



**CITY OF YORK COUNCIL
SUMMONS**

All Councillors, relevant Council Officers and other interested parties and residents are formally invited to attend a Budget Council meeting of the **City of York Council at York Racecourse** to consider the business contained in this agenda on the following date and time:

Thursday, 17 February 2022 at 6.30 pm

A G E N D A

1. Declarations of Interest

At this point, Members are asked to declare:

- any personal interests not included on the Register of Interests
- any prejudicial interests or
- any disclosable pecuniary interests

which they may have in respect of business on this agenda.

2. Minutes (Pages 3 - 32)

To approve and sign the minutes of the Ordinary Council meeting held on 16 December 2021.

3. Civic Announcements

To consider any announcements made by the Lord Mayor in respect of Civic business.

4. Public Participation

At this point in the meeting, any member of the public who has registered to address the Council, or to ask a Member of the Council a question, on a matter directly relevant to the setting of the Council's budget for the coming financial year, may do so.

Please note that the deadlines for registering to speak at our meetings have changed to two working days before the meeting, in order to facilitate the management of public participation at our meetings. The deadline for registering is **5:00pm on Tuesday, 15 February 2022.**

To register to speak please visit

www.york.gov.uk/AttendCouncilMeetings to fill in an online registration form. If you have any questions about the registration form or the meeting please contact Democratic Services. Contact details can be found at the foot of this agenda.

Webcasting of Public Meetings

Please note that, subject to available resources, this meeting will be webcast, including any registered public speakers who have given their permission. The meeting can be viewed live and on demand at

www.york.gov.uk/webcasts.

During coronavirus, we've made some changes to how we're running council meetings. See our coronavirus updates at www.york.gov.uk/COVIDDemocracy for more information on meetings and decisions.

- 5. Appointment of External Auditors** (Pages 33 - 38)
To consider a report of the Director of Governance & Monitoring Officer and the Chief Finance Officer inviting Council to opt into the national Public Sector Audit Appointments (PSAA) process for the procurement of the Council's External Auditor, in accordance with the recommendation of Audit & Governance Committee.
- 6. Recommendations of the Executive in respect of the Capital Programme Monitor 3 2021/22** (Pages 39 - 40)
To consider the recommendations made by Executive, at their meeting on 7 February 2022, regarding the third monitor report on the 2021/22 Capital Programme. These are set out in the attached Part B minute and will be moved by the Executive Leader.
- 7. Recommendations of Executive on the Council's Financial Strategy 2022/23 to 2026/27, Capital Budget 2022/23 to 2026/27, Capital Financing and Investment Strategy and the Treasury Management Strategy Statement and Prudential Indicators for 2022/23 to 2026/27** (Pages 41 - 54)
To consider the recommendations made by the Executive, at their meeting on 7 February 2022, in relation to:

 - i) The Financial Strategy 2022/23 to 2026/27
 - ii) The Capital Budget 2022/23 to 2026/27
 - iii) The Capital Financing and Investment Strategy
 - iv) The Treasury Management Strategy Statement and Prudential Indicators 2022/23 to 2026/27.

These recommendations are set out in the attached report and will be moved by the Executive Leader.

Note: The original budget reports to Executive, on which their recommendations are based, will be circulated to all Members with this agenda and can be found on the council's website, here: <https://democracy.york.gov.uk/ieListDocuments.aspx?CId=733&MId=12800&Ver=4>

8. **List of Budget Amendments, for consideration at the meeting (to follow)**
9. **Council Tax Resolution 2022/23** (Pages 55 - 66)
To consider the Council Tax Resolution for 2022/23, as set out in the attached report.
10. **Urgent Business**
Any other business which the Chair considers urgent under the Local Government Act 1972.

Democratic Services officer

Fiona Young

- Telephone – (01904) 552030
- Email fiona.young@york.gov.uk

For more information about any of the following please contact the Democratic Services Officers responsible for servicing this meeting:

- Registering to speak
- Business of the meeting
- Any special arrangements
- Copies of reports and
- For receiving reports in other formats

Contact details are set out above.

This information can be provided in your own language.

我們也用您們的語言提供這個信息 (Cantonese)

এই তথ্য আপনার নিজের ভাষায় দেয়া যেতে পারে। (Bengali)

Ta informacja może być dostarczona w twoim własnym języku. (Polish)

Bu bilgiyi kendi dilinizde almanız mümkündür. (Turkish)

یہ معلومات آپ کی اپنی زبان (بولی) میں بھی مہیا کی جاسکتی ہیں۔ (Urdu)

 **(01904) 551550**

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**Coronavirus protocols for attending Full Council at York
Racecourse (Ground Floor, Knavesmire Stand)**

If you are attending Full Council, you must observe the following protocol, which adheres to any risk assessment conducted by the external venue.

Good ventilation is a key control point, therefore, any windows and doors which have been opened must remain open within the meeting room to maintain good ventilation.

Furniture must not be moved from the designated layout.

If you're displaying possible coronavirus symptoms (or anyone in your household is displaying symptoms), you should follow government guidance. You are advised not to attend the meeting.

Testing

The Council encourages regular testing of all Officers and Members and also any members of the public in attendance at the meeting. Any members of the public attending Full Council are advised to take a test within 24 hours of attending a meeting, the result of the test should be negative, in order to attend. Test kits can be obtained by clicking on either link: [Find where to get rapid lateral flow tests - NHS \(test-and-trace.nhs.uk\)](https://www.nhs.uk/conditions/coronavirus/coronavirus-test-and-trace), or, [Order coronavirus \(COVID-19\) rapid lateral flow tests - GOV.UK \(www.gov.uk\)](https://www.gov.uk/guidance/order-coronavirus-covid-19-rapid-lateral-flow-tests). Alternatively, if you call 119 between the hours of 7am and 11pm, you can order a testing kit over the telephone.

Guidelines for attending Full Council

- Please do not arrive more than 30 minutes before the meeting is due to start.
- You may wish to wear a face covering to help protect those also attending.
- Regular handwashing is recommended.
- Use the hand sanitiser which will be situated on entry and exit to the Knavesmire Stand and in different areas within the room.
- Bring your own drink if required.

- Only use the designated toilets which are located on the Ground Floor of the Knavesmire Stand.

Developing symptoms whilst in external venues

If you develop coronavirus symptoms during Full Council, you should:

- make your way home immediately.
- avoid the use of public transport where possible.
- Follow government guidance in relation to self-isolation.

You should also:

- Advise the Meeting organiser so they can arrange to assess and carry out additional cleaning.
- Do not remain in the building any longer than necessary.
- Do not visit any other areas of the building before you leave.

If you receive a positive test result, or if you develop any symptoms before Full Council is due to take place, **you should not attend the meeting.**

City of York Council

Resolutions and proceedings of the Meeting of the City of York Council held remotely on Thursday, 16 December 2021, starting at 6.30 pm.

Present: The Lord Mayor (Cllr Chris Cullwick) in the Chair, and the following Councillors:

Acomb Ward	Bishopthorpe Ward
Barnes Lomas	Galvin
Clifton Ward	Copmanthorpe Ward
Myers Wells	Carr
Dringhouses & Woodthorpe Ward	Fishergate Ward
Fenton Mason Widdowson	D'Agorne D Taylor
Fulford and Heslington Ward	Guildhall Ward
Aspden	Craghill Fitzpatrick Looker
Haxby & Wigginton Ward	Heworth Ward
Cuthbertson Hollyer Pearson	Douglas Perrett Webb
Heworth Without Ward	Holgate Ward
Ayre	Heaton K Taylor

Hull Road Ward

Musson
Norman
Pavlovic

Huntington and New Earswick
Ward

Orrell
Runciman

Micklegate Ward

Crawshaw
Kilbane

Osbalwick and Derwent Ward

Warters

Rawcliffe and Clifton Without Ward

Smalley
Wann
Waudby

Rural West York Ward

Barker
Hook

Strensall Ward

Doughty
Fisher

Westfield Ward

Daubeney
Hunter
Waller

Wheldrake Ward

Vassie

Apologies for absence were received from Councillor Baker.

41. **Declarations of Interest**

Members were invited to declare at this point in the meeting any personal interests not included on the Register of Interests, any prejudicial interests or any disclosable pecuniary interests they might have in the business on the agenda.

The following **prejudicial** and **pecuniary** interests were declared. The Members in question left the meeting during consideration of the items in which they had an interest and took no part in the debate or decisions thereon.

Councillor	Agenda Item	Description of Interest
Cullwick (Lord Mayor)	8. Motion (iii) – Houses in Multiple Occupation	Manages a small number of HMOs.
Perrett	8. Motion (i) – End Violence Against Women and Girls	Works with local charities supporting victims of domestic abuse.
Webb	8. Motion (i) – End Violence Against Women and Girls	Partner works with local charities supporting victims of domestic abuse.

