

ITEM

Time commenced - 6.00pm
Time finished - 10.30pm

COUNCIL **27 February 2019**

Present: The Mayor, Councillor Carr, and Councillors Anderson, Ashburner, Barker, Bayliss, Bettany, Care, Cooper, Dhindsa, Eldret, Evans, Graves, Grimadell, Harwood, Hassall, Hezelgrave, A Holmes, M Holmes, Hudson, Hussain, Jackson, Keith, J Khan, S Khan, Marshall, McCristal, Naitta, Nawaz, Peatfield, A Pegg, P Pegg, Potter, Poulter, Raju, Rawson, Repton, Roulstone, Russell, Sandhu, Shanker, Skelton, Smale, Stanton, Webb, West, Williams, Willoughby, Winter and Wood.

101/18 Apologies for Absence

Apologies were received from Councillors Afzal and Froggatt.

102/18 Declarations of Interest

Councillor Willoughby declared that his wife was employed at a special school in the city but that the Interim Monitoring Officer had granted a dispensation so that he could take part in the debate on the budget.

The Interim Monitoring Officer advised all members that a general dispensation would be applied across councillors in respect of the approval of the Council Tax.

103/18 Minutes of the Meeting held on 23 January 2019

The minutes were agreed as a correct record.

104/18 Announcements from the Mayor

The Mayor referred to this being the last scheduled meeting before the election and thanked fellow Councillors for their support.

The Mayor stated that since the last meeting he had had the pleasure of attending the civic reception in celebration of Reg Harrison being granted Freedom of the City of Derby. This was a fantastic experience for Reg, his family and our invited guests, which included the Derby County Manager, Frank Lampard. The Council had received a note of thanks from Reg's family which the Mayor shared with Council.

The Mayor referred to this being the last Council meeting for two of our Councillors and invited Cllr Bayliss would like to say a few words.

Councillors were advised that, the mover of the motion in relation to the budget was not time limited. As was customary, CP46 would not be imposed – the five-minute time limit – on opposition leaders responding to the mover's speech, but as in

previous years the Mayor asked that this flexibility be treated reasonably and asked opposition leaders to not exceed 10 minutes.

105/18 Statements from Members of the Council Cabinet

There were none.

106/18 Questions from the Public

Questions and replies were heard as follows:

Questioner	Respondent	Subject
Gaurav Pandey	Cllr Barker	Out of town taxis
Gillian Macpherson	Cllr Grimadell	Peartree Library Relocation
Douglas Lumley	Cllr Webb	Rent charges for Goods Supplied by Derby Homes
Judith Ainsley	Cllr Grimadell	St Augustine's Community Centre
Simon Bacon	Cllr Smale	Raynesway Tip Recycled Materials
Pauline Inwood	Cllr Smale	Traffic Proposals in Spondon
Simon Bacon	Cllr Smale	Blue Bin Recycling
Pauline Inwood	Cllr Grimadell	Plans for City Centre Swimming Pool

107/18 Questions relating to Derbyshire Fire Authority or Derby Homes

There were none.

108/18 Questions from non-Council Cabinet Members

Questions and replies were heard as follows:

Questioner	Respondent	Subject
Councillors Bayliss and Rawson	Councillor Williams	SEND budget for Schools in Alvaston and Derwent
Councillor Peatfield	Councillor Smale	Waste Plant
Councillor Peatfield	Councillor M Holmes	Assembly Rooms
Councillor Peatfield	Councillor Smale	Funding of maintenance and improvement of Derby's Road network
Councillor West	Councillor Grimadell	Queen's Leisure Centre
Councillor Shanker	Councillor M Holmes	Refurbished Assembly Rooms versus a new performance venue
Councillor Shanker	Councillor Poulter	Agreement between Conservative and UKIP
Councillor Care	Councillor M Holmes	Budget to address global warming

109/18 Review of the Derby City Council Governance System

A report of the Strategic Director of Corporate Resources was considered which stated that in May 2018 Council agreed to establish a Committee System Working Group tasked with 'reviewing and considering proposals' relating to our governance arrangements.

The Group had reached their conclusions following full research of all the key principles and was now in a position to make their recommendations to Cabinet and Council in order to put in place a more effective governance system through a Committee system structure for political decision making rather than the current Leader and Cabinet system.

Further to consideration by the Executive Scrutiny Board and Council Cabinet on 12 and 13 February respectively, the report was presented to Council for endorsement.

As part of this process, Council Cabinet accepted a recommendation from the Executive Scrutiny Board to request that Council explore the possibility of moving to 'all-council', four yearly elections, in conjunction with the review of Derby City Council's governance system.

The additional recommendation was detailed at paragraph 2.3 of the report. Minute extracts from the Executive Scrutiny Board and Council Cabinet were provided at Appendix 1 and 2 of the report.

The recommendations were moved by Councillor Barker, seconded by Councillor Poulter, put to the vote and carried.

