

## **EXTRAORDINARY COUNCIL (TAX SETTING)**

**Virtual Meeting held on Thursday, 4th March, 2021 at 7.00 pm**

**Present:** Councillor Andy Meakin in the Chair;

Councillors John Baird, Chris Baron, Kier Barsby, Jim Blagden, Ciaran Brown, Christian Chapman, Samantha Deakin, Andy Gascoyne, Dale Grounds, Arnie Hankin (Vice-Chair), Andrew Harding, David Hennigan, Tom Hollis, Trevor Locke, Rachel Madden, Sarah Madigan, David Martin, Lauren Mitchell, Keir Morrison, Warren Nuttall, Matthew Relf, Kevin Rostance, Phil Rostance, Dave Shaw, John Smallridge, David Walters, Lee Waters, Caroline Wilkinson, Daniel Williamson, John Wilmott and Jason Zadrozny.

**Apologies for Absence:** Councillors Melanie Darrington and Helen-Ann Smith.

**Officers Present:** Lynn Cain, Carol Cooper-Smith, Ruth Dennis, Theresa Hodgkinson, Peter Hudson, Paul Parkinson, Mike Joy and Shane Wright.

**In Attendance:**

### **C.91 Declarations of Disclosable Pecuniary or Personal Interests and Non Disclosable Pecuniary/Other Interests**

The Director of Legal and Governance (and Monitoring Officer), on behalf of all Members and officers' present at the meeting, declared a general Non Disclosable Pecuniary/Other Interest in respect of items related to the setting of the Council Tax for 2021/2022.

(In accordance with Council Procedure Rule 30.1, Councillor Jason Zadrozny moved suspension of Council Procedure Rule 16.4, in relation to the "Content and Length of Speeches", to enable the Portfolio Holder for Finance to deliver her budget speech for an allocated total of 15 minutes at agenda item 3 rather than over the 3 budget agenda items in 5-minute slots.

Agenda items 3, 4 and 5a would still be taken separately and the Portfolio Holder for Finance would still exercise her right of reply on each motion if required. All other Members wishing to speak would still utilise the 5-minute allocation as prescribed. Having been seconded by Councillor Tom Hollis, the motion was duly carried.)

## C.92 Capital Strategy

Council was requested to approve the recommendations from the Cabinet meeting held on 23 February 2021 in relation to the Capital Strategy.

RESOLVED

that the Capital Strategy, Commercial Property Investment Strategy and the Commercial Property Indicators, as appended to the attached Cabinet report, be approved.

<b><u>Voting Results</u></b>			
<b>Councillor:</b>		<b>Councillor:</b>	
John Baird	For	David Martin	For
Chris Baron	Abstain	Andy Meakin	For
Kier Barsby	For	Lauren Mitchell	Abstain
Jim Blagden	For	Keir Morrison	Abstain
Ciaran Brown	For	Warren Nuttall	For
Christian Chapman	For	Matthew Relf	For
Melanie Darrington	<i>Absent</i>	Kevin Rostance	Abstain
Samantha Deakin	For	Phil Rostance	Abstain
Andy Gascoyne	For	Dave Shaw	For
Dale Grounds	For	John Smallridge	For
Arnie Hankin	For	Helen-Ann Smith	<i>Absent</i>
Andrew Harding	For	David Walters	For
David Hennigan	For	Lee Waters	For
Tom Hollis	For	Caroline Wilkinson	For
Trevor Locke	For	Daniel Williamson	For
Rachel Madden	For	John Wilmott	For
Sarah Madigan	For	Jason Zadrozny	For

## C.93 Treasury Management Strategy

Council was requested to consider the recommendations from the Cabinet meeting held on 23 February 2021 in relation to the Treasury Management Policy Statement and associated documents.

RESOLVED

that the Treasury Management Policy Statement incorporating the undermentioned documents as presented, be approved:

- Treasury Management Strategy Statement (TMSS)
- Borrowing Strategy
- Annual Investment Strategy
- Minimum Revenue Provision (MRP) Policy
- Prudential Indicators and Treasury Management Indicators
- Treasury Management Practices: Risk Management.