42. **Minutes**

Resolved: That the minutes of Council meeting held on 21 October be approved, and signed by the Chair as a correct record.

43. **Civic Announcements**

The Lord Mayor announced the death of former Councillor Roger Farringdon on 8 November 2021, at the age of 78. He invited Members to observe a minute's silence in memory of Roger's life and his contribution to the city.

The Lord Mayor went on to announce:

- The cancellation of the Christmas Cheer event due to the pandemic; it would be replaced this year by the delivery of hampers to successful applicants over the age of 65, funded partly from the proceeds of the Barbican carol concert;

- The cancellation of Christmas Eve carols on the steps of the Mansion House, again due to the spread of the virus;
- Recent visits to York by a delegation from Lviv in Ukraine and a group from the German rail industry.

44. Public Participation

It was reported that there had been five registrations to speak at the meeting under the Council's Public Participation Scheme.

Ian Craven spoke on Haxby Rail Station, as a matter relevant to the City. On behalf of Haxby Town Council, he objected to proposals to locate the new station on Towthorpe Road site and suggested the decision on this be deferred to allow a detailed investigation to take place.

Ruth Pearson also spoke on Haxby Rail Station. Although a member of Haxby Town Council, she expressed her personal views in support of Towthorpe Road as the best site for the station.

Evie Duarte, the regional manager for IDAS in North Yorkshire, spoke in support of Motion (i) at Agenda Item 8 (End Violence Against Women and Girls), emphasising the need to stop victim blaming and challenge gender stereotypes.

Flick Williams also spoke on Motion (i), in relation to the council's application for White Ribbon status. She queried what this would mean in practical terms and for disabled people, given the recent decision to exclude Blue Badge Holders from the city centre.

David Harbourne spoke on Agenda Item 11 (Report of the Chair of CCSMC), with reference to the calling-in of the Executive decisions on Blue Badge access. He said that those decisions should be set aside pending a public inquiry, as required by law.

45. Petitions

It was reported that no petitions had been received under Standing Order 15.

46. Report of Executive Leader, Questions, and Executive Recommendations

A – Executive Leader's Report

A written report was received from the Executive Leader, Cllr Aspden, on the work of the Executive.

Members were then invited to question the Leader on his report. Questions were received from the floor from the following Members in relation to the subjects listed, and replied to as indicated:

Integrated Rail Plan, GBR and Haxby Station

From Cllr Douglas: Are the comments made by the public speaker regarding lack of consultation on Haxby Station true?

Response: The issue of Haxby Station has been discussed for decades and the site location has been the subject of briefings and consultation. We took the opportunity to purchase land to enable us to proceed at pace. If the programme slips we risk losing the opportunity to obtain new stations funding. The other site suggested would bring a wider raft of disbenefits, and opposition from nearby householders. There is more consultation to come with the local community and Haxby Town Council.

[supplementary: Were the speaker's comments true?]

Response: There have been numerous stages of consultation over many years, including on this site, and we have committed to further consultation around this site. If you are in favour of the new station, then support us to get it done.

From Cllr Fenton: Is the Leader concerned about the government's failure to live up to its promises to level up as part of its rail investment plans?

Response: The government's rail review was not good news for Yorkshire and the North, and the more opportunities we get to make that point the better. We have undertaken to work with all councils and leaders in Yorkshire to tell the government what we think it should do with the investment, but this in no way makes up for the benefits that many cities were told they would get from Northern Powerhouse Rail.

Christmas Holiday Activities / general

From Cllr Webb: At the last meeting, Council approved a motion supporting the right to food. Which member of the Executive has been selected as the Right to Food Champion, and why?

Response: I will need to discuss this amongst my colleagues. I'm happy to ensure that a report is brought forward on this and I will write to you.

[Supplementary: Is it because you don't care, or can't find someone who is up to the task?]

Response: No. I will make sure a report is brought forward, and you will receive a reply.

Devolution in York and North Yorkshire

From Cllr Wann: Once the Levelling Up White Paper has been published, what do you think the next steps are likely to be in the devolution process for York and North Yorkshire?

Response: All councils are trying to understand what is on offer. I want to be able to compare the deal for a mayoral combined authority against what we might get in any of the other arrangements. I hope we will get more detail when the White Paper is published, but there's no reason why we cannot have discussions with civil servants on what devolution will mean for York and North Yorkshire. Once we have that clarity, we will need a series of consultations with businesses and residents on the options, and especially if we want a combined mayoral authority. There will then be a formal procedure to follow.

The Local Plan

From Cllr K Taylor: I understand there has been a shift from permanent staff to external consultants in the period leading up to the local plan hearings. How much has been spent annually on external consultants and why has the council opted for them over the lower cost of experienced permanent staff?

Response: Cllr Ayre has already responded to Cllr Kilbane at Executive on this topic and on his confidence in the local team, and I'd be happy to provide an answer to you on the specific matter of financial spend after this meeting.

B – Executive Recommendations

Capital Programme – Monitor 2 2021/22

Cllr Aspden moved, and Cllr D'Agorne seconded, the following recommendation contained in Minute 63 of the Executive meeting held on 18 November 2021:

“Recommended: That the adjustments resulting in a decrease in the 2021/22 budget of £15.142m, as detailed in the report and contained in Annex A, be approved.

Reason: To enable the effective management and monitoring of the council’s capital programme.”

A named vote* was taken on the recommendation, with the following result.

For	Against	Abstained
Cllr Aspden		Cllr Warters
Cllr Ayre		
Cllr Barker		
Cllr Barnes		
Cllr Carr		
Cllr Craghill		
Cllr Crawshaw		
Cllr Cuthbertson		
Cllr D’Agorne		
Cllr Daubeney		
Cllr Doughty		
Cllr Douglas		
Cllr Fenton		
Cllr Fisher		
Cllr Fitzpatrick		
Cllr Galvin		
Cllr Heaton		
Cllr Hollyer		
Cllr Hook		
Cllr Hunter		
Cllr Kilbane		
Cllr Lomas		
Cllr Looker		
Cllr Mason		
Cllr Melly		
Cllr Musson		
Cllr Myers		
Cllr Norman		
Cllr Orrell		
Cllr Pavlovic		
Cllr Pearson		

Cllr Rowley		
Cllr Runciman		
Cllr Smalley		
Cllr D Taylor		
Cllr K Taylor		
Cllr Vassie		
Cllr Waller		
Cllr Wann		
Cllr Waudby		
Cllr Webb		
Cllr Wells		
Cllr Widdowson		
Cllr Cullwick (Lord Mayor)		
44	0	1

**Cllr Perrett did not participate in the vote due to technical issues.*

The recommendation was therefore declared CARRIED, and it was

Resolved: That the Chief Operating Officer be recommended to approve the above recommendation.¹

Action Required

1. Note the recommendation in respect of the DM
Capital Monitor and take any action required once
the formal decision has been made.

47. Report of Deputy Leader and Questions

A written report was received from the Deputy Leader, Cllr D'Agorne.

Members were then invited to question the Deputy Leader on his report. Questions were received from the floor from the following Members in relation to the subjects listed, and replied to as indicated:

Active Travel Programme

From Cllr Crawshaw: Two years ago, in December 2019, Council approved a motion to remove non-essential vehicles from the city centre. What have you done about that and where are you up to?

Response: Immediately after that, floods affected the city centre and lockdown followed soon after, which had a significant effect on the council's capacity. We quickly moved to a situation where we were responding to the needs of a city coming out of lockdown, and highways officers were involved in that. Several decisions were made in the interim in response to the Active Travel fund, including improvements for pedestrians and cyclists. The main means for delivering change will be through the development of a new Local Transport Plan, scheduled for the near future, alongside carbon reduction and the economic strategy.

[supplementary from Cllr Lomas: Are you saying you've only succeeded in removing essential vehicles from the city centre?]

Response: You have made your mind up, so I'll leave you to draw your own conclusions.

From Cllr Mason: Can you give an update on the consultation you've been doing with Members as the Active Travel schemes in wards progress?

Response: The scheme programme can now move forward, with project officers in post. I have asked for ward members to be briefed from the outset to help design leads take account of local sensitivities and I hope to see schemes progressing quickly in the coming year.

Local Transport Plan

From Cllr Douglas: The draft LTP has been due since May 2021 and there is no written report scheduled for next week's Scrutiny meeting. Where is it up to?

Response: We've been having regular cross-party briefings on the progress of the LTP4. As part of government's decarbonisation strategy coming forward in February, there will be a requirement for local authorities to have an LTP and this may need to be a statutory document with an evidence base to access Local transport funding. As I said in my report, the LTP will work alongside the Carbon Reduction and Economic Recovery strategies.

Bootham Park

From Cllr Hollyer: Can you provide an update on work to improve the cycling infrastructure at the former Bootham Park Hospital site?