Resolved

- 1. To authorise the Strategic Director of Corporate Resources to develop a Committee System based on the following working principles:**
 - **Achieve greater councillor engagement in decision-making;**
 - **No increase in the number of meetings;**
 - **No increase in costs;**
 - **Avoid unnecessary delays in decision-making so that any change is at least comparable to the Leader and Cabinet model;**
 - **Including call-in within the functions of the new committee structure;**
 - **To allow all councillors to put items on the agenda of committees;**
 - **Fit for purpose officer delegation scheme, with councillor involvement only in significant officer decisions.**
- 2. To agree that local electors should be consulted prior to any final decision being made.**
- 3. To request that the Committee System Working Group explore a move to four-yearly 'all-council' elections, in conjunction with the review of Derby City Council's governance system.**

110/18 Minute extract 62/18 from the Audit and Accounts Committee held on 6 February 2019

Council considered a minute extract from the Audit and Accounts Committee meeting held on 6 February 2019 which required Council approval

- 62/18 – Audit and Accounts Committee – Terms of Reference.

The minutes were moved by Councillor Willoughby and seconded by Councillor Roulstone. The matter was put to the vote and carried.

Resolved to approve minute no 62/18 of the Audit and Accounts Committee.

111/18 Minute extract 12/18 from the Standards Committee held on 12 February 2019

Council considered a minute extract from the Standards Committee meeting held on 12 February 2019 which required Council approval

- Procedure for the Assessment and Review of Allegations of Breaches of the Members' Code of Conduct.

The minutes were moved by Councillor A Holmes and seconded by Councillor Bayliss. The matter was put to the vote and carried.

Resolved to approve minute no 12/18 of the Standards Committee.

112/18 Medium Term Financial Plan 2019/20 – 2022/23, Revenue and Capital Final Budget Setting for 2019/20, Treasury Management Update and Strategy 2019/20, Housing Revenue Account Final Budget Setting 2019/20, Dedicated Schools Grant 2019/20, Capital Strategy and Pay Policy

Council considered a report which set out proposals to recommend to Council a net budget requirement of £220,609,129 for 2019/20 and to recommend rent levels and service charges for council housing stock and to approve the 2019/20 Housing Revenue Account budget from the updated 30 year business plan. The report also set out budget proposals for 2019/20 and 2022/23 as part of the Council's Medium Term Financial Plan (MTFP).

The MTFP had outlined permanent savings requirements of £12.996m over the four year period to address the impact of funding reductions, meet rising costs, maintain priority services and invest for the future. These savings totalled £7.183m in 2019/20, £3.719m in 2020/21, £1.436m in 2021/22 and £0.658m in 2022/23. The intention was to use reserves to smooth the impact on budgets which would help ensure Council services could be delivered in a managed way.

The Council's 2019/20 and 2022/23 budget position included a £1.732m contribution to the Council's Corporate Revenue Contingency budget to sustain the Treasury Management position and the Capital Programme commitments of the Council across the MTFP period.

Each section of the report dealt with the various elements that required consideration before a final decision was reached. These key areas were:

- the budget process leading up to these proposals (Section 4.1)
- the resources available to the Council, including council tax and the local Government finance settlement (Section 4.11)
- directorate summaries (Section 4.22)
- the Derbyshire Business Rates one year pilot and reserve (Section 4.45)
- the Corporate Contingency transfer to reserves (Section 4.52)
- details of the impact assessments carried out on the Council's budget proposals (Section 4.55)
- the delivery of the Council Plan (Section 4.59)
- use of reserves (Section 4.62)
- feedback from the communication and consultation process (Section 4.64)
- the management of budget risks (Section 4.68)
- future outlook (Section 4.87).

The 2018/19 budgets used in the report had been restated to reflect all movements of budgets between Directorates approved during 2018/19, as approved by Council Cabinet to date, to reflect the latest budget position by directorate.

The 2019/20 budget had been able to include growth and budget pressures and the overall budget position showed a £2.827m (1.3%) increase over the 2018/19 budget, which includes a number of significant movements:

- Revenue Support Grant had been reduced by £6.4m.
- Specific Grants had increased by £5.4m, mainly due to the Government's recognition of the funding shortfall for Adults and Children's Social Care services; however the funding the Government has provided was only one off funding for 19/20.
- A council tax increase of 2.99% which when considered with forecasted growth in the council tax base would positively affect the 2019/20 budget position by £4.3m.
- Forecasted business rates income had increased by £2.3m due to an increase in growth and the Government's Transitional Payment Protection funding.
- Business Rates was currently forecasting a deficit of £6.2m overall of which the Council's share was £6.1m the main reasons for this deficit were an increase in the provision for business rates appeals, a large proportion of this was due to the Rating Valuation Court ruling that removed certain types of Automatic Teller Machines (ATM's) from the rating list.

Further details of funding anticipated to be received by the Council were provided in Appendix 2 of the report.

Although the Government had announced their final funding settlement for 2019/20 further clarification was still required for 2020/21 - 2022/23. We were expecting the Government to announce their public sector Spending Review in Autumn 2019.

Included in the appendices was summarised budget information that, together with the text of the report, constituted the full budget proposal.

The report set out the 2019/20 to 2021/22 capital programme to recommend to Council. The main areas of the £370.767m programme over the next three years were:

- £18.7m for the Environmental Agency flood defence project Our City Our River.
- £41.4m for the People's Directorate programme, including the conclusion of the current secondary school expansion programme and repairs, maintenance and improvements to the fabric of school buildings. This was indicative, subject to confirmation of Government allocations.
- £92.3m Housing programme including refurbishment to Council-owned houses in the Housing Revenue Account (HRA) and an extensive new build programme. This was indicative subject to the approval of the HRA business plan. Housing General Fund schemes to deliver decent homes and assistance to vulnerable householders, disabled facilities grants, other repairs and assistance in the private sector and support for affordable housing.
- £38m for Highways and Transport - to improve the highway network and deliver major schemes such as the A52/Wyvern Transport Improvements.
- £59.5m for Property improvements and new construction to Council buildings and infrastructure, including the addition of a new scheme to build a New Swimming Pool Complex.
- £100.3m for Regeneration of the city centre and key regeneration areas, including Infinity Park Derby and the Innovation Centre.