<b>Voting Results</b>			
<b>Councillor:</b>		<b>Councillor:</b>	
John Baird	For	David Martin	For
Chris Baron	Abstain	Andy Meakin	For
Kier Barsby	For	Lauren Mitchell	Abstain
Jim Blagden	For	Keir Morrison	Abstain
Ciaran Brown	For	Warren Nuttall	For
Christian Chapman	For	Matthew Relf	For
Melanie Darrington	<i>Absent</i>	Kevin Rostance	Abstain
Samantha Deakin	For	Phil Rostance	Abstain
Andy Gascoyne	For	Dave Shaw	For
Dale Grounds	For	John Smallridge	For
Arnie Hankin	For	Helen-Ann Smith	<i>Absent</i>
Andrew Harding	For	David Walters	For
David Hennigan	For	Lee Waters	For
Tom Hollis	For	Caroline Wilkinson	For
Trevor Locke	For	Daniel Williamson	For
Rachel Madden	For	John Wilmott	For
Sarah Madigan	For	Jason Zadrozny	For

**C.94 Annual Budget and Council Tax 2021/22 and Medium Term Financial Strategy (MTFS) Update**

Council was requested to approve the recommendations from the Cabinet meeting held on 23 February 2021 in relation to the Annual Budget and Council Tax Setting for 2021/22 and an update for the Medium Term Financial Strategy (MTFS).

RESOLVED that

- a) a freeze (no increase) in the level of the District's own Council Tax for 2021/22, setting the Band D equivalent at £190.46, the same as in 2020/21, be approved;
- b) the proposed 2021/22 Revenue (General Fund) and HRA Budgets as set out in the Cabinet report (Sections 3 and 4), be approved;
- c) the proposed Capital Programme and associated borrowing 2020/21 to 2024/25 as set out in the Cabinet report (Section 5 and Appendix 1), be approved;
- d) the 2020/21 Revised HRA and Capital Budgets as set out in the Cabinet report (Sections 4 and 5), be approved;
- e) it be noted that the precept figures from Nottinghamshire County Council, Nottinghamshire Fire and Rescue Authority, Police and Crime Commissioner and the two Parish Council's within the District have been incorporated into the Council Tax recommendation to Council;
- f) the estimated financial challenge in the Medium Term Financial Strategy (MTFS) for 2022/2023 to 2025/26 and the planned approach to address the challenge (Section 6), be noted;

- g) it be also noted that a detailed, refreshed MTFs will be brought back to Cabinet after the 2020/21 Accounts have been closed and audited and the 3 year Spending Round figures have been confirmed;
- h) the proposed use of reserves as set out in the Cabinet report (Table 5 (General Fund) and Table 9 (HRA)), and the proposed changes to reserves (as set out in Section 3.8), be approved;
- i) the comments and advice of the Corporate Finance Manager (Section 151 Officer), provided in compliance with Section 25 of the Local Government Act 2003, as to the robustness of the estimates included in the 2021/22 Budget and the adequacy of the reserves for which this budget provides (Section 7), be received and accepted;
- j) it be noted that the proposed 2021/22 budgets reflect the agreed changes to Fees and Charges approved by Cabinet on 26 January 2021;
- k) the use of in-year Capital Receipts up to 2021/22 to maximise capitalisation opportunities arising from service transformation to deliver efficiencies and improved services to residents and clients, and thereby minimise the impact of costs on the revenue budget as included in the Flexible Use of Capital Receipts Strategy 2018/19 approved by Council on 11 October 2018, be approved.