Response: Decisions were made by Executive [on 9 December] ensuring continued public access to the site. In the short term,

while work is taking place, there will be a safe means of access for cyclists through the gates, which will be linked to a new segregated cycle route. Once the work is complete, there will be a full cycle route from the hospital to the Railway Station, via Scarborough Bridge.

48. **Motions on Notice**

[At 19:54 the meeting was adjourned and the order of business was varied to bring forward Motion (iii). The meeting resumed at 20:06 with the Deputy Lord Mayor, Cllr Looker, in the Chair.]

(i) Houses in Multiple Occupation

Cllr Warters sought consent to alter his motion to incorporate the amendment submitted by Cllr Pavlovic.

Council having granted consent, the altered motion was moved by Cllr Warters and seconded by Cllr Pavlovic, as follows:

“Council notes that following the introduction of the new use class of C4 ‘Houses in Multiple Occupation’ in April 2010 and a requirement for planning permission to be sought for a change from a C3 (single household dwelling house) and the subsequent change by the incoming Conservative/Lib Dem coalition government to make this change of use ‘permitted development’ City of York Council introduced an Article 4 Direction to exert a tighter control on such HMO formation and require planning permission to be sought for C3 to C4 conversion.

Council further notes that single working people and students are often unable to afford the costly alternatives to HMO accommodation, while there is insufficient on-campus accommodation to meet student demand.

The Article 4 Direction was introduced in York in April 2012 and the main tool for controlling the distribution of HMOs were the threshold limits of 20% C4 HMOs at a ‘Neighbourhood Level’ and 10% at a ‘Street Level’.

Council believes that in the light of the large number of off campus purpose built student accommodation flats approved and built in recent years, the large number recently approved awaiting construction and ongoing applications for such developments that the time has come to revisit the ‘Controlling the Concentration of Houses in Multiple Occupation’ Supplementary Planning

Document 2012 (revised 2014) with a view to reducing the acceptable threshold levels of HMOs in residential streets.

Council understands from ongoing planning applications that the pressure on family homes in residential areas near the two Universities for conversion to C4 HMOs is not abating as could be reasonably thought after all the purpose built Student accommodation approvals and completions.

Council resolves therefore in the interests of protecting residential family homes for family use to request Executive:

- initiates without delay a review of the HMO Supplementary Planning Document with a view to halving the acceptable percentage thresholds of HMOs across the Article 4 Direction area, whilst taking into account alternative housing provision available, and being mindful of the need to provide suitable accommodation for vulnerable residents;
- In the interests of transparency, commits council officers to updating concentrations of HMOs across the Article 4 Direction area annually, at residential and street levels, by providing up to date data on both the council website and the York Open Data website.”

Cllr Craghill then moved, and Cllr Fenton seconded, an amendment to the above motion, as follows:

“In the fourth paragraph:

- delete *‘the time has come to revisit’*
- delete all after *‘Supplementary Planning Document 2012 (revised 2014)’* and insert: *‘should be kept under review’*.

In the sixth paragraph:

After *‘Council resolves’*:

- delete *‘therefore in the interests of protecting residential family homes for family use’*;
- in the first bullet point, after *‘HMO Supplementary Planning Document’* insert: *‘to be carried out by Housing Scrutiny, working together with planning officers and other relevant scrutiny committees,’* and delete everything from *‘with a view to’* up to *‘whilst’*.

A named vote* was taken on the amendment, with the following result:

For	Against	Abstained
Cllr Aspden	Cllr Barnes	
Cllr Ayre	Cllr Carr	
Cllr Barker	Cllr Crawshaw	
Cllr Craghill	Cllr Doughty	
Cllr Cuthbertson	Cllr Douglas	
Cllr D'Agorne	Cllr Fitzpatrick	
Cllr Daubeney	Cllr Galvin	
Cllr Fenton	Cllr Heaton	
Cllr Fisher	Cllr Kilbane	
Cllr Hollyer	Cllr Lomas	
Cllr Hook	Cllr Melly	
Cllr Hunter	Cllr Musson	
Cllr Mason	Cllr Myers	
Cllr Orrell	Cllr Norman	
Cllr Pearson	Cllr Pavlovic	
Cllr Runciman	Cllr Perrett	
Cllr Smalley	Cllr Rowley	
Cllr Vassie	Cllr D Taylor	
Cllr Waller	Cllr K Taylor	
Cllr Wann	Cllr Warters	
Cllr Waudby	Cllr Webb	
Cllr Widdowson	Cllr Wells	
	Cllr Looker (Deputy Lord Mayor)	
22	23	0

The amendment was therefore declared LOST.

A named vote* was then taken on the altered motion, with the following result:

For	Against	Abstained
Cllr Aspden		
Cllr Ayre		
Cllr Barker		
Cllr Barnes		
Cllr Carr		
Cllr Craghill		
Cllr Crawshaw		
Cllr Cuthbertson		
Cllr D'Agorne		
Cllr Daubeney		

Cllr Doughty		
Cllr Douglas		
Cllr Fenton		
Cllr Fisher		
Cllr Fitzpatrick		
Cllr Galvin		
Cllr Heaton		
Cllr Hollyer		
Cllr Hook		
Cllr Hunter		
Cllr Kilbane		
Cllr Lomas		
Cllr Mason		
Cllr Melly		
Cllr Musson		
Cllr Myers		
Cllr Norman		
Cllr Orrell		
Cllr Pavlovic		
Cllr Pearson		
Cllr Perrett		
Cllr Rowley		
Cllr Runciman		
Cllr Smalley		
Cllr D Taylor		
Cllr K Taylor		
Cllr Vassie		
Cllr Waller		
Cllr Wann		
Cllr Warters		
Cllr Waudby		
Cllr Webb		
Cllr Wells		
Cllr Widdowson		
Cllr Looker (Deputy Lord Mayor)		
45	0	0

** The Lord Mayor did not participate in either vote, having declared an interest in this motion.*

The motion was therefore declared CARRIED unanimously, and it was

Resolved: That the Chief Operating Officer be recommended to approve the above motion.¹

[Between 21:04 and 21:21 the meeting was adjourned for a break, after which the Lord Mayor resumed the Chair.]

(ii) End Violence Against Women and Girls

Cllr Runciman sought consent to alter her motion to incorporate the amendment submitted by Cllr Douglas.

Council having granted consent, the altered motion was moved by Cllr Runciman and seconded by Cllr Barker, as follows:

“This Council notes:

- Its commitment to making York a safe place for everyone.
- Work carried out by IDAS (Independent Domestic Abuse Services) and regional organisations and charities supporting women who have experienced abuse or harassment.
- That across the UK harassment and violence towards women and girls is endemic.
- When combining the data from the region's four police forces, it shows an average of 10 women are sexually assaulted every day in Yorkshire.
- Over the last 24 months in York there have been 878 sexual offences and 2,278 stalking and harassment offences reported. 3,117 domestic abuse crimes were reported in York between January 2019 and June 2021 (according to North Yorkshire Police data). Due to underreporting the real extent of the committed offences is likely to be much higher.
- Domestic abuse support referrals in York and North Yorkshire have risen significantly – with the number of requests for help increasing by 80 per cent. Number of victims seeking help from community-based support services rising by about 4,000 people since 2019.
- That the council itself needs to catch up with how its own services treat residents on the issue of coercive control.
- Studies have shown that the intersectional nature of discrimination means that women with additional protected characteristics, such as those who are from Black, Asian or Ethnic Minority communities, disabled or LGBT+, are even

more likely to experience discrimination, harassment, and abuse.

Council welcomes:

- The introduction of the Domestic Abuse Act 2021 and the new statutory responsibilities for local authorities under the Act, however recognises that it does not provide equal protection for migrant women and fails to allocate comprehensive funding to local authorities and organisations.
- The establishment of a multi-agency Domestic Abuse Local Partnership Board to provide strategic leadership and co-ordination of the domestic abuse work across York.

Council believes:

- Victim-blaming narratives and misogyny must be challenged at all levels of society wherever encountered.
- That we must do all we can as a Council and representatives in our communities to champion the rights of women and girls and to tackle violence against them. Raising awareness plays a huge part in changing the cultural and social norms which are recognised as being highly influential in shaping individual behaviour, including the use of violence.

Consequently, Council resolves to:

- 1) Endorse the Council's application to become a White Ribbon Accredited local authority.
- 2) Encourage all Councillors to take the White Ribbon pledge, never to take part in, condone or stay silent about violence against women.
- 3) Updates its own housing services policies as a matter of urgency to ensure that coercive control is taken into account in the same way that domestic violence is, when considering property moves for vulnerable tenants.
- 4) Arrange awareness training around violence against women and girls and misogyny.
- 5) Support the summit regarding violence against women and girls with key city and regional representatives set to be held early next year and support the implementation of the forthcoming North Yorkshire Police strategy to help make York a safer place for women and girls.
- 6) Encourage schools, academies and colleges to develop and implement policies on tackling physical, mental or emotional

harassment of female pupils or staff, separate to their bullying policy.