The capital programme outlined assumptions made on future year's Government allocations which were still to be confirmed, as detailed in Section 4.100 to 4.102, 4.105 and 4.117 of the report.

The capital programme provided an update on the major projects that the council had pledged to deliver, including the A52 Highway Improvement Scheme, a New Swimming Pool Complex and the New Assembly Rooms, as detailed from Section 4.90 of the report.

Capital Strategy - The 2019/20 position gave a high level overview of how capital expenditure, capital financing and treasury management activity contribute to the provision of local public services along with an overview of how associated risk was managed and the implications for future financial sustainability as detailed in Appendix 11 of the report.

To approve the Council's Treasury Management Strategy for the financial year 2019/20 and the Treasury Management Indicators derived from this strategy. The following was included in the report:

- Background and context

- The Treasury Management Strategy
- Treasury Management Indicators

The Housing Revenue Account (HRA) section sets out the 30 year updated Housing Revenue Account Business Plan for the management and maintenance of the Council's housing stock (Section 4.193 of the report).

The HRA remained in a relatively strong position. It could meet the immediate management and maintenance requirements of the Council's housing stock, as well as the projected requirements over the 30 years of the business plan and the required debt repayments.

Dedicated Schools Grant - On 18 December 2018 the Department for Education (DfE) announced the details of the School Funding Settlement. The Dedicated Schools Grant (DSG) for Derby was split into four blocks; Schools Block, Early Years Block, High Needs Block and a Central School Services Block. Final calculated Schools Budgets from the Schools Block element must be issued to individual schools by the 28 February 2019, High Needs budgets needed to be issued by 31 March 2019.

The 2019-2020 allocation for the DSG was £234.766m and was made up of four blocks of funding

- Schools Block £175.608m
- Central School Services Block £3.956m
- High Needs Block £36.020m (£34.032m net of EFA recoupment for places funded direct)
- Early Years Block £19.183m

Previously the Government announced its intention to move to a national funding formula (NFF) for schools, Schools Forum considered the approach Derby should take to the implementation of the NFF following a full consultation exercise with schools.

There were currently significant pressures on the High Needs Block with current forecast outturn projection for the financial year 2018/19 of a £3.4 million overspend. The Council had consulted on proposals for a balanced budget for 2019/20.

The Localism Act 2011 required the council to prepare and publish a pay policy statement annually which sets out the authority's policy relating to the remuneration of its Chief Officers and how this compared with the policy on the remuneration of its lowest paid employees (Appendix 16 of the report).

The proposal before Council were moved by Councillor Poulter and seconded by Councillor M Holmes. Councillors Eldret and Skelton (Care, Harwood, Ashburner, Hussain and Anderson) spoke in response.

It was moved by Councillor Rawson and seconded by Councillor Eldret

I move that the budget proposals before Council at Item 12 on the agenda be amended by the insertion of the following amendment:

"That the budget is approved subject to replenishment of the Welfare Reform Reserve by £750,000 in order to continue providing the optimum level of service to vulnerable residents of Derby who are transitioning to universal credit and are suffering financial hardship in the process this would include both direct financial support, where appropriate, as well as advice and guidance.

That the £750,000 funding be met from the Council's General Reserves."

As required under Rule CP71a of the Council Procedure Rules, it was demanded by at least 10 members that a recorded vote be taken on the amendment. The voting was as follows:

For the amendment

Councillors Anderson, Bayliss, Dhindsa, Eldret, Hezelgrave, Hussain, Jackson, S Khan, Marshall, Nawaz, Peatfield, P Pegg, Raju, Rawson, Repton, Russell, Sandhu, Shanker, Stanton, West, Winter (21)

Against the amendment

Councillors Ashburner, Barker, Bettany, Care, Carr, Cooper, Evans, Graves, Grimadell, Harwood, Hassall, A Holmes, M Holmes, Hudson, Keith, McCristal, Naitta, A Pegg, Potter, Poulter, Roulstone, Skelton, Smale, Webb, Williams, Willoughby, Wood (27)

Abstentions

None.

The amendment was lost.

It was moved by Councillor Repton and seconded by Councillor Peatfield

I move that the budget proposals before Council at Item 12 on the agenda be amended by the insertion of the following amendment:

"That the budget is approved subject to an increase to the capital highways maintenance budget by £3 million in 2019/20 to improve the state of our roads from pot hole damage.

