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**Decisions taken under Cabinet authority
to take effect on 14 September 2015**

Decisions of the meeting of the CABINET held
at 9.30 am on Tuesday, 1st September, 2015
at COUNCIL CHAMBER, CIVIC CENTRE,
STONE CROSS, NORTHALLERTON

Present

Councillor M S Robson (in the Chair)

Councillor	P R Wilkinson	Councillor	N A Knapton
	Mrs B S Fortune		B Phillips

Also in Attendance

Councillor	P Bardon	Councillor	C Patmore
	A W Hall		Mrs I Sanderson
	J Noone		A Wake
	Ms C Palmer		Mrs J Watson

CA.26 **MINUTES**

THE DECISION:

That the decisions of the meeting held on 7 July 2015 (CA.7 – CA.18), previously circulated, be signed as a correct record.

CA.27 **ANNUAL REVIEW 2014/15 REPORT**

All Wards

The subject of the decision:

This report sought consideration of a recommendation from Scrutiny Committee in respect of the Annual Review Report for 2015.

Alternative options considered:

None.

The reason for the decision:

To take account of the recommendations of Scrutiny Committee.

THE DECISION:

That the Annual Review Report 2014/15 be commended.

CA.28 **NORTH NORTHALLERTON GROWTH DEAL**

All Wards

The subject of the decision:

This report provided information on the current position with the Local Growth Deal funding secured from the Local Enterprise Partnership (LEP); the current position of the North Northallerton development; the potential risks to delivery and sought approval to sign the funding agreement with the LEP.

Alternative options considered:

None.

The reason for the decision:

To ensure the viability and delivery of the project.

THE DECISION:

That Cabinet agrees to enter into the funding agreement with the LEP to secure the £6m Local Growth Deal monies for the NNDA Link Road and Bridge subject to:-

- (1) agreement in principle to enter a legal agreement with the Developer Consortium that acceptably mitigates the financial risk to the Council; and
- (2) the Chief Executive, in consultation with the Leader of the Council, being satisfied that the developers are able to deliver the project.

CA.29 **COMMUNITY INFRASTRUCTURE LEVY - CONTRIBUTIONS TOWARD THE NORTH NORTHALLERTON INFRASTRUCTURE SCHEMES**

All Wards outside the North York Moors National Park

The subject of the decision:

This report identified and recommended the amount of Community Infrastructure Levy (CIL) receipts to be dedicated towards the prioritised CIL funded infrastructure schemes for North Northallerton as set out in the Regulation 123 List (Annex 'A' of the report).

Alternative options considered:

None.

The reason for the decision:

The Community Infrastructure Levy would be required to ensure efficient and effective delivery of the North Northallerton development. The Council would need to follow the CIL Regulations 2010 (as amended) to ensure that the proper legal procedures continued to be adhered to in implementing the Charging Schedule.

THE DECISION:

That:-

- (1) the CIL from the planning application for the North Northallerton Development be made "in kind" through the construction of the Link Road and Bridge up to the value of the shortfall in funding, subject to the Council agreeing to accept "in-kind" contributions;
- (2) any CIL remaining after the contribution to the Link Road and Bridge be paid as a financial contribution and put towards the primary school and sports village;
- (3) a significant proportion of all available CIL receipts (excluding the current North Northallerton application) made to the Council in the period 7 April 2015 - to 31 March 2018 (to a maximum of £2million) be allocated to the North Northallerton Primary School.
- (4) there be an annual review (or as required) of these CIL funding arrangements to ensure that they remain appropriate.

CA.30 **DALTON BUSINESS IMPROVEMENT DISTRICT (BID)**

Sowerby and Topcliffe

The subject of the decision:

This report sought approval for the Dalton Industrial Estate Business Improvement District (BID), agreement that the £1.5m loan be funded from the Economic Development Fund Reserve and sought approval for expenditure from the Economic Development Fund to cover the cost of legal fees in setting up the loan agreement.

Alternative options considered:

None.

The reason for the decision:

To comply with the Business Improvements Districts (England) Regulations 2004.

THE DECISION:

That, subject to the Council adopting a policy in relation to BIDs:-

- (1) the principle of establishing the Dalton Bridge Business Improvement District be approved;
- (2) the Council waives the administration charges to collect the new BID levy;
- (3) the BID ballot be run by Election Services;
- (4) the loan of up to £1.5m be funded from the Economic Development Fund; and

- (5) the legal costs associated with the loan agreement of approximately £20,000 be funded from the Economic Development Fund.

The meeting closed at 10.10 am

Leader of the Council