<b>Voting Results</b>			
<b>Councillor:</b>		<b>Councillor:</b>	
John Baird	For	David Martin	For
Chris Baron	Abstain	Andy Meakin	For
Kier Barsby	For	Lauren Mitchell	Abstain
Jim Blagden	For	Keir Morrison	Abstain
Ciaran Brown	For	Warren Nuttall	For
Christian Chapman	For	Matthew Relf	For
Melanie Darrington	<i>Absent</i>	Kevin Rostance	Abstain
Samantha Deakin	For	Phil Rostance	Abstain
Andy Gascoyne	For	Dave Shaw	For
Dale Grounds	For	John Smallridge	For
Arnie Hankin	For	Helen-Ann Smith	<i>Absent</i>
Andrew Harding	For	David Walters	For
David Hennigan	For	Lee Waters	For
Tom Hollis	For	Caroline Wilkinson	For
Trevor Locke	For	Daniel Williamson	For
Rachel Madden	For	John Wilmott	For
Sarah Madigan	For	Jason Zadrozny	For

#### **C.95 Formal Setting of Council Tax 2021/22**

##### **RESOLVED**

that the Council Tax levels for 2021/22 on the basis of a Band “D” tax level for the District Council’s own expenditure of £190.46 (nil increase), be approved as follows:-

1. That it be noted that on 15 December 2020 the Council calculated the Council Tax Base for 2021/22

a. for the whole Council area: **33,731.7**

b. for dwellings in those parts of its area to which a Parish precept relates –

The Parish of Annesley and Felley: **546.3**

The Parish of Selston: **3,707.8**

2. That the calculation of the Council Tax requirement for the Council's own purposes for 2021/22 (excluding Parish precepts) is **£6,424,540**.

3. That the following amounts be calculated for the year 2021/22 in accordance with Sections 31 to 36 of the Act:

(a) **£57,399,996** 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) **£50,686,472** being the aggregate of the amounts which the Council estimates for the items set out in Section 31A(3) of the Act.

(c) **£6,713,524** 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.

(d) **£199.03** being the amount at 3(c) above, divided by 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) **£288,984** being the aggregate amount of all special items (Parish precepts) referred to in Section 34(1) of the Act (as per the tables below).

(f)

**£190.46**

being the amount at 3(d) above less the result given by dividing the amount at 3(e) above 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.

To note that Nottinghamshire County Council, the Nottinghamshire Police & Crime Commissioner and the Nottinghamshire Fire and Rescue 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.

5. 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 2021/22 for each part of its area and for each of the categories of dwellings.

**DETAILS OF INDIVIDUAL COUNCIL TAX AMOUNTS BY PRECEPTOR AND VALUATION BAND**

**Ashfield District Council**

Council Tax Base	33,731.7	2020/21 Band D Council Tax	<b>£190.46</b>
Council Tax Amount	£6,424,540	Percentage increase	0.00%

2021/22 Council Tax amounts by band:

A	B	C	D	E	F	G	H
£126.97	£148.14	£169.30	<b>£190.46</b>	£232.78	£275.11	£317.43	£380.92

**Nottinghamshire County Council**

Council Tax Base	33,731.7	2020/21 Band D Council Tax	£1,534.95
Council Tax Amount	£53,324,758	Percentage increase	2.99%

2021/22 Council Tax amounts by band:

A	B	C	D	E	F	G	H
£1,053.90	£1,229.55	£1,405.20	<b>£1,580.85</b>	£1,932.15	£2,283.45	£2,634.75	£3,161.70

## **Nottinghamshire Police and Crime Commissioner**

Council Tax Base	33,731.7	2020/21 Band D Council Tax	£229.32
Council Tax Amount	£8,239,305	Percentage increase	6.51%

2021/22 Council Tax amounts by band:

A	B	C	D	E	F	G	H
£162.84	£189.98	£217.12	£244.26	£298.54	£352.82	£407.10	£488.52

## **Nottinghamshire Fire and Rescue Authority**

Council Tax Base	33,731.7	2020/21 Band D Council Tax	£81.36
Council Tax Amount	£2,798,045	Percentage increase	1.95%

2021/22 Council Tax amounts by band:

A	B	C	D	E	F	G	H
£55.30	£64.52	£73.73	£82.95	£101.38	£119.82	£138.25	£165.90

## **Annesley and Felley Parish Council**

Council Tax Base	546.3	2020/21 Band D Council Tax	£101.26
Council Tax Amount	£55,318	Percentage increase	0.00%

