



Cherwell

DISTRICT COUNCIL
NORTH OXFORDSHIRE

**Summary of the decisions taken at the meeting
of the Executive held on Monday 6 December 2021**

1. Date of publication of this summary: 7 December 2021
2. Decisions (if any) taken as a matter of urgency under Overview and Scrutiny Procedure Rules as set out in the Constitution (and not therefore subject to the call-in procedure): None
3. Date by which notice of call-in of any of the following decisions must be received in writing by the Chief Executive (see notes below):- Noon on Friday 10 December 2021
4. Notes:-
 - (a) For background documentation to the following decisions, please refer to the agenda and supporting papers (copies of which are available on the Council's website (www.cherwell.gov.uk) or from Democratic Services);
 - (b) Notice of call-in must be submitted in writing, by email or text to the Chief Executive by the deadline specified above, and must state the reason or reasons why "call-in" has been requested;
 - (c) Call-in can be requested by any six non-executive members of the Council.
However, if at any point during a municipal year the total number of opposition councillors is six or less the total number of non-executive members required to call-in a decision shall be the total number of opposition councillors less two.
 - (d) Decisions not called-in by the deadline specified above will become effective immediately the deadline has expired (unless they are recommendations to the Council).
 - (e) The Council has stipulated that the call-in procedure should not be used to challenge decisions as a matter of course and should be used only when fully justified.

**Yvonne Rees
Chief Executive**

Agenda Item and Recommendation	Decision	Reasons	Alternative Options	Conflicts of Interest Declared and Dispensations Granted by Head of Paid Service
<p>Agenda Item 6 Infrastructure Funding Statement 2020/21</p> <p>Report of Assistant Director – Planning and Development</p> <p>Recommendations</p> <p>The meeting is recommended:</p> <p>1.1 To approve the Infrastructure Funding Statement 20/21 at Appendix 1 for publication by 31 December 2021, subject to any final changes considered to be necessary by the Assistant Director – Planning and Development in consultation with the Lead Member for</p>	<p>Resolved</p> <p>(1) That the Infrastructure Funding Statement 20/21 (Annex to the Minutes as set out in the Minute Book) be approved for publication by 31 December 2021, subject to any final changes considered to be necessary by the Assistant Director – Planning and Development in consultation with the Lead Member for Planning.</p> <p>(2) That the Assistant Director – Planning and Development be authorised to publish and submit the</p>	<p>The publication of an Infrastructure Funding Statement (IFS) is a statutory requirement that provides transparency and accessibility of information about s.106 developer contributions required for the grant of planning permission. The proposed IFS encapsulates the data that officers propose to publish and submit for 2020/21 to DLUHC to meet that requirement. The information is considered to be the most robust available at this time. Officers will prepare a statement annually and continue to develop monitoring systems on an on-going basis.</p>	<p>Option 1: Not to bring forward an Infrastructure Funding Statement This is not a lawful option as it would mean that the Council would be in breach of its statutory duty</p> <p>Option 2: Seek review of the key statistics and proposed Infrastructure Funding Statement. Officers consider that this is not required as the information is the most robust available at this time.</p>	<p>None</p>

Agenda Item and Recommendation	Decision	Reasons	Alternative Options	Conflicts of Interest Declared and Dispensations Granted by Head of Paid Service
<p>Planning.</p> <p>1.2 To authorise the Assistant Director – Planning and Development to publish and submit the associated Infrastructure Funding Statement data as required by the Department for Levelling Up, Housing and Communities.</p>	<p>associated Infrastructure Funding Statement data as required by the Department for Levelling Up, Housing and Communities.</p>			
<p>Agenda Item 7</p> <p>Council Tax Reduction Scheme 2022-2023</p> <p>Report of Director of Finance</p> <p>Recommendations</p> <p>The meeting is recommended:</p> <p>1.1 To note the contents of</p>	<p>Resolved</p> <p>(1) That the contents of this report and any financial implications for the Council be noted.</p> <p>(2) That Full Council be recommended to agree:</p>	<p>The current scheme is understood by customers and has enabled them to budget for their council tax payments. One of the main advantages of the banded scheme is that it reduces the number of changes that the customer will experience enabling more effective personal budgeting. A</p>	<p>Option 1: To undertake a review of the current CTRS</p> <p>A revision to the scheme would yield a limited financial benefit to the Council but would increase the customer’s council tax payable. There is still a degree of financial uncertainty for some</p>	<p>None</p>