- 7) Support and work to expand such campaigns as the 'Ask for Angela', 'Ask for Clive' and the Our Streets Now.
- 8) Write to the new Police, Crime and Fire Commissioner to ask them to report on performance on tackling violence against women and the progress of implementing a region-wide strategy to support this work."

A named vote* was taken on the altered motion, with the following result.

For	Against	Abstained
Cllr Aspden		
Cllr Ayre		
Cllr Barker		
Cllr Barnes		
Cllr Carr		
Cllr Craghill		
Cllr Crawshaw		
Cllr Cuthbertson		
Cllr D'Agorne		
Cllr Daubeney		
Cllr Doughty		
Cllr Douglas		
Cllr Fenton		
Cllr Fisher		
Cllr Fitzpatrick		
Cllr Galvin		
Cllr Heaton		
Cllr Hollyer		
Cllr Hook		
Cllr Hunter		
Cllr Kilbane		
Cllr Lomas		
Cllr Looker		
Cllr Mason		
Cllr Melly		
Cllr Musson		
Cllr Myers		
Cllr Norman		
Cllr Orrell		
Cllr Pavlovic		

Cllr Pearson		
Cllr Rowley		
Cllr Runciman		
Cllr Smalley		
Cllr D Taylor		
Cllr K Taylor		
Cllr Vassie		
Cllr Waller		
Cllr Wann		
Cllr Warters		
Cllr Waudby		
Cllr Wells		
Cllr Widdowson		
Cllr Cullwick (Lord Mayor)		
44	0	0

** Cllrs Perrett and Webb did not participate in the vote, having declared an interest in the motion.*

The motion was therefore declared CARRIED unanimously, and it was

Resolved: That the Chief Operating Officer be recommended to approve the above motion. ²

(iii) Caring and Dignity for York's Elderly Residents

Moved by Cllr Looker and seconded by Cllr Douglas.

“Council notes the passage through Parliament of the Government’s £86,000 lifetime care cap policy, incorporating a new and punitive condition that will hit those York residents in receipt of council support with their care costs hard.

Council notes the Government’s requirement that those individuals will be expected to personally fund £86,000 of care costs – the same amount as those with millions in the bank – contrary to the recommendations of the national Dilnot Commission on Social Care.

It further notes that the care cap excludes the cost of food and accommodation in care homes, which could cost residents up to an additional £10,400 a year.

Council also notes:

- The debacle of the council's transfer of Haxby Hall Care Home to Yorkcare, resulting in low paid York workers caring for our elderly residents being targeted with fire and rehire within six months of the transfer;
- The huge expense to both the council and to affected York residents required to fund care home places in York.

Council believes the financing of the care system is broken, and will remain so in 2023 when the care cap comes into effect, leaving too many, mostly elderly, York residents without the dignity they deserve in the latter stages of their lives.

It further believes that the Government's decision to target the least well off, combined with the living costs of being in a care home in York, will result in a significant number of York residents being forced to sell their homes to fund their personal care.

Council resolves to:

- state its written opposition to Government on the exclusion of financial support for York's least well off residents in calculating when the care cap threshold is reached;
- write to both York MPs, highlighting the number of York residents currently in receipt of support with care costs in their respective constituencies, as an indication of how many are likely to be hard hit by the new policy from 2023;
- request that Executive:
 - commissions a study to investigate more cost-effective market structures for care places in York;
 - carries out a full review of its Haxby Hall transfer decision, both to learn lessons and to determine what support it can provide Yorkcare to enable it to honour its legal obligations around staff transfers;

in order to provide a secure, safe and stable local care market, that York residents can better afford."

Cllr Runciman then moved, and Cllr Daubeney seconded, an amendment to the above motion, as follows:

"In the fourth paragraph, (under 'Council also notes'), in the 1st bullet point:

- delete *'The debacle of'*
- delete all after 'Yorkcare', and insert: *'to support people to live independently and secure the future and renovation of Haxby Hall, after which, due to ongoing Covid pressures, the provider began a consultation with staff'.*"

A named vote* was taken on the amendment, with the following result:

For	Against	Abstained
Cllr Aspden	Cllr Barnes	Cllr Galvin
Cllr Ayre	Cllr Crawshaw	Cllr D Taylor
Cllr Barker	Cllr Doughty	
Cllr Craghill	Cllr Douglas	
Cllr Cuthbertson	Cllr Fitzpatrick	
Cllr D'Agorne	Cllr Heaton	
Cllr Daubeney	Cllr Kilbane	
Cllr Fenton	Cllr Lomas	
Cllr Fisher	Cllr Looker	
Cllr Hollyer	Cllr Melly	
Cllr Hook	Cllr Musson	
Cllr Hunter	Cllr Myers	
Cllr Mason	Cllr Norman	
Cllr Orrell	Cllr Pavlovic	
Cllr Pearson	Cllr Perrett	
Cllr Runciman	Cllr Rowley	
Cllr Smalley	Cllr K Taylor	
Cllr Vassie	Cllr Warters	
Cllr Waller	Cllr Webb	
Cllr Wann	Cllr Wells	
Cllr Waudby		
Cllr Widdowson		
Cllr Cullwick (Lord Mayor)		
23	20	2

*Cllr Carr did not participate in the vote, due to technical issues.

The amendment was therefore declared CARRIED.
The motion, as amended, now read as follows:

“Council notes the passage through Parliament of the Government’s £86,000 lifetime care cap policy, incorporating a new and punitive condition that will hit those York residents in receipt of council support with their care costs hard.

Council notes the Government’s requirement that those individuals will be expected to personally fund £86,000 of care costs – the same amount as those with millions in the bank – contrary to the

recommendations of the national Dilnot Commission on Social Care.

It further notes that the care cap excludes the cost of food and accommodation in care homes, which could cost residents up to an additional £10,400 a year.

Council also notes:

- The council's transfer of Haxby Hall Care Home to Yorkare, **to support people to live independently and secure the future and renovation of Haxby Hall, after which, due to ongoing Covid pressures, the provider began a consultation with staff.**
- The huge expense to both the council and to affected York residents required to fund care home places in York.

Council believes the financing of the care system is broken, and will remain so in 2023 when the care cap comes into effect, leaving too many, mostly elderly, York residents without the dignity they deserve in the latter stages of their lives.

It further believes that the Government's decision to target the least well off, combined with the living costs of being in a care home in York, will result in a significant number of York residents being forced to sell their homes to fund their personal care.

Council resolves to:

- state its written opposition to Government on the exclusion of financial support for York's least well off residents in calculating when the care cap threshold is reached;
- write to both York MPs, highlighting the number of York residents currently in receipt of support with care costs in their respective constituencies, as an indication of how many are likely to be hard hit by the new policy from 2023;
- request that Executive:
 - commissions a study to investigate more cost-effective market structures for care places in York;
 - carries out a full review of its Haxby Hall transfer decision, both to learn lessons and to determine what support it can provide Yorkare to enable it to honour its legal obligations around staff transfers;

in order to provide a secure, safe and stable local care market, that York residents can better afford."

A named vote was then taken on the amended motion, with the following result:

For	Against	Abstained
Cllr Aspden		Cllr Carr
Cllr Ayre		Cllr Doughty
Cllr Barker		Cllr Rowley
Cllr Barnes		
Cllr Craghill		
Cllr Crawshaw		
Cllr Cuthbertson		
Cllr D'Agorne		
Cllr Daubeney		
Cllr Douglas		
Cllr Fenton		
Cllr Fisher		
Cllr Fitzpatrick		
Cllr Galvin		
Cllr Heaton		
Cllr Hollyer		
Cllr Hook		
Cllr Hunter		
Cllr Kilbane		
Cllr Lomas		
Cllr Looker		
Cllr Mason		
Cllr Melly		
Cllr Musson		
Cllr Myers		
Cllr Norman		
Cllr Orrell		
Cllr Pavlovic		
Cllr Pearson		
Cllr Perrett		
Cllr Runciman		
Cllr Smalley		
Cllr D Taylor		
Cllr K Taylor		
Cllr Vassie		
Cllr Waller		
Cllr Wann		
Cllr Warters		
Cllr Waudby		
Cllr Wells		
Cllr Widdowson		
Cllr Cullwick (Lord		

Mayor)		
43	0	3

The motion was therefore declared CARRIED, and it was

Resolved: That the Chief Operating Officer be recommended to approve the above motion, as amended.³

(iv) Clean Up York's Rivers

Cllr Widdowson sought consent to alter her motion to incorporate the amendments submitted by Cllrs Craghill and Crawshaw.