That the budget is approved subject to a corresponding £160,000 saving to fund the prudential borrowing costs being met through:

- (i) Bereavement Services Costs – reduce the subsidy by £100,000 and incentivise management to encourage more patronage at the Markeaton Crematorium. Saving = £100,000*
- (ii) Expediting the staffing saving in the Facilities Management Service. Saving = £60,000."*

As required under Rule CP71a of the Council Procedure Rules, it was demanded by at least 10 members that a recorded vote be taken on the amendment. The voting was as follows:

For the amendment

Councillors Bayliss, Dhindsa, Eldret, Evans, Hezelgrave, Hussain, Jackson, J Khan, S Khan, Nawaz, Peatfield, P Pegg, Raju, Rawson, Repton, Russell, Sandhu, Shanker, Stanton, West (20)

Against the amendment

Councillors Anderson, Ashburner, Barker, Bettany, Care, Carr, Cooper, Graves, Grimadell, Harwood, Hassall, A Holmes, M Holmes, Hudson, Keith, Marshall, McCristal, Naitta, A Pegg, Potter, Poulter, Roulstone, Skelton, Smale, Webb, Williams, Willoughby, Wood (28)

Abstentions

None.

The amendment was lost.

It was moved by Councillor Russell and seconded by Councillor Raju

I move that the budget proposals before Council at Item 12 on the agenda be amended by the insertion of the following amendment:

"That the budget is approved subject to funding of the over spend in the High Needs Block in relation to Special Schools Banding Reductions of £630,000 in 2019/20. The existing funding proposal, along with those which are being consulted on presently, will be damaging to the SEND system in Derby.

Funding the projected overspend for a period of one year will allow 12 months for a full consultation in partnership with schools to formulate stronger proposals to reduce the spend in the high needs block.

That the £630,000 funding be met from the Council's General Reserves."

As required under Rule CP71a of the Council Procedure Rules, it was demanded by at least 10 members that a recorded vote be taken on the amendment. The voting was as follows:

For the amendment

Councillors Anderson, Bayliss, Dhindsa, Eldret, Evans, Hezelgrave, Hussain, Jackson, J Khan, S Khan, Nawaz, Peatfield, P Pegg, Raju, Rawson, Repton, Russell, Sandhu, Shanker, Stanton, West, Winter (22)

Against the amendment

Councillors Ashburner, Barker, Bettany, Care, Carr, Cooper, Graves, Grimadell, Harwood, Hassall, A Holmes, M Holmes, Hudson, Keith, Marshall, McCristal, Naitta, A Pegg, Potter, Poulter, Roulstone, Skelton, Smale, Webb, Williams, Willoughby, Wood (27)

Abstentions

None.

The amendment was lost.

It was moved by Councillor Peatfield and seconded by Councillor Bayliss

I move that the budget proposals before Council at Item 12 on the agenda be amended by the insertion of the following amendment:

"That the budget is approved subject to the removal of the budget saving proposal for £146,000 in 2019/20 before Council in relation to the 'Removal of free staff and councillor car parking and implementing charges for permits' be removed until a root and branch review of all free passes is undertaken to ensure fairness and parity is put in place across the whole of our workforce. So that all of our dedicated staff who justify having a free pass are given one.

That the budget is approved subject to a corresponding £146,000 saving to mitigate the cost being met through:

- (iii) Remove Allestree Golf Course 2019/20 pressure and to explore the feasibility of transferring the management of the Course to the 'Members'. Saving = £100,000*
- (iv) Reducing the pressure in the Treasury Management Budget by £46,000 in 2019/20 through prudent cash management. Saving = £46,000."*

As required under Rule CP71a of the Council Procedure Rules, it was demanded by at least 10 members that a recorded vote be taken on the amendment. The voting was as follows:

For the amendment

Councillors Bayliss, Dhindsa, Eldret, Hezelgrave, Hussain, Jackson, J Khan, S Khan, Nawaz, Peatfield, P Pegg, Raju, Rawson, Repton, Russell, Sandhu, Shanker, Stanton, West, Winter (20)

Against the amendment

Councillors Anderson, Ashburner, Barker, Bettany, Care, Carr, Cooper, Evans, Graves, Grimadell, Harwood, Hassall, A Holmes, M Holmes, Hudson, Keith, Marshall, McCristal, Naitta, A Pegg, Potter, Poulter, Roulstone, Skelton, Smale, Webb, Williams, Willoughby, Wood (29)

Abstentions

None.

The amendment was lost.

It was moved by Councillor Rawson and seconded by Councillor Stanton

I move that the budget proposals before Council at Item 12 on the agenda be amended by the insertion of the following amendment:

"That the budget is approved subject to removal of the New Assembly Rooms refurbishment from the Capital Programme and replace with a new build Performance Venue in line with the original specification agreed by the previous Labour Administration."

As required under Rule CP71a of the Council Procedure Rules, it was demanded by at least 10 members that a recorded vote be taken on the amendment. The voting was as follows:

For the amendment

Councillors Anderson, Bayliss, Dhindsa, Eldret, Hezelgrave, Hussain, Jackson, J Khan, S Khan, Marshall, Nawaz, Peatfield, P Pegg, Raju, Rawson, Repton, Russell, Sandhu, Shanker, Stanton, West, Winter (22)

Against the amendment

Councillors Ashburner, Barker, Bettany, Care, Carr, Cooper, Evans, Graves, Grimadell, Harwood, Hassall, A Holmes, M Holmes, Hudson, Keith, McCristal, Naitta, A Pegg, Potter, Poulter, Roulstone, Skelton, Smale, Webb, Williams, Willoughby, Wood (27)

Abstentions

None.

The amendment was lost.

It was moved by Councillor Shanker and seconded by Councillor Marshall

I move that the budget proposals before Council at Item 12 on the agenda be amended by the insertion of the following amendment:

"That the budget is approved subject to no reduction to the grant to Marketing Derby by £40,000.

