

## Summary of the Decisions taken at the meeting of Council held on 24 February 2020

Agenda Item No.	Agenda Item and Recommendations			-			sion
8	Motions		Resc	blved			
	To debate two mot submitted with adv accordance with th		(1)	That the following motion be adopted:  "CDC acknowledged a Climate			
	Proposer	Topic		Emergency and pledged to make the Council carbon-neutral by			
	Councillor Hugo Brown	Tree Planting		2030.  First steps include assessing the			
	Councillor Hannah Banfield	Peat-free Compost		Council's own emissions, down 32% since 2008, and Officer teams have been tasked with exploring opportunities to further reduce the Council's own and also District-wide emissions.			
				One strategy to support the achievement of the 2030 target, promoted by all major political parties, is tree-planting. Tree cover in the District, County and Nationally falls short; Cherwell District's is estimated at 5.2% of land mass and with County's at approx. 9% both are below the UK figure of 13%, itself about 1/3 <sup>rd</sup> of the EU average of 35%			
				There are many competing interests for the available land mass, including housing and development for economic regeneration, but these need not be mutually exclusive. They can coexist, and tree cover should be encouraged to shield building developments from view, masking light and noise pollution, and absorbing many of the emissions generated by those economically necessary developments - and, as importantly, providing habitat for wildlife, aiding with flood			

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		management and enhancing the beauty of the environment
		Council therefore:  • commits, as far as possible, to double tree cover within the District by 2045  • requests that Officers identify, and secure, funding opportunities from Central Government and other sources in furtherance of the commitment  • requires developers to demonstrate how they will be improving biodiversity, specifically through the planting of more trees"  (for information: On being put to the vote the proposed amendment to the Tree planting motion was lost and subsequently fell; Having been proposed and seconded, in line with the procedure in the Constitution regarding motions with budgetary consequences, the motion on Peat Free Compost was immediately adjourned to the next ordinary Council meeting)
9	Robustness of Estimates and the Adequacy of Reserves and Balances	Resolved  (1) That the contents of the report ha
	Local Government Act 2003 (Section 25)  Report of Executive Director Finance (Interim) and Section S151 Officer	(1) That the contents of the report be noted.
	Recommendations	
	The meeting is recommended:	
	1.1. To note the contents of this report.	
10	Final Budget, Business Plan and Council Tax for 2020/21	Resolved
	Report of Executive Director – Finance (Interim)	(1) That, having given due consideration, the Business Plan (Annex to the Minutes as set out in the Minute Book) be approved.
	Purpose of report	(2) That, having given due

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	Recommendations		consideration, the Risk Register (Annex to the Minutes as set out in the Minute Book) be approved.
	<ul><li>1.1 To consider and a Business Plan set</li><li>1.</li><li>1.2 To note the Risk R contained at Appen</li></ul>	out in Appendix (3) Register	That, having given due consideration, an increase in the level of Council Tax for Cherwell District Council of £5 for 2020/21 on a Band D property be approved.
	<ul> <li>1.3 To consider and appropriate in the lever that for Cherwell D of £5 for 2020/21 of property.</li> <li>1.4 To consider and appropriate in the lever that for Cherwell D of £5 for 2020/21 of property.</li> </ul>	el of Council (4) vistrict Council on a Band D	
	MTFS, Revenue B and Capital Progra the growth and sav included at Append	udget 2020/21 amme, including vings proposals (5)	in the Minute Book) be approved.  That, having given due consideration, a minimum level of General Fund reserves of £2m be
	1.5 To consider and a minimum level of 0 reserves of £2m.		approved.  That, having due consideration,
	1.6 To consider and a authority be delegared Finance Officer, in with the Lead Mem & Governance, and appropriate the reland Lead Member  • Transfer mearmarked should that necessary financial yer undicators in Prudential Report and	pprove that ated to the Chief consultation aber for Finance d where evant Director to: onies to/from reserves become during the ear. dential n both the Indicators	authority be delegated to the Chief Finance Officer, in consultation with the Lead Member for Finance & Governance, and where appropriate the relevant Director and Lead Member to:  Transfer monies to/from earmarked reserves should that become necessary during the financial year.  Update prudential Indicators in both the Prudential Indicators Report and Treasury Management Strategy Report to Council, for any budget changes that impact on these.
		Council, for any nges that	consideration, the proposed Fees & Charges schedule (Annex to the Minutes as set out in the Minute Book) be approved.
	1.7 To consider the pro- Charges schedule Appendix 7.		That, having given due consideration, the Treasury Management Strategy, including
	1.8 To consider and a Treasury Manager including the Prude Minimum Revenue	nent Strategy, ential Indicators,	the Prudential Indicators, Minimum Revenue Provision (MRP) Policy and Affordable Borrowing Limit for 2020/21