Agenda Item and Recommendation	Decision	Reasons	Alternative Options	Conflicts of Interest Declared and Dispensations Granted by Head of Paid Service
<p>1.2 this report and any financial implications for the Council.</p> <p>To recommend to Council:</p> <ul style="list-style-type: none"> the option of no-change to the Council Tax Reduction Income Banded Scheme for Working Age Customers for 2022-23 to amend the Working Age Regulations in line with annual uprating to amend the Council Tax Regulations for pensioners in line with uprating announced by the Department for 	<ul style="list-style-type: none"> the option of no-change to the Council Tax Reduction Income Banded Scheme for Working Age Customers for 2022-23; to amend the Working Age Regulations in line with annual uprating; and to amend the Council Tax Regulations for pensioners in line with uprating announced by Department for Levelling Up, Housing and Communities. 	<p>revision to the scheme would yield a limited financial benefit to the Council but would increase the customer's council tax payable. There is still a degree of financial uncertainty for some customers and in the current financial climate the existing scheme should be retained.</p>	<p>customers and in the current financial climate the existing scheme should be retained.</p>	

Agenda Item and Recommendation	Decision	Reasons	Alternative Options	Conflicts of Interest Declared and Dispensations Granted by Head of Paid Service
<p>1.3 Levelling Up, Housing and Communities</p> <p>To recommend to Council the levels of Council Tax discounts and premiums for 2022-23 remain unchanged and remain as follows</p> <ul style="list-style-type: none"> • Retain the discount for second homes at zero • Retain the discount for empty homes (unoccupied and substantially unfurnished) at 25% for 6 months and thereafter zero. • Retain the empty homes premium of an additional 100% for properties that have remained 	<p>(3) That, having given due consideration, Full Council be recommended to agree the following levels of Council Tax discounts and premiums for 2022- 23 as follows:</p> <ul style="list-style-type: none"> • Retain the discount for second homes at zero • Retain the discount for empty homes (unoccupied and substantially unfurnished) at 25% for 6 months and thereafter zero. • Retain the 			

Agenda Item and Recommendation	Decision	Reasons	Alternative Options	Conflicts of Interest Declared and Dispensations Granted by Head of Paid Service
empty for more than 2 years.	empty homes premium of an additional 100% for properties that have remained empty for more than 2 years.			
<p>Agenda Item 8 Monthly Performance, Risk and Finance Monitoring Report</p> <p>Report of Director of Finance and Head of Insight and Corporate Programmes</p> <p>Recommendations</p> <p>The meeting is recommended:</p> <p>1.1 To note the monthly Performance, Risk and Finance Monitoring</p>	<p>Resolved</p> <p>(1) That the monthly Performance, Risk and Finance Monitoring Report be noted.</p> <p>(2) That the changes in uses of reserves as set out in the Annex to the Minutes (as set out in the Minute Book – appendix 6 of the report) be approved.</p>	<p>This report provides an update on progress made during October 2021, to deliver the Council's priorities through reporting on Performance, Leadership Risk Register and providing an update on the Financial Position. The Council is committed to performance, risk and budget management and reviews progress against its corporate priorities on a monthly basis. Executive is recommended to agree a</p>	<p>Option 1: This report illustrates the Council's performance against the 2021-22 Business Plan. Regarding the monitoring aspects of the report, no further options have been considered. However, members may wish to request that officers provide additional information. Regarding the recommendation to approve changes in use of reserves, members could choose not to reject the</p>	<p>None</p>