That the budget is approved subject to a corresponding £40,000 saving to mitigate the cost being met through reducing the Revenue Contingency Budget for 2019/20 by £40,000."

As required under Rule CP71a of the Council Procedure Rules, it was demanded by at least 10 members that a recorded vote be taken on the amendment. The voting was as follows:

For the amendment

Councillors Bayliss, Dhindsa, Eldret, Evans, Hezelgrave, Hussain, Jackson, J Khan, S Khan, Nawaz, Peatfield, P Pegg, Raju, Rawson, Repton, Russell, Sandhu, Shanker, Stanton, West, Winter (21)

Against the amendment

Councillors Anderson, Ashburner, Barker, Bettany, Care, Carr, Cooper, Graves, Grimadell, Harwood, Hassall, A Holmes, M Holmes, Hudson, Keith, Marshall, McCristal, Naitta, A Pegg, Potter, Poulter, Roulstone, Skelton, Smale, Webb, Williams, Willoughby, Wood (28)

Abstentions

None.

The amendment was lost.

It was moved by councillor Hussain and seconded by Councillor Eldret

I move that the budget proposals before Council at Item 12 on the agenda be amended by the insertion of the following amendment:

"That the budget is approved subject to the costs of £1.6 million necessary to bring Peartree Carnegie Library back into use being included in the capital programme and being paid for as a priority from within the Planned Capital Maintenance Budget. Noting that the additional cost will be offset from a corresponding reduction from earmarked funding of £700,000 from the St Augustine's Building."

As required under Rule CP71a of the Council Procedure Rules, it was demanded by at least 10 members that a recorded vote be taken on the amendment. The voting was as follows:

For the amendment

Councillors Bayliss, Dhindsa, Eldret, Hezelgrave, Hussain, Jackson, J Khan, S Khan, Marshall, Nawaz, Peatfield, P Pegg, Raju, Rawson, Repton, Russell, Sandhu, Shanker, Stanton, West, Winter (21)

Against the amendment

Councillors Anderson, Ashburner, Barker, Bettany, Care, Carr, Cooper, Evans, Graves, Grimadell, Harwood, Hassall, A Holmes, M Holmes, Hudson, Keith, McCristal, Naitta, A Pegg, Potter, Poulter, Roulstone, Skelton, Smale, Webb, Williams, Willoughby, Wood (28)

Abstentions

None.

The amendment was lost.

As required under Rule CP71b of the Council Procedure Rules, the votes of the members on the substantive motion were noted and recorded as the resolution related to the Budget setting.

For the motion

Councillors Anderson, Ashburner, Barker, Bettany, Care, Carr, Cooper, Evans, Graves, Grimadell, Harwood, Hassall, A Holmes, M Holmes, Hudson, Keith, Marshall, McCristal, Naitta, A Pegg, Potter, Poulter, Roulstone, Skelton, Smale, Webb, Williams, Willoughby, Wood (29)

Against the motion

None

Abstentions

Councillors Bayliss, Dhindsa, Eldret, Hezelgrave, Hussain, Jackson, J Khan, Nawaz, Peatfield, P Pegg, Raju, Rawson, Repton, Russell, Sandhu, Shanker, Stanton, West, Winter

The substantive proposals relating to the budget for 2019/20 were carried.

Resolved

1. To approve a budget requirement for Derby City Council for 2019/20 of £220,609,129 subject to the finalisation of the Council's Council Tax for 2019/20.
2. To approve the directorate revenue budget estimates and the use of reserves of £7.492m (3.4% of the budget) summarised in Appendix 3 of the report
3. To approve the measures proposed to manage budget risks in 2019/20 and in future years in section 4.68 of the report.
4. To approve the commencement of appropriate procurement procedures to support the specific budget proposals listed in Appendix 4 of the report.
5. To approve implementation of detailed savings proposals included in Appendix 4 of the report subject to the completion and consideration, where relevant, of any further consultation exercises, equality impact assessments and assessments under Section 17 of the Crime and Disorder Act 1998.
6. To note the changes made to the budget savings proposals as a result of feedback from the consultation process, detailed in paragraph 4.64.
7. To approve within the 2019/20 budget total of £220,609,129:

	£m
Net service estimates of:	
People Services	147.480
Communities and Place	38.799
Corporate Resources	31.627
Corporate Core	10.195
	<hr/> 228.101
Appropriations from reserves:	
Reserves	<hr/> (7.492)
	<hr/> 220.609

8. To note the calculation of the Council's Tax Base for the year 2019/20 as 68,769.00 equivalent Band D properties that was fully approved by Council on 23 January 2019.
9. To note the calculation of the following amounts for the year 2019/20 in accordance with Sections 31A (1) of the Local Government Finance Act 1992, as amended by the Localism Act 2011, and for these figures to be

taken forward and confirmed as part of the Council Tax setting report presented as a separate agenda item to this meeting..