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	Bor	RP) Policy and Affordable rowing Limit for 2020/21 pendix 6).		in the	ex to the Minutes as set out e Minute book) be approved.	
	1.9 To note the contents of the Section 25 report from the Chief Finance Officer in relation to the robustness of estimates and adequacy of reserves.		(9)	25 re Office robus adeq cons	it be noted that the Section eport from the Chief Finance er in relation to the stness of estimates and puacy of reserves had been idered and noted at the ous agenda item.	
	app for Loc App 1.11 To	consider and approve the bended statement of pay policy 2020/21 as required by the calism Act and detailed in bendix 9.	(10)	cons pay p by th Minu	having given due ideration, the statement of policy for 2020/21 as required e Localism Act (Annex to the tes as set out in the Minute to be approved.	
		assessment for 2020/21 detailed in Appendix 10.		cons asse the M	, having given due ideration, the equality impact ssment for 2020/21 (Annex to linutes as set out in the te Book) be noted.	
12		g the Amounts of Council	Reso	lved		
		20/21 and Setting the ax for 2020/21	(1)	That it be noted that at the		
		Report of the Executive Director of Finance (Interim)		Executive meeting held of February 2020 the Council To 2020/21:		
	Recomme	ndations		2020	W21:	
	It is recomi resolves:-	mended that the Council		a)	for the whole Council area as 55,559.9 [item T in the	
	Exe Feb calc	at it be noted that at the ecutive meeting held on 3 bruary 2020 the Council culated the Council Tax Base 20/21:			formula in Section 31B of the Local Government Finance Act 1992, as amended by sections 72 to 79 of the Localism Act 2011 ("the 1992 Act")]; and	
	a)	for the whole Council area as 55,559.9 [item T in the formula in Section 31B of the Local Government Finance Act 1992, as amended by sections 72 to		b)	For dwellings in those parts of its area to which a Parish Precept relates as in the attached Appendix 1.	
		79 of the Localism Act 2011 ("the 1992 Act")]; and	(2)	for th	the Council Tax requirement ne Council's own purposes for 1/21 (excluding Parish	
	b)	For dwellings in those parts of its area to which a Parish Precept relates as		Prec	epts and Special Expenses) ,417,247.	

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	(2)	for th 2020 Prec	in the attached Appendix 1.  the Council Tax requirement be Council's own purposes for 1/21 (excluding Parish epts and Special Expenses) 1/417,247.	(3)	calc acco	t the following amounts be ulated for the year 2020/21 in ordance with Sections 31 to 36 to 1992 Act:- £113,849,841 being the aggregate of the amounts
	(3)	calcu acco	the following amounts be plated for the year 2020/21 in redance with Sections 31 to 36 to 1992 Act:-  £113,849,841 being the aggregate of the amounts which the Council estimates for the items set out in Section 31A(2) of the 1992 Act, taking into account all precepts issued to it by Parish Councils and any additional special		b)	which the Council estimates for the items set out in Section 31A(2) of the 1992 Act, taking into account all precepts issued to it by Parish Councils and any additional special expenses.  £101,052,405 being the aggregate of the amounts which the Council estimates for the items set out in Section 31A (3) of the 1992 Act.
		b)	£101,052,405 being the aggregate of the amounts which the Council estimates for the items set out in Section 31A (3) of the 1992 Act.		c)	£12,797,436 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
		c)	£12,797,436 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 1992 Act, as its Council Tax requirement for the year (Item R in the formula in Section 31B of the 1992 Act).		d)	1992 Act, as its Council Tax requirement for the year (Item R in the formula in Section 31B of the 1992 Act).  £230.34 being the amount at 3(c) above (Item R), all divided by Item T (6(a) above), calculated by the Council, in accordance with Section 31B of the 1992 Act, as the basic amount of its Council Tax
		d)	£230.34 being the amount at 3(c) above (Item R), all divided by Item T (6(a) above), calculated by the Council, in accordance with Section 31B of the 1992 Act, as the basic amount of its Council Tax for the year (including		e)	for the year (including Parish Precepts and Special Expenses);  £5,380,189 being the aggregate amount of all special items (Parish Precepts and Special Expenses) referred to in