Council having granted consent, the altered motion was moved by Cllr Widdowson and seconded by Cllr Waller, as follows:

“This Council notes that:

- York's Rivers are a vital part of the city's environment and that the confluence of The Foss and The Ouse at this location is the very reason York was established as a settlement.
- The My Castle Gateway and My City Centre consultations have made clear that York residents wish to make more of the city's rivers.
- Close and effective work is ongoing with the Environment Agency and Yorkshire Water on a wide range of river management issues.
- Environment Agency data gathered to evidence the performance of England's rivers under the Water Framework Directive has indicated that only 14% of rivers were of good ecological status in 2019.
- According to The Rivers Trust, in 2020 water companies dumped raw sewage 2,392 times into the rivers in York, for a total of 14,838 hours.
- Government funding to the Environment Agency to monitor river quality, and regulate farms and water companies has dropped by almost two thirds in the last decade.
- In 2020 just 3.6% of pollution complaints made to the Agency resulted in penalties.
- In 2016 Yorkshire Water Services was fined £1.1m for discharging sewage into the River Ouse.

- The Government has failed to include any meaningful targets or a clear action plan to end the regular dumping of sewage into rivers as part of the recently approved Environment Bill, ignoring millions of people who demanded action as part of one of the boldest and more inspiring environmental campaigns in recent years.
- The MP for York Outer and other Conservative MPs failed to support amendments which would have ensured urgent action to clean up the country's rivers.
- The Liberal Democrats have proposed a "Sewage Tax", which would tax the profits of water companies. The proposal would be a 16% tax on pre-tax profits, providing a £340 million fund to fix the sewage system.

Council believes that:

- The city's rivers are a huge and under-appreciated asset to the city.
- Many York residents are not aware of the significance of the confluence of York's two rivers to the city's history and that more could be done to enhance this area of York.
- Any discussion about York's rivers must also acknowledge the importance of river-safety and recognise the unacceptable number of fatalities that have occurred in York's rivers in recent times.
- Government must urgently restore Environment Agency budgets to deliver the necessary oversight.
- Inspection regularity of water companies and farms should be increased and offenders rigorously prosecuted through the Environmental Audit Committee and Ofwat.
- Comprehensive funding must be provided to local and highways authorities to introduce systems to prevent road pollutants from entering our water courses.

Council resolves to request the Chief Operating Officer to:

- Consider what further enhancements to the city's riverside offer can be made
- Confirm that all available measures are being taken to ensure that any development which takes place in proximity to York's rivers is sympathetic to the significance and historic context of its setting, in particular ensuring that where the Council is the developer itself, all opportunities are taken to maximise enjoyment of the rivers and riverside areas.

- Consider whether through working in partnership with all relevant stakeholders more can be done to enhance river safety, including the introduction grab-chains, CCTV and other such safety measures as well as enhanced and improved ongoing river-safety advertising campaigns.
- Write to the Secretary of State for Environment, Food and Rural Affairs calling for the Government to commit to granting the necessary funding, regulatory powers and policy changes to restore the health of Britain's rivers.
- Write to The Chief Executive of Yorkshire Water calling for urgent action to address the impact of waste-water discharges on our local rivers and to consider the implications of the work of the Storm Overflows Taskforce, the recently published Storm Overflow Evidence Project report and their implications in York, particularly relating to the use of real time data releases on overflow spills.
- Write to the Regional Director of the Environment Agency to request an update on the current testing regime in the Ouse and Foss to understand if improvements could be made. As well as to request that consideration is made to house the data on the CYC York Open Data platform and explore if the tests undertaken and information on their findings can be publicised on the Council website and social media channels.
- Write to the charities River Action and The Rivers Trust expressing this Council's support for their campaign to restore the health of Britain's rivers.

Council also resolves:

- In the light of the above, to request that Executive commission an update report on the actions that the council is able to take, along with the Environment Agency, Yorkshire Water, the Canals and Rivers Trust and other local and regional partners to prevent incidents and protect the health and cleanliness of York's rivers;
- To request that this report cover current local powers that are available to control and limit fly-tipping in water courses, control other discharges and require water courses to be kept free from pollution, as well as exploring the options for producing an overarching Strategy for York's Rivers and Becks. This strategy would bring together a single overview of work on flood management, climate change adaptation,

water course related biodiversity and land management and pollution control.

A named vote was then taken on the altered motion, with the following result:

For	Against	Abstained
Cllr Aspden		Cllr Doughty
Cllr Ayre		Cllr Rowley
Cllr Barker		
Cllr Barnes		
Cllr Carr		
Cllr Craghill		
Cllr Crawshaw		
Cllr Cuthbertson		
Cllr D'Agorne		
Cllr Daubeney		
Cllr Douglas		
Cllr Fenton		
Cllr Fisher		
Cllr Fitzpatrick		
Cllr Galvin		
Cllr Heaton		
Cllr Hollyer		
Cllr Hook		
Cllr Hunter		
Cllr Kilbane		
Cllr Lomas		
Cllr Looker		
Cllr Mason		
Cllr Melly		
Cllr Musson		
Cllr Myers		
Cllr Norman		
Cllr Orrell		
Cllr Pavlovic		
Cllr Pearson		
Cllr Perrett		
Cllr Runciman		
Cllr Smalley		
Cllr D Taylor		
Cllr K Taylor		
Cllr Vassie		

Cllr Waller		
Cllr Wann		
Cllr Warters		
Cllr Waudby		
Cllr Wells		
Cllr Widdowson		
Cllr Cullwick (Lord Mayor)		
44	0	2

The motion was therefore declared CARRIED, and it was

Resolved: That the Chief Operating Officer be recommended to approve the above motion.⁴

Action Required

1. Note the recommendation to approve the motion IF to End Violence Against Women and Girls and take appropriate action once the formal decision has been made.
2. Note the recommendation to approve the motion IF on Caring and Dignity for York's Elderly Residents and take appropriate action once the formal decision has been made
3. Note the recommendation to approve the motion NF on Houses in Multiple Occupation and take appropriate action once the formal decision has been made
4. Note the recommendation to approve the motion IF to Clean Up York's Rivers and take appropriate action once the formal decision has been made

49. Questions to the Leader or Executive Members

Question to Cllr D'Agorne, Executive Member for Transport

From Cllr Kilbane: You recently attended a talk by the Deputy Mayor of Ghent on their circulation plan, which is their local transport plan. Would a similar plan work in York and would you be in favour of such a plan?

Response: I would certainly want to consider how it would work in York. A much more detailed study would be needed.

Question to Cllr Smalley, Executive Member for Culture, Leisure & Communities

From Cllr Crawshaw: As Chair of the Human Rights & Equalities Board, you knowingly voted with Executive to discriminate against disabled people by removing their right to access the city using a Blue Badge, contrary to a report commissioned by the Board. Can you explain what York's status as a Human Rights City means to you?

Response: It means a lot to me. I will get back to you in writing with a fuller response.

[supplementary: The Human Rights City Network released a statement to say the decision was 'a defining moment for York as a Human Rights City' and they had serious concerns about the Board. How do you respond to that? For transparency, I will add that my mother is a member of the Network's Steering Group]

Response: My position is clear. The Board has been reviewing its membership, terms of reference and work plan and we have agreed to have a meeting in the new year about its future relationship with the Network. I will get back to you in writing.

50. Report of Executive Member

A written report was received from Cllr Craghill, the Executive Member for Housing & Safer Neighbourhoods.

51. Scrutiny - Report of the Chair of the Customer & Corporate Services Scrutiny Management Committee

A written report was received from Cllr Crawshaw, Chair of the Customer & Corporate Services Scrutiny Committee, on the work of scrutiny.

52. Recommendations of the Licensing and Regulatory Committee

When the guillotine fell, the following recommendations contained in Minute 79 of the Licensing & Regulatory Committee meeting held on 9 November 2021 were deemed moved and seconded:

“That:

- i. It be recommended to Council that the Statement of Licensing Policy be adopted.
- ii. Authorisation be given to officers to publish the Local Area Profile.

Reason: To meet the legislative requirements of the Gambling Act 2005.”

Cllr Melly raised concerns about the recommendations and proposed that the vote be deferred.

Cllr Orrell then proposed an addition to the recommendations, as follows:

“(iii) [That] the Statement of Licensing Policy be received at the next meeting of the Licensing & Regulatory Committee.”

In order to resolve the matter, the Chair ruled that a vote be taken without debate on each of the above proposals.

