the implementation of part-nighting generally in accordance with
NYCC policies at anticipated capital cost for HDC of £100,000.

CA.69

CAPITAL MONITORING PROCESS

All Wards

The subject of the decision:

Following concerns raised by Cabinet in September 2012 and again in January 2013 over the progress of the Capital Programme 2012/13, this report set out a series of actions that would ensure that future capital schemes were programmed and delivered evenly throughout the year. Also, that a more comprehensive reporting mechanism to Cabinet and the wider Membership was adopted to highlight issues at the earliest opportunity.

Alternative options considered:

None.

The reason for the decision:

To monitor the Capital Programme and ensure that it is being delivered.

THE DECISION:

That:-

- (1) the proposed capital approval, monitoring and reporting processes, including the new Capital Monitoring Report attached at Annex A of the report be approved;
- (2) the progress to date against the capital programme for 2012/13 be noted;
- (3) the revised capital programme for the Resources Business Group for 2012/13 be noted; and
- (4) a further report be submitted to Cabinet in April 2013 reporting on the position up to 31 March 2013.

CA.70

ARTICLE 4(1) DIRECTIONS – EASINGWOLD AND NORTHALLERTON

Easingwold and Northallerton Broomfield Wards

The subject of the decision:

It was proposed to make two Article 4(1) Directions to cover areas of Spring Street, and Uppleby in Easingwold and South Parade, Hatfield Road, Thirsk Road, Boston Avenue and Grammar School Lane in Northallerton as shown on the maps at Annexes A and B of the report. An Article 4(1) Direction withdraws certain householder permitted development rights so that minor works that might affect the character or appearance of the Conservation Area are brought under planning control from the date when the Direction comes into force, which follows a 6 week consultation period.

Alternative options considered:

None.

The reason for the decision:

To comply with the Town and Country Planning (General Permitted Development) Order 1995 as amended in 2008, 2010 and 2011.

THE DECISION:

That:-

- (1) two Article 4(1) Directions be made as described in paragraphs 1.5 to 1.6 of the report covering the parts of Spring Street and Uppleby in Easingwold and South Parade, Hatfield Road, Thirsk Road, Boston Avenue and Grammar School Lane in Northallerton as shown on the respective Annex A plans;
- (2) the occupiers and owners of dwellinghouses in the areas covered by the Directions will be notified and representations invited; and
- (3) a further report on representations received be considered at a future meeting of Cabinet.

CA.71

HOUSE TO HOUSE COLLECTION POLICY

All Wards

The subject of the decision:

This report presented a proposal for an updated policy in relation to house to house collections within the District.

Alternative options considered:

None.

The reason for the decision:

To ensure that the Council has an effective policy in place regarding house to house collections.

THE DECISION:

That the updated House to House Collections Policy be approved.

CA.72

PUBLIC OPEN SPACE, SPORT AND RECREATION PLANS

Whitstonecliffe Ward

The subject of the decision:

This report sought endorsement of the Public Open Space, Sport and Recreation Action Plans for Knayton with Brawith and Borrowby.

Alternative options considered:

None.

The reason for the decision:

To comply with the Council's legal responsibility to ensure funding is used in a way consistent with the individual S106 Agreements.

THE DECISION:

That the Public Open Space, Sport and Recreation Action Plans in Annex B of the report be endorsed.

The meeting closed at 10.15 am.

Leader of the Council