Agenda Item No.	Agen	da Item an	d Recomme	endations		Decisi	on and Actio	ons
		SI	arish Precep pecial Exper 5,380,189 be	ises);		A M	ection 34(1) ct as per the linutes (as se linute Book).	annex to the
		sp Pi Ex Se Ae	ggregate am becial items ( recepts and kpenses) ref ection 34(1) ct as per the chedule 2.	(Parish Special erred to in of the 1992		at re ar Ito ca	mount at 3(e em T(1(a) ab alculated by	less the dividing the above by ove), the Council,
		at re ar Ite ca in	3(d) above sult given by mount at 3(e em T(1(a) ab alculated by accordance	dividing the above by the council, with Section		3. th C fo of P	4(2) of the 19 ne basic amo ouncil Tax fo	unt of its or the year or those parts which no
		th Co fo of Pa	I(2) of the 19 e basic amo ouncil Tax for r dwellings in its area to we arish Precep em relates;	unt of its or the year n those parts which no	(4)	2020/21 to Council a Commiss have issu Council, i	e noted that for the Oxfordsh and the Police sioner for That lied precepts in accordance to of the 1992	ire County e and Crime mes Valley to the e with
	(4)	2020/21 t	d that for the he Oxfordsh nd the Polic			each cate	egory of dwe	lings in the
		have issu Council, i Section 4 each cate	ioner for Thated precepts accordance of the 1993 agory of dwe	to the e with 2 Act, for Ilings in the		<u>Valuation</u> <u>Band</u>	Oxfordshire County Council	Police and Crime Commissioner for Thames Valley
			area as indi	cated below			£	£
		:-				Α	1,018.29	144.19
		<u>Valuation</u> Band	Oxfordshire County	Police and Crime		В	1,188.01	168.22
		<u> Bana</u>	Council	Commissioner		C	1,357.72	192.25
				<u>for Thames</u> <u>Valley</u>		D E	1,527.44	216.28 264.34
			£	£		F	1,866.87	312.40
		A	1,018.29	144.19		r G	2,206.30 2,545.73	360.47
		В	1,188.01	168.22		Н	3,054.88	432.56
		С	1,357.72	192.25		••	0,007.00	102.00
		D	1,527.44	216.28				
		E	1,866.87	264.34	(5)		Council, in a	
		F	2,206.30	312.40			ions 30 and : , hereby sets	
		G	2,545.73	360.47		amounts	shown in the	annex to
		Н	3,054.88	432.56			es (as set ou ook) as the a	