- a. £684,967,517 being the aggregate of the amounts which the Council estimates for the items set out in Section 31A (2) (a) to (f).
- b (£587,644,525) being the aggregate of the amounts which the Council estimates for the items set out in Section 31A (3) (a) and (d) of the Act.
- c. £97,322,992 as Council Tax requirement for the year, being the amount by which the aggregate at (a) above exceeds the aggregate at (b) above, calculated by the Council, in accordance with Section 31A (4) of the Act.
- d £1417.07 as the basic amount of its Council Tax for the year, being the amount at (c) above, divided by the amount at 4.1 below, calculated by the Council, in accordance with Section 31B of the act.
- e. for the following Valuation bands:

	£		£
A	944.71	E	1,731.98
B	1,102.17	F	2,046.88
C	1,259.62	G	2,361.78
D	1,417.07	H	2,834.14

as the amounts to be taken into account for the year, under Section 30(2)(a) of the Act, in respect of categories of dwellings listed in different valuation bands, being the amounts given by multiplying the amount at (d) above by the number which, in the proportion set out in Section 5(1) of the Act, was applicable to all dwellings listed in each particular valuation band divided by the number which in that proportion was applicable to dwellings listed in Valuation Band D, calculated by the Council, in accordance with Section 36(1) of the Act.

- 10. To note that details of the precepts to the Council for Derbyshire Police and Crime Commissioner and Derbyshire Fire Authority, in accordance with Section 40 of the Local Government Finance Act 1992, were be presented to Council.

- 11. To note that the Council Tax to be set for 2019/20 being the aggregate of the amount calculated by the Council at Appendix 1 and the precepts issued by the Council's major precepting authorities, in accordance with Section 30 of the Act, were presented to Council.**
- 12. To agree revenue budget plans for 2019/20 and 2022/23 set out in section 4.22 of the report.**
- 13. To note the feedback from the budget consultation detailed in section 4.64 and Appendix 20 of the report and approve the Council Cabinet responses to consultation recommendations.**
- 14. To delegate approval to the Strategic Director of Corporate Resources to make necessary adjustments in order to retain a balanced budget for 2019/20.**
- 15. To agree the additional funding forecast to be received from the Derbyshire Business Rates one year pilot and reserve forecast of £4.5m and to approve the delegated authority for allocating the use of the Business Rates Pilot Reserve to the Strategic Director of Corporate Resources, as detailed in section 4.45 of the report.**
- 16. To approve the transfer of £1m from the Corporate Contingency Revenue Budget to the treasury management reserve from 01 April 2019 to fund Treasury Management borrowing requirements in future years and to delegate approval to the Strategic Director of Corporate Resources, as set out in section 4.52 of the report.**
- 17. To approve the capital programme for 2019/20 and note the indicative capital programme for 2020/21 and 2021/22 as set out in section 4.90 of the report. A summary and detail was shown in Appendix 7 of the report.**
- 18. To approve the commencement of the capital schemes presented in the 2019/20 capital programme detailed in Appendix 7 of the report.**
- 19. To note assumptions made for Government funding allocations for the capital programme as detailed in section 4.100 to 4.102, 4.105 and 4.117 of the report.**
- 20. To note the process of review undertaken on the current capital programme described in section 4.90 of the report.**
- 21. To note the revenue budget implications of the proposed capital programme described in section 4.118 of the report.**
- 22. To approve additional borrowing outlined in section 4.110 and detailed in Appendix 8 of the report.**
- 23. To approve the Minimum Revenue Position policy detailed in Appendix 9 of the report.**

- 24. To approve the Prudential Indicators for 2019/20 to 2021/22 in paragraph 4.190 and detailed in Appendix 10 of the report.**
- 25. To approve the capital strategy attached at Appendix 11 of the report.**
- 26. To approve the Treasury Management Strategy for 2019/20 outlined in section 4.124 of the report.**
- 27. To approve the Treasury Management Indicators for 2019/20 to 2021/22 in section 4.183 and 4.189 of the report.**
- 28. To delegate authority to the Strategic Director of Corporate Resources to amend investment levels following appropriate advice from the Council's treasury advisors as detailed in section 4.174 of the report.**
- 29. To approve the 2019/20 update of the rolling 30 year HRA Business Plan, as set out in section 4.193 of the report.**
- 30. To approve delegation of the Housing Revenue Account Estates Pride revenue budget to Derby Homes as set out in section 4.201 of the report.**
- 31. To approve the 2019/20 management and maintenance fee paid to Derby Homes as set out in section 4.210 of the report.**
- 32. To approve changes to rents and service charges as set out in section 4.212 of the report.**
- 33. To approve the Housing Revenue Account capital programme for the years 2019/20 to 2021/22 in section 4.216 of the report and to approve Derby Homes directly managing the schemes attributed to them in section 4.216 of the report.**
- 34. To approve a transfer of £1.756m from the Schools Block to the High Needs Block, equivalent to 1.0%, as detailed in section 4.217 of the report.**
- 35. To approve the following changes to the funding formula for schools, as detailed in section 4.217 of the report:**
 - To implement a minimum funding level per pupil of £3,300 for primary and £4,500 for secondary aged pupils.**
 - To scale back the National Funding Formula Factors to 98.8%**
 - To implement a cap on growth of 3.0%**
 - To set a Minimum Funding Guarantee of 0%.**
- 36. To approve a 3.04% increase on the base rate element of the Early Years Funding Formula, as detailed in section 4.223 of the report.**
- 37. To approve a 7% reduction in the 2018/19 bandings for special schools, There will, however, be an overall increase in the number of funded**

commissioned places in Special Schools, as detailed in section 4.227 of the report.

38. To approve a transfer of £0.210m Brexit funding for Government to reserves to help fund additional planning and capacity, as detailed in section 4.88 of the report.