A named vote was taken on the proposal to defer, with the following result:

For	Against	Abstained
Cllr Barnes	Cllr Aspden	
Cllr Crawshaw	Cllr Ayre	
Cllr Douglas	Cllr Barker	
Cllr Fitzpatrick	Cllr Carr	
Cllr Galvin	Cllr Craghill	
Cllr Heaton	Cllr Cuthbertson	
Cllr Kilbane	Cllr D’Agorne	
Cllr Lomas	Cllr Daubeney	
Cllr Looker	Cllr Doughty	
Cllr Melly	Cllr Fenton	
Cllr Musson	Cllr Fisher	
Cllr Myers	Cllr Hollyer	
Cllr Norman	Cllr Hook	
Cllr Pavlovic	Cllr Hunter	
Cllr Perrett	Cllr Mason	
Cllr K Taylor	Cllr Orrell	
Cllr Warters	Cllr Pearson	
Cllr Webb	Cllr Rowley	
Cllr Wells	Cllr Runciman	
	Cllr Smalley	
	Cllr D Taylor	
	Cllr Vassie	
	Cllr Waller	
	Cllr Wann	

	Cllr Waudby	
	Cllr Widdowson	
	Cllr Cullwick (Lord Mayor)	
19	27	0

The proposal to defer was therefore declared LOST.

A named vote was then taken on the recommendations, including the additional recommendation proposed by Cllr Orrell, with the following result:

For	Against	Abstained
Cllr Aspden	Cllr Crawshaw	Cllr Barnes
Cllr Ayre	Cllr Douglas	
Cllr Barker	Cllr Fitzpatrick	
Cllr Carr	Cllr Heaton	
Cllr Craghill	Cllr Kilbane	
Cllr Cuthbertson	Cllr Lomas	
Cllr D'Agorne	Cllr Looker	
Cllr Daubeney	Cllr Melly	
Cllr Doughty	Cllr Musson	
Cllr Fenton	Cllr Myers	
Cllr Fisher	Cllr Norman	
Cllr Galvin	Cllr Pavlovic	
Cllr Hollyer	Cllr Perrett	
Cllr Hook	Cllr K Taylor	
Cllr Hunter	Cllr Warters	
Cllr Mason	Cllr Webb	
Cllr Orrell	Cllr Wells	
Cllr Pearson		
Cllr Rowley		
Cllr Runciman		
Cllr Smalley		
Cllr D Taylor		
Cllr Vassie		
Cllr Waller		
Cllr Wann		
Cllr Waudby		
Cllr Widdowson		
Cllr Cullwick (Lord Mayor)		
28	17	1

The recommendations were therefore declared CARRIED, and it was

Resolved: That the Chief Operating Officer be recommended to approve the above recommendations, including the additional recommendation.¹

Action Required

1. Note the recommendation to approve the recommendations of the Licensing & Regulatory Committee and the additional recommendation, and take appropriate action once the formal decision has been made

JG

Cllr Chris Cullwick

LORD MAYOR OF YORK

[The meeting started at 6.33 pm and concluded at 10.44 pm]



Budget Council**17 February 2022**

Report of the Director of Governance & Monitoring Officer and Chief Finance Officer

Appointment of External Auditors**Summary**

1. In accordance with the unanimous recommendation of the Audit & Governance Committee, Full Council is invited to opt in to the national Public Sector Audit Appointments [hereafter referred to as PSAA] process for the procurement of the Council's External Auditor. It is noted that the deadline for submission is 11th March 2022.
2. The Council's current external auditor is Mazars, under a contract managed by Public Sector Audit Appointments Ltd (PSAA). This contract expires at the end of the 2022/23 financial year. This report provides Full Council with an overview of the process for appointing an external auditor to the Council for the next five year period from 2023/24.
3. Given the issues being experienced nationally with the audit market that, in part, led to the Redmond Review, the considerable amount of time and effort involved in procuring individually and the additional independence of the national process it is the view of officers that the Council should again opt in to the PSAA process.

Recommendations

4. Full Council is invited to:
 - a. accept the Public Sector Audit Appointments' invitation to opt into the sector-led option for the appointment of external auditors to principal local government and police bodies for five financial years from 1 April 2023.

Reason

The Local Audit (Appointing Person) Regulations 2015 ('the Regulations') require that a decision to opt in must be made by a

meeting of the Council (meeting as a whole). The Council then needs to formally respond to PSAA's invitation in the form specified by PSAA.

Background

5. The current auditor appointment arrangements cover the period up to and including the audit of the 2022/23 accounts. Along with 98% of all local authorities, the Council opted into the 'appointing person' national auditor appointment arrangements established by PSAA for the period covering the accounts for 2018/19 to 2022/23.
6. PSAA is now undertaking a procurement for the next appointing period, covering audits for 2023/24 to 2027/28. In order to join the national scheme, the Council has to formally accept the invitation to participate by Friday 11 March 2022. The decision to accept the invitation must be made by Full Council.

Analysis and options

7. There are two main options available to the Council when appointing new auditors.
 - a. We can continue to take advantage of the national collective scheme administered by PSAA
 - b. We can arrange our own procurement and make the appointment ourselves or in conjunction with other bodies such as other local authorities

Procurement through PSAA

8. The sector-wide procurement conducted by PSAA has the following advantages:
 - a. It is a transparent and independent appointment via a third party
 - b. A collective procurement reduces costs for the sector and for individual authorities compared to a multiplicity of smaller local procurements
 - c. Ongoing management of any independence issues as and when they arise
 - d. It is the best opportunity to secure the appointment of a qualified, registered auditor - there are only nine accredited audit firms, and a local procurement would be drawing from the same limited supply of auditor resources as PSAA's national procurement

- e. Supporting the sector-led body offers the best way of to ensuring there is a continuing and sustainable public audit market into the medium and long term.
 - f. It avoids the need to establish an auditor panel with an independent chair and independent members to oversee a local auditor procurement and ongoing management of an audit contract
9. A potential disadvantage of procuring through the PSAA is that individual elected members will have less opportunity to be directly involved in the appointment process.
10. If the Council wishes to take advantage of the national auditor appointment arrangements, it is required under the local audit regulations to make the decision at full Council. The opt-in period starts on 22 September 2021 and closes on 11 March 2022. To opt into the national scheme from 2023/24, the Council needs to return completed opt-in documents to PSAA by 11 March 2022.

Procure individually

11. To procure our own external auditors individually and independently of the PSAA legislation requires us to set up an Auditor Panel. The panel must consist of a majority of independent members and must be chaired by an Independent member. Independent members for this purpose are independent appointees, this excludes current and former elected members and officers and their close families and friends. This means that elected members will not have a majority input in assessing bids and choosing which firm to award the contract to. An independent auditor panel would make that decision.
12. Individual procurement has the following advantage:
- a. It is a transparent appointment and allows for some local input to the decision
13. There are also a number of disadvantages from an individual procurement and these include:
- a. There would be a cost in recruiting an Audit Panel, running the procurement exercise and negotiating the contract. LGA estimate this would be in the region of at least £15k
 - b. We would not be able to take advantage of the economies of scale and reduced fees that could be available through a national exercise

- c. The assessment of bids and decision on awarding contracts would not be taken solely by elected members of the council
 - d. The external audit market is very challenging, with firms unable to recruit staff. Some audited bodies, both in the public and private sector, have found that they have had only one bidder for their audit. Therefore there is a risk that no one would bid for the contract.
14. Given the issues being experienced nationally with the audit market that, in part, led to the Redmond Review, the considerable amount of time and effort involved in procuring individually and the additional independence of the national process it is the view of officers that the Council should again opt in to the PSAA process.

Consideration by the Audit & Governance Committee

15. The Audit & Governance Committee considered this issue at their recent meeting on 2nd February 2022, and unanimously supported the option for the Council to participate in the national PSAA process.

Corporate Priorities

16. The appointment of the External Auditors ensures that the Council's financial statements are true and fair and that the Council has made proper arrangements for securing economy, efficiency and effectiveness in its use of resources. This ensures the Council's service requirements are met and contributes to the achievement of Corporate Priorities.

Implications

Financial

17. The current External Audit Fees are likely to increase when the contract ends. Should the Council wish to consider appointing a local Auditor Panel, the costs of establishing such a Panel would need to be estimated and included in the Councils budget for 2022/23. This would include the costs of recruiting independent appointees, servicing the Panel, running a bidding and tender evaluation process, letting a contract and paying independent member fees and allowances.
18. By opting in to the PSAA process, this provides maximum opportunity to limit the extent of any increases in audit fee levels by entering into a large scale collective procurement arrangement that would remove the costs associated with establishing an auditor panel.

19. The proposed fees for the subsequent years cannot be known until the procurement process has been completed, as the costs will depend on proposals from the audit firms, however opting-in to a national scheme will provide maximum opportunity to ensure fees are as low as possible, whilst ensuring the quality of audit is maintained by entering in to a large scale collective procurement arrangement

Human Resources (HR)

20. There are none directly associated with this report.

Equalities

21. There are none directly associated with this report.

Legal

22. There are none directly associated with this report. The deadline for submission of the invitation to join the PSAA process is 11th March 2022. The Council's constitution does allow for any other business to be considered at Budget Council.