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	(5)	The Council, in accordance with Sections 30 and 36 of the 1992 Act, hereby sets the amounts		Council Tax for the year 2020/21 for each part of its area and for each of the categories of dwellings.
		shown in Appendix 2 as the amounts of Council Tax for the year 2020/21 for each part of its area and for each of the categories of dwellings.	(6)	That the Council's basic amount of Council Tax for 2020/21 is not excessive in accordance with principles approved under Section 52ZB of the 1992 Act.
	(6)	categories of dwellings.  The Council's basic amount of Council Tax for 2020/21 is not excessive in accordance with principles approved under Section 52ZB of the 1992 Act.  To approve the discounts and exemption set out below:  1 Agree that in respect of properties within Class A and B as defined by the Council Tax (Prescribed Classes of Dwellings) (England) (Amendment) Regulations 2012 (furnished chargeable dwelling that are not the sole or a main residence of an individual) the discount provided by Section 11a of the 1992 Act shall be zero.  2 Agree that in respect of properties within Class C as defined by the Council Tax (Prescribed Classes of Dwellings) (England) (Amendment) Regulations 2012 (a property that is unoccupied and substantially unfurnished) the discount provided by the Section 11A of the said Act shall be 25% for a period of 6 months and thereafter zero.  3 Agree that in respect of properties within Class D as defined by the said Regulations	(7)	That the following discounts and exemptions be approved:  1 That in respect of properties within Class A and B as defined by the Council Tax (Prescribed Classes of Dwellings) (England) (Amendment) Regulations 2012 (furnished chargeable dwelling that are not the sole or a main residence of an individual) the discount provided by Section 11a of the 1992 Act shall be zero.  2 That in respect of properties within Class C as defined by the Council Tax (Prescribed Classes of Dwellings) (England) (Amendment) Regulations 2012 (a property that is unoccupied and substantially unfurnished) the discount provided by the Section 11A of the said Act shall be 25% for a period of 6 months and thereafter zero.  3 That in respect of properties within Class D as defined by the said Regulations (chargeable dwellings that are vacant and undergoing major repair work to render them habitable) the discount provided by Section 11A of the said Act shall be 25% for a period of 12 months and
		(chargeable dwellings that are vacant and undergoing major repair work to render them habitable) the discount provided by Section 11A of the said Act shall be 25% for a period of 12 months and		thereafter zero.  That no council tax discount shall be applied to dwellings that are unoccupied and unfurnished for more than two years and that council tax payable on such properties is

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	thereafter zero.  4 Agree no council tax discount shall be applied to dwellings that are unoccupied and unfurnished for more than two years and that council tax payable on such properties is 200% (except for those properties which fall into prescribed Classes E and F).	200% (except for those properties which fall into prescribed Classes E and F).
13	Local Discretionary Business Rate Relief Scheme for 2020-2021	Resolved
	Report of the Executive Director Finance (Interim)	(1) That the contents of the report and any financial implications for the Council be noted.
	Recommendations  The meeting is recommended:	(2) That the adoption of the Local Discretionary Business Rate Relief Scheme for 2020-2021
	To note the contents of the report and any financial implications for the Council.	(Annex to the Minutes as set out in the Minute Book) be approved.
	1.2 To approve the adoption of the local Discretionary Business Rate Relief Scheme for 2020-2021 (appendix 1).	
14	Business Rates Retail Relief Policy	Resolved
	Report of Executive Director of Finance (Interim)	(1) That the contents of the report be noted.
	Recommendations	(2) That the adoption of the Business Rates Retail Relief Policy (Annex
	The meeting is recommended:  1.1 To note the contents of this report.	to the Minutes as set out in the Minute Book) be approved.
	1.2 To approve the Business Rates Retail Relief Policy (Appendix 1).	
15	Business Rates Retail Pub Relief	Resolved
	Report of Executive Director of Finance (Interim)	(1) That the contents of the report be noted.
	Recommendations	(2) That the adoption of the Business Rates Retail Pub Relief Policy (Appey to the Minutes as set out
	The meeting is recommended:	(Annex to the Minutes as set out in the Minute Book) be approved.

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	1.1	To note the contents of this report.
	1.2	To approve the proposed Business Rates Pub Relief Policy (Appendix 1).
16	Loca	al Review of the Cherwell I Plan 2011-2031 - Oxford's et Housing Needs: Submission ain Modifications
		rt of Assistant Director – Planning Development
	Reco	mmendations
	The n	neeting is recommended:
	1.1	To note the responses to the consultation on the Main Modifications summarised in the Statement of Consultation at Appendix 1.
	1.2	To note the supporting documents relevant to the preparation of the Main Modifications at Appendices 1 - 17 and those other documents listed at paragraph 3.28 of this report.
	1.3	To approve the Schedule of Main Modifications presented at Appendix 2.
	1.4	To approve the Minor Modifications at Appendix 3 and authorise the Assistant Director – Planning and Development to make any further changes he considers appropriate to minor or presentational issues.
	1.5	To approve the submission of the Modifications to the Secretary of State for Housing, Communities and Local Government for the continuance of the independent examination with all necessary prescribed and supporting documents.
		es of representations can be found following link: Local Plan Proposed

## Resolved

(1) That, having given due consideration, the responses to the consultation on the Main Modifications summarised in the Statement of Consultation (Annex to the Minutes as set out in the Minute Book) be noted.