39. To note the Council's Pay Policy Statement as set out in Appendix 16 of the report.

113/18 Extension of the meeting

Under CP10 as the meeting had been underway for 4 hours Councillor Eldret moved to continue the meeting to enable the business to be completed. This was seconded by Shanker.

Resolved under CP10 to continue the meeting to complete the business.

114/18 Minute extract 183/18 from the Council Cabinet meeting held on 13 February 2019

Council considered a minute extract from Council Cabinet held on 13 February 2019 which required Council approval.

- Medium Term Financial Plan 2019/20 – 2022/23, Revenue and Capital Final Budget Setting for 2019/20, Treasury Management Update and Strategy 2019/20, Housing Revenue Account Final Budget Setting 2019/20, Dedicated Schools Grant 2019/20, Capital Strategy and Pay Policy.

The minute was moved by Councillor Poulter and seconded by Councillor M Holmes. The matter was put to the vote and carried.

Resolved to approve minute no 183/18 of Council Cabinet.

115/18 Report on the Robustness of Estimates and on the Adequacy of Reserves 2019/20 – 2022/23

A report of the Strategic Director of Corporate Resources which stated that the Council's Medium Term Financial Plan (MTFP) had been prepared with consideration to the resources available to the Council and to the demands and priorities included within the Council Plan. The current MTFP 2019/20 – 2022/23 was evidence that the Council could no longer provide the range of services it had done historically. Some services may have to stop or be scaled back unless they were provided at no further cost to the Council.

The MTFP process incorporated a review of current levels of reserves to ensure there was adequate cover for current and future planned needs and unforeseen eventualities and it identified any reserves which could be released to support the delivery of our four year MTFP.

The report provided an opinion under Section 25 (1) of the Local Government Act 2003 which required the Chief Finance Officer (Section 151 Officer) to report to Council on the robustness of the MTFP estimates made for the purposes of the budget calculations and the adequacy of Council reserves.

The report was split into; Section 4 detailing the MTFP process and budgetary controls, Section 5 covering the robustness of estimates and Section 6 covering the adequacy of reserves.

The recommendations were moved by Councillor Poulter, seconded by Councillor M Holmes, put to the vote and carried.

Resolved

- 1. To note the Chief Finance Officer's opinion that the estimates used in the production of the MTFP for 2019/20 – 2022/23 were robust.**
- 2. To note the Chief Finance Officer's opinion that, based on the assessment of the Council's reserves, the key financial risks identified, and the process used for developing the MTFP, the level of reserves and balances for our balanced budget forecasts in 2019/20 were adequate.**
- 3. To note that Council considered this report in conjunction with the General Fund Revenue Budget and MTFP Report for 2019/20 – 2022/23.**
- 4. To note the Reserves Policy outlined in Appendix 4 of the report.**

116/18 Minute extract 184/18 from the Council Cabinet meeting held on 13 February 2019

Council considered a minute extract from Council Cabinet held on 13 February 2019 which required Council approval.

- Report on the Robustness of Estimate and the Adequacy of Reserves.

The minute was moved by Councillor Poulter and seconded by Councillor M Holmes. The matter was put to the vote and carried.

Resolved to approve minute no 184/18 of Council Cabinet.

117/18 Council Tax Setting 2019/20

Council considered a report which stated that at its meeting on 13 February 2019, Council Cabinet agreed a net budget requirement of £220,609,129 for 2019/20 and agreed to increase the Council's council tax by 2.99%.

Under the Localism Act 2011 the Council, as a billing authority was also required to calculate its council tax requirement for the year. Derby City Council's council tax requirement had been calculated as £97,322,992.

The report set out the Council's council tax requirement and the total council tax for Derby City residents for 2019/20 including the precepts for Derbyshire Police and Crime Commissioner and Derbyshire Fire Authority. Details of the changes in council tax levels set by these two organisations were set out in paragraph 4.4 of the report.

Resolved

- 1. Based on the budget requirement for Derby City Council for 2019/20 of £220,609,129 as approved by Council Cabinet on 13 February 2019, to approve the Council Tax requirement for Derby City Council for 2019/20 of £97,322,992 in line with the detailed calculation presented in Appendix 1 of the report.**
- 2. To confirm the following amounts for the year 2019/20, which were consistent with the revised net budget requirement, in accordance with Sections 31A (1) of the Local Government Finance Act 1992 as amended by the Localism Act 2011:**
 - a. £684,967,517** being the aggregate of the amounts which the Council estimates for the items set out in Section 31A (2) (a) to (f).
 - b. (£587,644,525)** being the aggregate of the amounts which the Council estimates for the items set out in Section 31A(3) (a) and (d) of the Act.
 - c. £97,322,992** as Council Tax requirement for the year, being the amount by which the aggregate at (a) above exceeds the aggregate at (b) above, calculated by the Council, in accordance with Section 31A(4) of the Act.
 - d £1,417.07** as the basic amount of its Council Tax for the year, being the amount at (c) above, divided by the amount at 4.1 below, calculated by the Council, in accordance with Section 31B of the Act.

e for the following Valuation Bands:

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	£		£
A	£944.71	E	£1,731.97
B	£1,102.17	F	£2,046.88
C	£1,259.62	G	£2,361.78
D	£1,417.07	H	£2,834.14

as the amounts to be taken into account for the year, under Section 30(2)(a) of the Act, in respect of categories of dwellings listed in different valuation bands, being the amounts given by multiplying the amount at (d) above by the number which, in the proportion set out in Section 5(1) of the Act, is applicable to all dwellings listed in each 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.

