



## BARROW BOROUGH COUNCIL

TOWN HALL  
DUKE STREET  
BARROW-IN-FURNESS

20th February, 2012

To: The Members of Barrow Borough Council

Mr Mayor, Ladies and Gentlemen

You are hereby summoned to attend an Extraordinary Meeting of BARROW BOROUGH COUNCIL to be held in the COUNCIL CHAMBER at the TOWN HALL, BARROW on TUESDAY the 28TH day of FEBRUARY, 2012 COMMENCING AT 5.30 PM for the transaction of the business specified below.

Chief Executive

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Prior to the business of the meeting, Prayers will be offered.

### Business

1. DECLARATIONS OF INTEREST. A Member with a Personal Interest in a matter to be considered at this meeting must either before the matter is discussed or when the interest becomes apparent disclose:-
  - (1) the existence of that interest to the meeting;
  - (2) the nature of the interest concerned; and
  - (3) decide whether they have a prejudicial interest.

A note on declaring interests at meetings, which incorporates certain other aspects of the Code of Conduct and a pro-forma for completion where interests are disclosed accompanies the agenda and reports for this meeting.
2. TO RECEIVE APOLOGIES FOR ABSENCE
3. TO RECEIVE A REPORT FROM THE EXECUTIVE COMMITTEE AND CONSIDER RECOMMENDATIONS CONTAINED THEREIN.
4. REVIEW OF THE BUDGET PROPOSALS BY THE SCRUTINY COMMITTEE.
5. SETTING THE COUNCIL TAX FOR THE YEAR COMMENCING 1ST APRIL, 2012.

**To expedite the business of the meeting, Members are requested to give the Chief Executive adequate notice of any Amendment which they propose to raise.**

6. TO PASS THE FOLLOWING RESOLUTION, THAT IS TO SAY:

That the Council authorises the fixing of its Common Seal to any documents to give effect to the Minutes and proceedings of the Committees submitted to or approved by this meeting and any other matters dealt with at this meeting.

**To expedite the business of the meeting, Members are requested to give the Chief Executive adequate notice of any Amendment which they propose to raise.**

<b>COUNCIL</b>	<b>Agenda Item 3</b>
<b>Date of Meeting: 28th February, 2012</b>	
<b>Reporting Officer: Chief Executive</b>	
<p><b>REPORT OF THE EXECUTIVE COMMITTEE</b></p> <p>The following recommendations are submitted for consideration by the Council.</p> <p><b><u>Executive Committee – 1st February, 2012</u></b></p> <p>The recommendations set out below are those determined by the Executive Committee on 1st February, 2012.</p> <p><b>1.0 The Housing Revenue Account 2012/13</b></p> <p><b>1.1 Recommendations:-</b></p> <p style="padding-left: 40px;"><b>To recommend the Council:-</b></p> <ul style="list-style-type: none"> <li>(i) To note information at (1) of the report;</li> <li>(ii) To note the information regarding balances as at (2) of the report;</li> <li>(iii) To note the information in point (3) of the report and agree the 2012/13 budget as shown at Appendix A of the report;</li> <li>(iv) To agree an average increase of 7.05% in line with Rent Restructuring guidelines and note the effect on individual rents shown at Appendix B of the report;</li> <li>(v) To agree the increase of Garage charges of 7.05% as shown at point (4.1) of the report; and</li> <li>(vi) To note the information at (4.2) and (4.3) of the report.</li> </ul> <p><b>2.0 Treasury Management Strategy</b></p> <p><b>2.1 Recommendations:-</b></p> <p style="padding-left: 40px;"><b>To recommend the Council to approve the full strategy as detailed in the report and in particular the following:-</b></p> <ul style="list-style-type: none"> <li>(i) To adopt the Capital Prudential Indicators and Capital Financing Requirements (DFR) Limits for 2012-13 to 2014-15 to be amended in accordance with the final determination issued by the CLG on 1st February, 2012;</li> <li>(ii) To approve the Minimum Revenue Provision (MRP) Statement which sets out Council's policy on MRP;</li> </ul>	

- (iii) To approve the Treasury Management Strategy 2012-13 to 2014-15; and the Treasury Prudential Indicators;**
- (iv) To approve the Authorised Limit for borrowing; and**
- (v) To approve the Investment Strategy 2012-13 contained in the Treasury Management Strategy.**