Crime and Disorder, Information Technology and Property

23. There are none directly associated with this report.

Risk Management

24. The Council will fail to comply with legislative and best practice requirements to provide for a proper audit of the Council if it does not consider this report.

Author & Chief Officer responsible for the report: Janie Berry, Director of Governance & Monitoring Officer
Debbie Mitchell, Chief Finance Officer

Report Approved

Date 8 February 2022

Specialist Implications Officer(s):

Janie Berry, Director of Governance & Monitoring Officer
Debbie Mitchell, Chief Finance Officer

Wards Affected: *List wards or tick box to indicate all*

All

For further information please contact the author/s of the report:

Background Information

Agenda and report to Audit & Governance Committee held on 2nd February 2022
City of York Council Constitution

City of York Council

Committee Minutes

Meeting	Executive
Date	7 February 2022
Present	Councillors Aspden (Chair), Ayre, Craghill, Cuthbertson, D'Agorne, Runciman, Smalley, Waller and Widdowson
In Attendance	Councillor Kilbane

Part B - Matters Referred to Council

93. Capital Programme 2021/22 Monitor 3

[See also under Part A]

The Chief Finance Officer presented a report which set out the projected out-turn position on the council's capital programme for 2021/22, including any over or under-spends, along with requests to re-profile budgets to and from current and future years.

A decrease of £15.678m was reported on the approved capital budget, resulting in a revised programme of £127.584m, funded from £41.946m external and £85.638m internal funding. Variances in each portfolio area were outlined in Table 1 at paragraph 6 of the report, and detailed in paragraphs 7-47. The effect of the revisions was shown in Table 2, at paragraph 48.

Officers confirmed that there were no major issues to report and there continued to be a significant level of investment in the programme.

Recommended: That Council approve the adjustments resulting in a decrease of £15.678m in the 2021/22 budget, as detailed in the report and contained in Annex A.

Reason: To enable the effective management and monitoring of the Council's capital programme.

Cllr K Aspden, Chair

[The meeting started at 5.31 pm and finished at 6.11 pm].



Budget Council**17 February 2022**

Report of the Chief Finance Officer

Recommendations of Executive on the Council's Financial Strategy 2022/23 to 2026/27, Capital Budget 2022/23 to 2026/27, Capital Financing and Investment Strategy and the Treasury Management Strategy Statement and Prudential Indicators for 2022/23 to 2026/27**Summary and Background**

1. This report presents to Council the recommendations of Executive for approval in respect of the revenue budget proposals for 2022/23, the Capital Budget for the period 2022/23 to 2026/27, the Capital Financing and Investment Strategy and the Treasury Management Strategy for the period 2022/23 to 2026/27. This report should be read in conjunction with the reports presented to Executive on 7 February.
2. On 7 February the Executive met to consider the revenue and capital budgets and the Treasury Management Strategy. The following reports, copies of which Members have previously received, were considered;
 - i) Financial Strategy 2022/23 to 2026/27
 - ii) Capital Budget 2022/23 to 2026/27
 - iii) Capital Financing and Investment Strategy
 - iv) Treasury Management Strategy Statement and Prudential Indicators 2022/23 to 2026/27.

Consultation

3. The council's budget has been widely consulted upon. Please refer to the relevant section of the Financial Strategy report for further details.

4. As noted in the Financial Strategy report, the consultation was promoted within the business community via existing business network links and distribution groups including York Business Week, Make It York, The Business Improvement District, York Chamber of Commerce and the York Federation of Small Businesses. Promotion was through social media, website channels and email. These key stakeholders were asked to pass on details of the consultation to their members.
5. The results will be published alongside all consultation response on York's open data platform. www.yorkopendata.org

Options

6. Options open to the Council are to approve Executive's recommendations or to approve any amendments that may be moved by other Members of Council.

Specialist Implications

7. Implications in respect of setting the budget are contained in the Executive reports. Member's attention is drawn in particular to the legal advice of the Council's Monitoring Officer and the statutory advice of the Section 151 officer as set out in the Financial Strategy report and repeated in the following sections.

Legal

8. The council is required to set a council tax for 2022/23 before 11 March 2022. It may not be set before all major precepts (i.e. precepts from the Police and Fire Authorities) have been issued or before 1st March 2022, whichever is the earlier. The decision to set the level of council tax is reserved to Council and cannot be taken by Executive or delegated to officers, although Executive has to recommend a budget to Council. These comments are intended to apply to both the Executive meeting and the subsequent Council meeting.
9. Before determining the level of the tax, the Council must estimate its proposed revenue expenditure, taking into account amounts required by way of contingency, any need to raise reserves and any other amounts

which the Council is legally required to transfer between funds. It must also estimate its anticipated income, any relevant transfer between funds and any proposed use of reserves. It must then calculate the difference between the two which is the council tax requirement.

10. The Council's Chief Financial Officer (under s151 Local Government Act 1972) is required to report to the Council on the robustness of the estimates made for the purposes of the calculations, and the adequacy of the proposed financial reserves. The Council must have regard to the report when making decisions about the calculations in connection with which it is made. The Chief Financial Officer has a statutory duty under section 114 of the Local Government Finance Act 1988 to issue a written report if he considers that a decision taken by the Council would be unlawful and likely to cause a financial deficiency.
11. In reaching decisions on these matters, Members are bound by the general principles of administrative law. Lawful discretions must not be abused or fettered and all relevant considerations must be taken into account. No irrelevant considerations may be taken into account, and any decision made must be one which only a reasonable authority, properly directing itself, could have reached. Members must also balance the interests of service users against those who contribute to the Council's finances. The resources available to the Council must be deployed to their best advantage.
12. Members must also act prudently. Members must also bear in mind their other statutory duties to have regard to certain matters when making decisions. The report identifies proposals which, if approved, may potentially have an impact on children, older adults and persons with disabilities all of which groups are statutorily protected equality strands under the Equalities Act 2010. In making their decision, Members must have due regard to their public sector equality duties and the need to eliminate discrimination, to mitigate against negative impacts where these are known and to promote equality when making decisions. Members must also take into consideration the need to consider any crime and disorder implications of the decision. A failure to follow these principles could open the Council to judicial review.
13. Members have a fiduciary duty to the council tax payers and others in the local authority's area. This means that members must behave responsibly in agreeing the budget. Members have no authority to make anything other than a balanced budget.

14. Among the relevant considerations which Members must take into account in reaching their decisions are the views of business ratepayers and the advice of officers. The duty to consult representatives of non-domestic ratepayers on the Council's expenditure plans is contained in Section 65 of the Local Government Finance Act 1992.
15. In considering the advice of officers, and the weight to be attached to that advice, Members should have regard to the personal duties placed upon the s151 Officer. Members are obliged under the Code of Conduct to have regard to the advice of the s151 Officer and Monitoring Officer. The Council may take decisions which are at variance with their advice, providing there are reasonable grounds to do so. However, Members may expose themselves to risk if they disregard clearly expressed advice, for example as to the level of provision required for contingencies, bad debts and future liabilities. In addition, if Members wish to re-instate savings recommended by the Chief Finance Officer in order to balance the budget, they must find equivalent savings elsewhere.
16. The Chief Finance Officer is required by Section 151 of the Local Government Act 1972 and by the Accounts and Audit (England) Regulations 2011 (as amended) to ensure that the council's budgeting, financial management, and accounting practices meet relevant statutory and professional requirements. This is in addition subject to the requirements set out above.
17. Members must also have regard to, and be aware of, the wider duties placed upon the council by various statutes governing the conduct of its financial affairs. These include the distinction between revenue and capital expenditure and the requirement to set prudential indicators in line with capital investment plans that are prudent, affordable and sustainable.
18. Section 106 of the Local Government Finance Act 1992 makes it a criminal offence for any Member with arrears of council tax which have been outstanding for two months or more to attend any meeting at which a decision affecting the budget is to be made, unless the Member concerned declares at the outset of the meeting that he or she is in arrears and will not be voting on the decision for that reason. The Member concerned must not vote but may speak. The application of Section 106 of the 1992 Act is very wide and Members should be aware that the responsibility for ensuring that they act within the law at all times rests solely with the individual Member concerned.

19. If a referendum is held after the beginning of the relevant financial year, the higher rate of council tax will be payable unless and until it is overturned by a 'no' vote in the referendum. It must also provide "substitute calculations" which need to be presented to Council setting out what the alternative budget would be. This means that that if a party proposes a council tax above the referendum limit they must also produce "substitute calculations" within the referendum limit, to be used in the event that the referendum would reject the increase. In the event that a referendum rejects the increase, the billing authority would be able to issue new bills, offer refunds at the end of the year or allow credits against liability the following year, although individual council taxpayers would be entitled to a refund on demand.