2021/22 Council Tax amounts by band:

A	B	C	D	E	F	G	H
£67.51	£78.76	£90.01	£101.26	£123.76	£146.26	£168.77	£202.52

## **Selston Parish Council**

Council Tax Base	3,707.8	2020/21 Band D Council Tax	£63.02
Council Tax Amount	£233,666	Percentage increase	0.00%

2021/22 Council Tax amounts by band:

A	B	C	D	E	F	G	H
£42.01	£49.02	£56.02	£63.02	£77.02	£91.03	£105.03	£126.04

## **Aggregate of Council Tax Requirements for residents of Annesley and Felley**

Equivalent Council Tax in 2020/21	£2,137.35
Percentage increase	2.92%

2021/22 Council Tax amounts by band:

A	B	C	D	E	F	G	H
£1,466.52	£1,710.95	£1,955.36	£2,199.78	£2,688.61	£3,177.46	£3,666.30	£4,399.56

### **Aggregate of Council Tax Requirements for residents of Selston**

Equivalent Council Tax in 2020/21	£2,099.11
Percentage increase	2.97%

2021/22 Council Tax amounts by band:

A	B	C	D	E	F	G	H
£1,441.02	£1,681.21	£1,921.37	£2,161.54	£2,641.87	£3,122.23	£3,602.56	£4,323.08

### **Aggregate of Council Tax Requirements for residents of all other parts of the Council's area**

Equivalent Council Tax in 2020/21	£2,036.09
Percentage increase	3.07%

2021/22 Council Tax amounts by band:

A	B	C	D	E	F	G	H
£1,399.01	£1,632.19	£1,865.35	£2,098.52	£2,564.85	£3,031.20	£3,497.53	£4,197.04

6. That the Council determine whether the Council's basic amount of Council Tax for 2021/22 is excessive in accordance with principles approved under Section 52ZB Local Government Finance Act 1992.

In the Ministry for Housing, Communities and Local Government's report "The Referendums Relating To Council Tax Increases (Principles) (England) Report 2021/22" (published on 4 February 2021), it sets out the circumstances under which a council's Council Tax increase might be regarded as excessive, which would trigger a referendum. These principles have been approved under section 52ZB of the amended Local Government Finance Act 1992.

The principles relating to 2021/22 (Annexe A, Paragraph 5) state that:

#### ***Principles for 2021-22 for authorities belonging to the category mentioned in paragraph 2(c) [Shire district councils]***

*5. For 2021-22 the relevant basic amount of council tax of an authority which belongs to the category mentioned in paragraph 2(c) is excessive if the authority's relevant basic amount of council tax for 2021-22 is*

*(a) 2%, or more than 2%, greater than its relevant basic amount of council tax for 2020-21; and*



(b) more than £5 greater than its relevant basic amount of council tax for 2020-21.

This means the authority would need to exceed **both** referendum principles in order to be subject to a referendum; exceeding one principle but not the other would not require a referendum.

Ashfield District Council's basic (Band D) level of Council Tax was £190.46 in 2020/21, and is proposed to be £190.46 in 2021/22, a zero % increase at Band D. Therefore, it can be determined that the Council would **not** be increasing the Council Tax by an excessive amount.

<b>Voting Results</b>			
<b>Councillor:</b>		<b>Councillor:</b>	
John Baird	For	David Martin	For
Chris Baron	Abstain	Andy Meakin	For
Kier Barsby	For	Lauren Mitchell	Abstain
Jim Blagden	For	Keir Morrison	Abstain
Ciaran Brown	For	Warren Nuttall	For
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Melanie Darrington	<i>Absent</i>	Kevin Rostance	Abstain
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David Hennigan	For	Lee Waters	For
Tom Hollis	For	Caroline Wilkinson	For
Trevor Locke	For	Daniel Williamson	For
Rachel Madden	For	John Wilmott	For
Sarah Madigan	For	Jason Zadrozny	For

The meeting closed at 8.57 pm

Chairman.