### **3.0 Budget Proposals 2011-2012**

#### **3.1 Recommendations:-**

**To recommend the Council:-**

- (i) To agree to set the budget at £13,049,648 with a 3.49% increase in the Council Tax for the Borough area. The annual Band A tax would be £139.28 (an annual increase of £4.70 or 9 pence per week) and Band D tax at £208.92 (an annual increase of £7.05 or 14 pence per week);**
- (ii) To agree the Parish precepts of £103,000; Dalton with Newton £73,000, Askam and Ireleth £27,000 and Lindal and Marton £3,000 parish councils. The total revenue budget including parish precepts was £13,152,648;**
- (iii) To agree to the following changes in reserves:**
  - To add the transition grant for 2012-2013 of £2,985,778 to the restructuring reserve in accordance with agreed budget strategy.**
  - To add the net planned surplus for 2012-2013 of £709,580 to the restructuring reserve in accordance with the agreed budget strategy;**
- (iv) To agree the fees and charges for 2012-2013 as listed in the report and the addendum tabled at the meeting;**
- (v) To note the medium term forecast of the revenue budget based on the agreed strategy;**
- (vi) To note the current year projected outturn was expected to achieve a contribution to balances of £266,200;**
- (vii) To approve the recommendations of the Housing Management Forum regarding the Housing Revenue Account; and**
- (viii) To agree that the Council meeting be rescheduled to 28th February, 2012.**

#### **4.0 Amendments to Constitution Part 3 (2) Officer Delegations**

4.1 The Director of Regeneration and Community Services' report sought approval to transfer the Officer delegation regarding Environmental Health matters to the Environmental Health Manager and matters relating to Housing to himself.

#### **4.2 Recommendations:-**

**To recommend the Council that Part 3(2) Section F of the Constitution be amended (a) by replacing references to the Chief Environmental Health Officer with Environmental Health Manager; and (b) with regard to Housing Renovation Grants, the Housing Act 2004 and the Environmental Protection Act 1990 (Part XIII) Control of Stray Dogs, delegated powers be transferred to the Director of Regeneration and Community Services.**

<b>COUNCIL</b>	<b>Agenda Item 4</b>
<b>Date of Meeting: 28th February, 2012</b>	
<b>Reporting Officer: Borough Treasurer</b>	
<p><b>Title: Review of the Budget Proposals by the Scrutiny Committee</b></p> <p><b>Summary and Conclusions:</b></p> <p>The Scrutiny Committee on the 8th February reviewed the budget proposals. The minutes of the committee are attached to this report.</p> <p><b>Recommendations:</b></p> <p>Members are recommended to note the Minutes of the Scrutiny Committee.</p>	

**Report**

The budget proposals were reported to the Scrutiny Committees on the 8th February 2012. At this meeting, Members of the Committee were supportive of the budget proposals. The Minutes of the Committee are attached at **Appendix 1**.

**BOROUGH OF BARROW IN FURNESS**  
**OVERVIEW AND SCRUTINY COMMITTEE**

Meeting, Wednesday, 8th February, 2012  
at 2.00 p.m.

PRESENT:- Councillors Roberts (Chairman), Doughty (Vice-Chairman), Biggins, Derbyshire, Hamilton, Husband, Johnston, R. McClure, Opie, Preston, C. Thomson and M. A. Thomson.

**28 – Minutes**

The Minutes of the Overview and Scrutiny Committee held on 7th December, 2011 were taken as read and confirmed.

<b>REFERRED ITEM</b>
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<b>THE FOLLOWING MATTER IS REFERRED TO COUNCIL FOR DECISION</b>
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**29 – Scrutiny of the Council Budget for the Year 2012-2013**

The Borough Treasurer submitted a report stating that the Executive Committee on 1st February, 2012 considered the budget proposals for 2012-2013 and their recommendations would be before Council on 28th February, 2012.

He invited Members of this Committee to scrutinise the budget proposals and raise any concerns to full Council at the meeting in February 2012.

For Members' information the Executive Committee report with related appendices was attached.

The Borough Treasurer responded to Members questions in relation to the budget proposals for 2012-2013.

RESOLVED:- To agree that Members were satisfied with the budget proposals for 2012-2013 as approved by the Executive Committee at its meeting on 1st February, 2012.

The meeting closed 2.19 p.m.

<b>COUNCIL</b>	<b>Agenda Item 5</b>
<b>Date of Meeting: 28th February, 2012</b>	
<b>Reporting Officer: Borough Treasurer</b>	
<p><b>Title: Setting the Council Tax for the year commencing 1st April 2012</b></p> <p><b>Summary and Conclusions:</b></p> <p>The purpose of this report is to calculate and set the Council Tax for the year 2012-2013.</p> <p><b>Recommendations:</b></p> <p>Members are recommended to approve the formal Council Tax resolutions as detailed in Section VII of the report.</p>	

## **Report**

### **I. Calculating and setting the Council Tax for 2012-2013**

#### **i. Introduction**

The calculation and setting of the Council Tax for the Borough area is closely prescribed by legislation. This report sets out the individual components of the calculation and concludes with the formal resolution in accordance with the statutory requirements.