3. To note that for the year 2019/20, Derbyshire Police and Crime Commissioner had stated the following in a precept to the Council, in accordance with section 40 of the Local Government Finance Act 1992, for each of the categories of dwellings shown below:

All dwellings in valuation band:

A	£144.40	E	£264.73
B	£168.47	F	£312.87
C	£192.53	G	£361.00
D	£216.60	H	£433.20

4. To note that for the year 2019/20, Derbyshire Fire Authority had stated the following in a precept to the Council, in accordance with section 40 of the Local Government Finance Act 1992, for each of the categories of dwellings shown below:

All dwellings in valuation band:

A	£50.81	E	£93.16
B	£59.28	F	£110.10
C	£67.75	G	£127.03
D	£76.22	H	£152.44

5. To set the following amounts as the amounts of council tax for the year 2019/20 for each of the categories of dwellings shown below, being the aggregate in each case of the amounts in 2.2, 2.3 and 2.4, in accordance with Section 30(2) of the Local Government Finance Act 1992:

All dwellings in valuation band:

A	£1,139.92	E	£2,089.86
B	£1,329.92	F	£2,469.85
C	£1,519.90	G	£2,849.81
D	£1,709.89	H	£3,419.78

6. To authorise the publication of the requisite notices in accordance with the provisions of Section 38(2) of the Local Government Finance Act 1992.

118/18 Urgent non-executive Decisions made by the Chief Executive

Council considered a report of the Strategic Director of Corporate Resources which asked Council to note the urgent non-executive decisions taken by the Chief Executive, following consultation with the political group leaders, since the last meeting of Council.

The recommendation was moved by Councillor Poulter and seconded by Councillor M Holmes put to the vote and carried.

Resolved to note the decision of the Chief Executive, following consultation with the political group leaders, to appoint Councillor Marshall to the Standards Committee for the remainder of the 2018/19 municipal year.

119/18 Motion: Universal Credit Grace Period for Bereaved Social Tenants

The following motion was moved by Councillor Hezelgrave and seconded by Councillor West:

Council is anxious to help tenants living in social housing who, if they suffer a bereavement within the household and are receiving Universal Credit, have a grace period of only three calendar months before the underoccupancy rule comes into force.

The current grace period for bereaved tenants in social housing who have not transferred to Universal Credit is 12 months.

For someone to lose a loved one is a devastating event. The process of grieving is far from confined to a three month period. To penalise the bereaved in this way is inconsistent with the values of the vast majority of Derby residents.

Therefore Council, mindful of the commitment by the Cabinet Member for Finance and Procurement to explore ways to help all Derby residents in their transition to Universal Credit, calls on Cabinet to explore every avenue to find a way to extend the grace period for all social tenants falling under the predicament outlined above, to twelve months.

Council further calls on the Leader of the Council to write to the Secretary of State for the DWP, currently Amber Rudd MP, expressing Council's deep concerns about the impact of this change, and urging her to reconsider and withdraw this new imposition, issuing clear instructions to DWP offices in Derby and across the UK to this effect.

The motion was put to the vote and carried.

Resolved

Council is anxious to help tenants living in social housing who, if they suffer a bereavement within the household and are receiving Universal Credit, have a grace period of only three calendar months before the underoccupancy rule comes into force.

The current grace period for bereaved tenants in social housing who have not transferred to Universal Credit is 12 months.

For someone to lose a loved one is a devastating event. The process of grieving is far from confined to a three month period. To penalise the bereaved in this way is inconsistent with the values of the vast majority of Derby residents.

120/18 Motion: Equality and Diversity Training

The following motion was moved by Councillor Raju, and seconded by Councillor Eldret:

Council calls for all existing and future Councillors from May 2019 to receive meaningful and interactive workshop-based training with regards to all the protected characteristics under the Equality Act 2010 and any subsequent amendments to the act. This training will replace the existing multiple-choice based e-learning modules.

It was moved by Councillor Skelton, and seconded by Councillor Naitta, that the motion be amended by the wording being replaced with the following:

'Council requests that all existing and future Councillors from May 2019 receive meaningful and interactive workshop-based training with regards to all the protected characteristics under the Equality Act 2010 and any subsequent amendments to the act. Particular attention needs to be given to the issue of anti-Semitism.

This training will replace the existing multiple-choice based e-learning modules.

Before any work is done to design or implement the above, Council agrees to refer the matter to the appropriate Cabinet Member in order that an assessment can be made as to the suitability of these proposals.

Council also agrees that councillor training should not only include areas such as safeguarding, data protection and equalities, but also training to address the issues raised in the LGA Peer Review.'

The amendment was put to the vote and carried.

Resolved:

Council requests that all existing and future Councillors from May 2019 receive meaningful and interactive workshop-based training with regards to all the protected characteristics under the Equality Act 2010 and any subsequent amendments to the act. Particular attention needs to be given to the issue of anti-Semitism.

This training will replace the existing multiple-choice based e-learning modules.

Before any work is done to design or implement the above, Council agrees to refer the matter to the appropriate Cabinet Member in order that an assessment can be made as to the suitability of these proposals.

Council also agrees that councillor training should not only include areas such as safeguarding, data protection and equalities, but also training to address the issues raised in the LGA Peer Review.

MAYOR