**Decision and Actions** 

- (2) That, having given due consideration, the supporting documents relevant to the preparation of the Main Modifications, Appendices 1 17 of the report (Annexes to the Minutes as set out in the Minute Book) and those documents listed below be noted:
  - PR104 Cherwell Green Belt Study Second Addendum (September 2019)
  - PR105 Cherwell Water Cycle Study Addendum (September 2019)
  - PR106 Ecological Advice Cumulative Impacts Addendum (September 2019)
  - PR107 Habitat Regulations Assessment Stage 1 and Stage 2 Addendum (September 2019)
  - PR108 Landscape Analysis for PR09 (September 2019)
  - PR109 Transport Assessment Addendum (September 2019)
  - PR110 Site Capacity Sense Check (September 2019)
  - PR111 Local Plan Viability Assessment Addendum (September 2019)
  - PR112 Site Policy PR7b Stratfield Farm Highways Update (September 2019)
  - PR113a Sustainability Appraisal Addendum Nontechnical Summary (September 2019)

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	Main Modification Consultation)	<ul> <li>PR113b Sustainability Appraisal Addendum (September 2019)</li> <li>PR114 Statement of Consultation Amendment (November 2019)</li> <li>PR115 Duty to Cooperate Addendum (September 2019)</li> <li>PR116 Developer Submission PR6a</li> <li>PR117 Developer Submission PR6b</li> <li>PR118 Developer Submission PR6c</li> <li>PR119 Developer Submission PR7a</li> <li>PR120 Developer Submission PR7b</li> <li>PR121a Developer Submission PR8 – Newcore Capital Management</li> <li>PR121b Developer Submission PR8 – Smith and Smith</li> <li>PR121c Developer Submission PR8 – The Tripartite</li> <li>PR122 Developer Submission PR9</li> <li>PR122 Developer Submission PR9</li> <li>PR123 Developer Submission PR10</li> <li>PR124 Additional Information on the Significance of Trees</li> <li>PR125 Equality Impact Assessment (September 2019)</li> <li>(3) That, having given due consideration, the Schedule of Main Modifications (Annex to the Minutes as set out in the Minute Book) be approved.</li> <li>(4) That, having given due consideration, the Minor Modifications (Annex to the minutes as set out in the Minute Book) be approved.</li> <li>(4) That, having given due consideration, the Minor Modifications (Annex to the minutes as set out in the Minute Book) be approved.</li> <li>(4) That, having given due consideration, the Minor Modifications (Annex to the minutes as set out in the Minute Book) be approved and the Assistant Director – Planning and Development be authorised to make any further changes he considers appropriate to minor or presentational issues.</li> </ul>

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		(5) That, having given due consideration, the submission of the Modifications to the Secretary of State for Housing, Communities and Local Government for the continuance of the independent examination with all necessary prescribed and supporting documents be approved.
17	Appointment of Section 151 Officer	Resolved
	Report of Chief Executive	(1) That Lorna Baxter be appointed as the Council's Section 151
	Recommendations	(S151) Officer with effect from 25 February 2020.
	The meeting is recommended:	1 oblidary 2020.
	1.1 To appoint Lorna Baxter as the Council's S151 Officer with effect from 25 February 2020.	
18	Members' Allowances 2020/2021	Resolved
	Report of Director Law and Governance  Recommendations	(1) That, having given due consideration to the levels of allowances to be included in the
	The meeting is recommended to:	2020/2021 Members' Allowances Scheme, the Independent
	1.1 Consider the levels of allowances to be included in the 2020/2021 Members' Allowances Scheme,	Remuneration Panel's recommendations, as set out below, be adopted:
	and whether the Panel's recommendations should be adopted or modified in any way	<ul> <li>That the Basic Allowance be increased in line with the staff cost of living increase rounded either up or down, whichever</li> </ul>
	1.2 Authorise the Director Law and Governance to prepare an amended Members' Allowances Scheme, in accordance with the decisions of the Council for implementation with effect from 1 April 2020.	is closest, to give 12 equal payments. The staff pay negotiations for 2020/2021 have not yet commenced, so when the award is finalised, the increase should be backdated to the beginning of
	1.3 Authorise the Director Law and Governance to take all necessary action to revoke the current (2019/2020) Scheme and to publicise the revised Scheme pursuant to The Local Authorities (Members's Allowances) (England) Regulations 2003 (as	the financial year 2020/2021, 1 April 2020  That all Special Responsibility Allowance (SRAs) be increased in line with the staff cost of living increase rounded either up or down, whichever is closest, to give 12 equal payments, and payment