The Localism Act 2011 has made significant changes to the Local Government Finance Act 1992, and now requires the billing authority to calculate a Council Tax Requirement for the year, not the budget requirement as previously.

#### **ii. Budget**

At this meeting the Council is considering the approval of the 2012-2013 General Fund revenue budget of £13,152,648; this includes £103,000 of Parish Council precepts.

The Council's budget is the amount required to meet the years estimated expenditure net of any income raised in fees and charges or service specific grant funding.



The budget includes the following precepts issued by the Parish Councils for 2012-2013:

<b>Precept</b>	<b>£</b>
Dalton with Newton Town Council	73,000
Askam and Ireleth Parish Council	27,000
Lindal and Marton Parish Council	3,000
<b>Total parish precepts</b>	<b>103,000</b>

The Council Tax Requirement for the Borough is £4,602,250 made up as follows:

<b>Item</b>	<b>£</b>
General Fund revenue budget	13,049,648
Less general grants	(8,574,852)
Plus the Collection Fund deficit	24,454
<b>Council Tax Requirement excluding parish precepts</b>	<b>4,499,250</b>
Plus the parish precepts	103,000
<b>The Council Tax Requirement</b>	<b>4,602,250</b>

The legislation requires the Council's revenue budget to be grossed up to show the estimated total expenditure and income for 2012-2013:

<b>Item</b>	<b>£</b>
Total gross expenditure	64,279,512
Total gross income	(59,677,262)
<b>The Council Tax Requirement</b>	<b>4,602,250</b>

### iii. Council Tax Base

The following Council Tax Bases for the Borough and the parished areas have been set for 2012-2013 as agreed by the Executive Committee on the 14<sup>th</sup> December 2011:

Whole Area	21,535.90
Dalton with Newton	2,488.37
Askam and Ireleth	1,116.52
Lindal and Marton	267.98

## II. Calculation of the Basic Council Tax for the Borough Council

The Council's Basic Amount of Council Tax for Band D dwellings is calculated as follows:

The Council Tax Requirement	£4,602,250
Divided by the Council Tax Base for the Whole Area	21,535.90
<b>Gives the Basic Amount of Council Tax</b>	<b>£213.70</b>

This Band D rate of Council Tax is, in effect, an average across the parished and unparished areas of the Borough. The statutory calculation then arrives at the Basic Amounts of Council Tax (for Band D dwellings) for the individual areas as follows:

<b>Area</b>	<b>Basic Amount of Council Tax £</b>
Barrow (unparished)	208.92
Dalton with Newton Parish	238.26
Askam and Ireleth Parish	233.10
Lindal and Marton Parish	220.11

Table 1 in Section VII.4 shows the tax amounts for each band and parish in the Council's area.

## III. Cumbria County Council and Police Authority precepts and amounts of Council Tax

Cumbria County Council set its budget for 2012-2013 resulting in a precept of £25,013,948. The Police Authority set its budget with a precept of £4,324,193. See Table 2 in Section VIII.5 for the banded amounts of Council Tax.

## IV. Setting the Council Tax

The calculated Borough, Police Authority and Cumbria County Council elements are added to calculate the composite Council Tax. The Council Tax for each category of dwellings is shown in table 3 in Section VII.6.

After setting the Council Tax, the Council is required to advertise the amounts within 21 days in at least one local newspaper.

## V. Schedule of precept instalments

The precepts issued by Cumbria County Council and the Police Authority are payable in equal monthly instalments on dates to be agreed with the two authorities. The Borough Council's demand will be paid to the General Fund by instalments on the same dates. The three parish precepts will be paid over in full on 7<sup>th</sup> May 2012.

## VI. Instalment dates

Council Tax and NNDR bills are payable in ten instalments. The payment dates, which will maximise cash flow, are as follows; these may have to be adjusted in the event of any delay in issuing bills:

<b>Instalment</b>	<b>Date</b>
1	2 <sup>nd</sup> April 2012
2	1 <sup>st</sup> May 2012
3	1 <sup>st</sup> June 2012
4	2 <sup>nd</sup> July 2012
5	1 <sup>st</sup> August 2012
6	3 <sup>rd</sup> September 2012
7	1 <sup>st</sup> October 2012
8	1 <sup>st</sup> November 2012
9	3 <sup>rd</sup> December 2012
10	2 <sup>nd</sup> January 2013

## VII. Resolutions

### **Members are recommended to adopt the following resolutions:**

1. It be noted that on the 14<sup>th</sup> December 2011 the Council calculated the Council Tax Base for the year 2012-2013 in accordance with Regulations made under Section 33(5) of the Local Government Finance Act 1992, as amended (the Act):
  - a. for the whole Borough area as 21,535.90 in accordance with Regulation 3 of the Local Authorities (Calculation of Council Tax Base) Regulation 1992, as its Council Tax Base for the year;
  - b. for dwellings in those parts of the Borough area to which a Parish Precept relates:

Dalton with Newton	2,488.37
Askam and Ireleth	1,116.52
Lindal and Marton	267.98

being the amounts calculated by the Council, in accordance with Regulation, as the amounts of its Council Tax Base for the year for dwellings in those parts of its area to which one or more special items relate.