Agenda Item and Recommendation	Decision	Reasons	Alternative Options	Conflicts of Interest Declared and Dispensations Granted by Head of Paid Service
<p>Report</p> <p>1.2 To approve the changes in use of reserves as set out in Appendix 6.</p>		<p>change in the use of reserves in accordance with the Council's Financial Procedure Rules</p>	<p>change of use, however, the request is in accordance with the councils Financial Procedure Rules and within existing budgets.</p>	
<p>Agenda Item 9 Graven Hill Development Company (Dev Co) - Request for s38 agreement (Highways Act 1980) works bonds relating to highway infrastructure delivered by Dev Co.</p> <p>Report of Shareholder Representative</p> <p>Recommendations</p> <p>The meeting is recommended:</p> <p>1.1 To approve in principle that the Council act as</p>	<p>Resolved</p> <p>(1) That it be approved, in principle, that the Council act as surety for Dev Co in respect of two performance bonds (up to the sum referred to in exempt Annex to the Minutes, as set out in the Minute Book) relating to the construction of highway works by Dev Co pursuant to agreements between Dev Co and Oxfordshire County</p>	<p>Through agreeing with the recommendations in this report the council is ensuring that Dev Co can act swiftly to meet its aims and delivery objectives in relation to the highway works and in doing so safeguard the council's investment and return on investment.</p>	<p>Option 1: Not to give a performance bond. This has been dismissed by officers on the grounds that performance bonds are prerequisites for entering section 38 adoption agreements with the county council, and that, by giving a performance bond to a company in which the council has a stake, the council is acting in no less a manner than a parent company would in relation to a subsidiary.</p>	<p>None</p>

Agenda Item and Recommendation	Decision	Reasons	Alternative Options	Conflicts of Interest Declared and Dispensations Granted by Head of Paid Service
<p>surety for Dev Co in respect of two performance bonds (up to the sum referred to in Exempt Appendix 1 to this report) relating to the construction of highway works by Dev Co pursuant to agreements between Dev Co and Oxfordshire County Council (as local highway authority) to be made under section 38 of the Highways Act 1980.</p> <p>1.2 To delegate to the Shareholder Representative authority to agree the formal documentation in relation to the bonds, in consultation with the s.151 Officer and the</p>	<p>Council (as local highway authority) to be made under section 38 of the Highways Act 1980.</p> <p>(2) That authority be delegated to the Shareholder Representative authority to agree the formal documentation in relation to the bonds, in consultation with the s.151 Officer and the Monitoring Officer.</p> <p>(3) That it be agreed that Dev Co be requested to pay to the council 1% of the value of the agreed bonds for use of the facility.</p>			

Agenda Item and Recommendation	Decision	Reasons	Alternative Options	Conflicts of Interest Declared and Dispensations Granted by Head of Paid Service
<p>Monitoring Officer.</p> <p>1.3 To agree that Dev Co be requested to pay to the council 1% of the value of the agreed bonds for use of the facility.</p>				
<p>Agenda Item 12 Graven Hill Development Company (Dev Co) - Request for s38 agreement (Highways Act 1980) works bonds relating to highway infrastructure delivered by Dev Co. - Exempt Appendix</p>	<p>Resolved</p> <p>(1) That the exempt appendix be noted.</p>	<p>As detailed under item 9</p>	<p>As detailed under item 9</p>	<p>None</p>
<p>Agenda Item 13 Service Review of Leisure Facilities Design, Build, Operate and Maintain</p>	<p>Resolved</p> <p>(1) As set out in the exempt decisions</p>	<p>As set out in the exempt decisions</p>	<p>As set out in the exempt decisions</p>	<p>None</p>

Agenda Item and Recommendation	Decision	Reasons	Alternative Options	Conflicts of Interest Declared and Dispensations Granted by Head of Paid Service
<p>(DBOM) Contract</p> <p>Exempt report of Corporate Director Customer Services, Organisational Development and Resources</p>	<p>(2) As set out in the exempt decisions</p> <p>(3) As set out in the exempt decisions</p> <p>(4) As set out in the exempt decisions</p> <p>(5) As set out in the exempt decisions</p> <p>(6) As set out in the exempt decisions</p>			