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	amended).  1.4 Thank the Independent Remuneration Panel for its report and set a fee of £300 for Panel Members for the work carried out on this review for 2019/2020 and propose the same level of fee for any reviews carried out it 2020/2021 capped at a maximum of £1200, which will be funded from within the Council's existing budgets.	backdated to the beginning of the financial year 2020/2021, 1 April 2020.  That the co-optee and Independent Person allowances be increased in line with the staff cost of living increase rounded either up or down, whichever is closest, to give 12 equal payments, and payment backdated to the beginning of the financial year 2020/2021, 1 April 2020.  That there be no increase in the rate of Dependent Carers' and Childcare Allowances.  That there be no change to Travelling and Subsistence Allowances.  That Democratic Services should continue to book overnight accommodation  That Non-Executive Director allowances be increased in line with the staff cost of living increase rounded either up or down, whichever is closest, to give 12 equal payments, and payment backdated to the beginning of the financial year 2020/2021, 1 April 2020, should a settlement not be agreed to that date.
		(2) That the Director Law and Governance be authorised to prepare an amended Members' Allowances Scheme, in accordance with the decisions of the Council for implementation with effect from 1 April 2020.
		(3) That the Director Law and Governance be authorised to take all necessary action to revoke the current (2019/2020) Scheme and to publicise the revised Scheme pursuant to The Local Authorities (Members's Allowances) (England) Regulations 2003 (as amended).
		(4) That the Independent Remuneration Panel be thanked

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				for its report and a fee of £300 for Panel Members be set for the work carried out on this review for 2019/2020 and propose the same level of fee for any reviews carried out it 2020/2021 capped at a maximum of £1200, which will be funded from within the Council's existing budgets.
19	Amendments to Proportionality Calculations and Committee Membership		Reso	lved
			(1) That the amended constitution of	
	Repo	Report of Chief Executive		Political Groups: 31 Conservative (65%); 9 Labour (19%); 4
	Recommendations			Progressive Oxfordshire (8%); 3 Independent (6%) and 1 vacant seat (2%), be noted.
	The meeting is recommended:			, ,
	1.1	To note the amended constitution of Political Groups.	(2)	(2) That the amended allocation of seats on committees that are subject to the political balance requirements be noted.
	1.2	To note the amended allocation of seats on committees that are subject to the political balance requirements as set out in Table 1.	(3)	That the amended allocation of seats on committees that are not subject to political balance requirements be noted.
	1.3	To note the amended allocation of seats on committees that are not subject to political balance requirements as set out in Table 2.	(4)	That the following amendments to committee membership, as advised by the respective Spokespersons of the Independent Group and Progressive Oxfordshire Group:
	1.4	To note the amendments to committee membership, as advised by the respective Spokespersons of the Independent Group and Progressive Oxfordshire Group (to		Accounts, Audit and Risk Committee Remove: Councillor Les Sibley Add: Councillor Conrad Copeland
		follow).		Appeals Panel Remove: Councillor Ian Middleton Add: Councillor John Broad
			Perso	Joint Shared Services and onnel Committee Remove: Councillor Les Sibley (and named substitute, Councillor John Broad) Add: Councillor Ian Middleton (and named substitute, Councillor Conrad Copeland)

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		Planning Committee Remove: Councillor John Broad as Committee Member and Councillor Fraser Webster as named substitute Add: Councillor John Broad as substitute Add: Add: Councillor Conrad Copeland (and named substitute, Councillor Nick Cotter)  Joint Arrangements Steering Group Remove: Councillor John Broad (and named substitute, Councillor Les Sibley)
		Add: Councillor Ian Middleton (and named substitute, Councillor Conrad Copeland)
		Partnership Working Group Remove: Councillor Les Sibley (and named substitute, Councillor John Broad) Add: Councillor Ian Middleton (and named substitute, Councillor Conrad Copeland)