2. That the Council Tax Requirement for the Council's own purposes for 2012-2013 (excluding Parish Precepts) is £4,499,250.

3. That the following amounts be calculated for the year 2012-2013 in accordance with Sections 31 to 36 of the Local Government and Finance Act 1992:
- a. £64,279,512 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. £59,677,262 being the aggregate of the amounts, which the Council estimates for the items, set out in Section 31A (3) of the Act;
  - c. £4,602,250 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. £213.70 being the amount at 3(c) above, all divided by the item at 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 Council precepts).
  - e. £103,000 being the aggregate amount of all special items (Parish Council precepts) referred to in Section 34(1) of the Act.
  - f. £208.92 being the amount at 3(d) above less the result given by dividing the amount at 3(e) above by the amount at 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. **Table 1** – Council Tax for parts of the Council's Area:

<b>Band</b>	<b>Ratio</b>	<b>Barrow £.p</b>	<b>Dalton with Newton £.p</b>	<b>Askam and Ireleth £.p</b>	<b>Lindal and Marton £.p</b>
A	6/9	139.28	158.84	155.40	146.74
B	7/9	162.49	185.31	181.30	171.20
C	8/9	185.71	211.79	207.20	195.65
<b>D</b>	<b>9/9</b>	<b>208.92</b>	<b>238.26</b>	<b>233.10</b>	<b>220.11</b>
E	11/9	255.35	291.21	284.90	269.02
F	13/9	301.77	344.15	336.70	317.94
G	15/9	348.20	397.10	388.50	366.85
H	18/9	417.84	476.52	466.20	440.22

5. That it be noted that for the year 2012-2013, Cumbria County Council and the Police Authority have issued precepts to the Council in accordance with Section 40 of the Local Government Finance Act 1992 for each of the categories of dwellings shown in **Table 2** below:

<b>Band</b>	<b>Cumbria County Council £.p</b>	<b>Police Authority £.p</b>
A	774.33	133.86
B	903.39	156.17
C	1,032.44	178.48
D	1,161.50	200.79
E	1,419.61	245.41
F	1,677.72	290.03
G	1,935.83	334.65
H	2,323.00	401.58

6. That the Council, in accordance with Sections 30 and 36 of the Local Government Finance Act 1992, hereby sets the aggregate amounts shown in **Table 3** below as the amounts of Council Tax for the year 2012-2013 for each of the categories of dwellings:

<b>Band</b>	<b>Barrow £.p</b>	<b>Dalton with Newton £.p</b>	<b>Askam and Ireleth £.p</b>	<b>Lindal and Marton £.p</b>
<b>A</b>	<b>1,047.47</b>	<b>1,067.03</b>	<b>1,063.59</b>	<b>1,054.93</b>
<b>B</b>	<b>1,222.05</b>	<b>1,244.87</b>	<b>1,240.86</b>	<b>1,230.76</b>
<b>C</b>	<b>1,396.63</b>	<b>1,422.71</b>	<b>1,418.12</b>	<b>1,406.57</b>
<b>D</b>	<b>1,571.21</b>	<b>1,600.55</b>	<b>1,595.39</b>	<b>1,582.40</b>
<b>E</b>	<b>1,920.37</b>	<b>1,956.23</b>	<b>1,949.92</b>	<b>1,934.04</b>
<b>F</b>	<b>2,269.52</b>	<b>2,311.90</b>	<b>2,304.45</b>	<b>2,285.69</b>
<b>G</b>	<b>2,618.68</b>	<b>2,667.58</b>	<b>2,658.98</b>	<b>2,637.33</b>
<b>H</b>	<b>3,142.42</b>	<b>3,201.10</b>	<b>3,190.78</b>	<b>3,164.80</b>

7. Determine that, in accordance with the principles approved under Section 52ZB of the Local Government Finance Act 1992, the Council's Basic Amount of Council Tax for 2012-2013 of £213.70 compared to £206.62 for the previous year (an increase of 3.43%) is not excessive.