Statutory Advice from the s151 Officer

Introduction

20. The Local Government Act 2003 places responsibilities upon the council's Chief Finance Officer to advise the council on the adequacy of its reserves and the robustness of the budget proposals including the estimates contained in this document. This section also addresses the key risks facing the council in relation to current and future budget provision. The following paragraphs outline my assessment of the budget proposals outlined in this report, including reserves and general robustness of the process. Section 25 (2) of the 2003 Act requires the council to have regard to this assessment in approving the annual budget and setting the council tax.

Robustness of proposals and process

21. The preparation of a budget relies on estimates, which are made at a point in time, and clearly there are a number of factors that can influence actual expenditure throughout the year. However, there are processes in place to ensure that assurance can be given that this budget has been constructed using the best available information and assumptions at the time of preparation. These include:
 - regular budget monitoring to ensure known pressures are reflected
 - involvement of directorate management teams in development of the proposals

- regular scrutiny of the proposals by Executive members, including separate budget Executive Member Decision Sessions held during December
22. Considerable reliance is also placed on budget managers having proper arrangements in place to identify issues early, project the likely demand for services, and consider value for money and efficiency.
23. In order to provide assurances that the budget estimates are robust the following factors have been considered:
- overall funding available including specific grants and other funding available from central government, along with locally raised income from council tax and business rates,
 - progress made in delivering 2021/22 savings
 - whether the budget decisions outlined in this report are achievable
 - the current and anticipated budget pressures arising from services such as social care
 - the forecast impact of inflation and pay awards
 - the financial sustainability of the council and the effectiveness of the financial management arrangements in place
 - the affordability and sustainability of the capital investment plans outlined in the capital programme report elsewhere on this agenda and the revenue impact of this expenditure
24. In addition, the council has a demonstrable track record of delivering budget savings and has sound financial management procedures in place. This has been recognised by favourable audit reports in respect of financial management and processes and overall the financial planning process is sound and effective.
25. A range of pressures have been identified and built into the budget presented in this report, including a contingency sum of £500k as in previous years. There are also significant savings, reflecting the scale of the challenge facing the council. There should be no understatement of the scale of this challenge that continues to face the council, given the general upward cost profile of adult care and children's services.

Risks

26. The report outlines the key risks to the 2022/23 budget and these are considered further in the following paragraphs.

27. The Covid-19 pandemic has been the cause of unprecedented challenges and financial uncertainty which has had a significant impact on the Council's financial position. This is likely to continue to be an ongoing area of risk as the longer term impact both on businesses and on residents is still unknown and therefore I again consider the inclusion of a Covid contingency an essential aspect of the budget proposals.
28. Rising inflation, in particular in relation to energy costs, is an area of concern with CPI expected to reach almost 7% by April 2022. This will impact on all our residents. In addition, given the Council's significant capital programme, rising costs are to be expected and may result in some schemes being delayed or costing more than estimated. The Council is also experiencing difficulties in recruiting to some front line services given the high number of vacancies across the economy. This may again result in difficulties in achieving some Council Plan priorities.
29. A key risk facing the council is the number of complex capital schemes it is currently undertaking, and which are still at relatively early stages of development. Should schemes not progress to full completion there remains a risk that costs currently assumed to be capable of being capitalised must be written off to revenue. There are also increased borrowing levels resulting in increased revenue costs of debt in coming years. This is highlighted in the medium term plan figures.
30. A further key risk in relation to the capital programme is that some major capital projects may have short/medium term cash flow impacts. For example York Central, and Castle Gateway will be major schemes, which will result in additional business rates, income or capital receipts, but that may require short term borrowing prior to income being received to cover the costs. As identified in previous budget reports, the Venture Fund will be used to support early years cash flow deficits on major strategic capital projects.
31. The current pressures being experienced within both adults and children's services are of concern and the ongoing action being taken will need to continue and be given a high priority. Specific attention is drawn to the national picture regarding these services, which are recognised as being under increased pressure. Whilst this council has invested in these services in recent years, the risks remain, and it is essential the council continues to make adequate budgetary growth provision to deal with the significant cost pressures these services are experiencing, along with savings programmes to mitigate pressures. The budget proposals properly recognise these pressures.

32. The reduction in New Homes Bonus Funding will also require careful planning to ensure expenditure currently funded from this source can be met from council tax/retained business rates. Again, provision has been made for this in the budget.
33. Clearly, there are risks in the achievement of some of the proposed savings and, in assessing this risk, I cannot guarantee that every single proposal will be achieved. I do however consider the overall package to be prudent. As outlined earlier, processes are in place to ensure the robustness of the proposed savings. A risk assessment of the individual savings proposals has been conducted and discussed with senior management. Where savings are not delivered, services are fully aware of the need to find compensating savings.
34. The Government announced in “Building Back Better” that it would be introducing new social care reforms funded by a Health and Social Care Levy. There remain many questions about the funding for social care reform, and how this fits in with the amounts that have been distributed through the settlement. It is fair to say that there is still much to be worked out by DHSC, not least how much the reforms will cost local authorities. So there is going to be continued uncertainty around both the cost of these reforms and how the funding will be determined and distributed. As a result, there is a very significant financial risk to local authorities with social care responsibilities.
35. Finally, there remains again the potential for significant changes to the system of local government finance in coming years. The Government published the provisional settlement on 16 December 2021. It is a one year settlement only and there are no projected or indicative figures for the remainder of the spending review period (2023/24 and 2024/25). More fundamental changes in local government have been clearly signalled for 2023/24.
36. These changes in funding could be significant, and will make forecasting for 2023/24 and beyond very difficult. Some or all of the fair funding review could be resurrected, and a business rates baseline reset seems likely. The government originally launched the Fair Funding Review in 2016 and the review has been postponed numerous times. As yet, there are not details as to when the review may be revisited. This policy is likely to change the needs assessments of local authorities and therefore the distribution of funding between different councils, adding to the uncertainty in the years ahead.

Reserves

37. CIPFA guidance states that, in order to assess the adequacy of reserves when setting the budget, chief finance officers should take account of the strategic, operational and financial risks facing the authority and that the many factors involved when considering appropriate levels of reserves can only be assessed properly at a local level.
38. Determining the appropriate levels of balances is therefore a professional judgement based on local circumstances including the overall budget size, risks, robustness of budgets, major initiatives being undertaken, budget assumptions and other earmarked reserves and provisions. Based on the range of factors and risks outlined in this report it is my view that the general reserve should be a figure of £6.8m.
39. Furthermore, part of the risk management process involves taking appropriate action to mitigate or remove risks, where this is possible. This in turn may lead to a lower level of reserves being required, and it would be appropriate to consider reducing the level of balances held where appropriate action to mitigate or remove risks has been successfully undertaken. As part of the year end process, a review is undertaken and any balances that are no longer required, or that can be reduced due to action taken to reduce or mitigate the relevant risks, will be reported to Executive as part of the year end outturn report.
40. The outturn report for 2020/21 required the use of general reserves to balance. As part of the 2022/23 budget provision has been made to increase reserves back to their previous level by the inclusion of one off growth of £500k. This ensures reserves are maintained at an appropriate level given the risks outlined above.
41. The proposed 2022/23 budget does not use the general reserve to balance however, given the financial pressures currently being experienced within social care, it is expected that the general reserve will again need to be called on in 2021/22. As the budget proposals include a £1m Covid Recovery Fund to deal with the ongoing impact of the pandemic, and one off growth of £500k to return the general reserve to its previous level, it is my view that the level of reserves still remain sufficient to deal with any further risks.

Summary

42. The ongoing uncertainty created by Covid-19 means it continues to be incredibly difficult to forecast with any real certainty. Rising inflation, potential changes to local government finance signalled in the provisional settlement and the likely financial challenges of adult social care reform all have the opportunity to have a significant financial impact on the council.
43. For future budget planning, further action will be needed to continue to focus resources on the highest priority services to reduce demand, as well as creating capacity to make investment in key front line services and essential capital investment to support and accelerate recovery from the pandemic. Therefore, the major financial challenge facing the council in coming years remains the need to secure further savings and for cost pressures, particularly those resulting from the pandemic, to be managed effectively. Given the current financial pressures referred to in previous paragraphs there will need to be continued careful monitoring of the achievement of the savings outlined in this report. Whilst the council currently has strong financial health in terms of its overall level of unallocated reserves, a period of uncertainty is to be expected and for future budgets consideration will need to be given to increasing reserves should they be used in the short term.
44. I have given careful consideration to the proposals outlined in all the budget reports on this agenda and particularly the risks associated with the proposals. Prudent and realistic assumptions have been made and the financial implications of known pressures have been included. Therefore, I am satisfied that they represent a robust budget on which the council can rely in setting council tax.

Recommendations

Revenue Budget

45. Executive recommends that Council:
 - i. Approve the budget proposals outlined in the Financial Strategy report and in particular;

- a. The net revenue expenditure requirement of £135.384m
 - b. A council tax requirement of £102.043m
 - c. The revenue growth proposals as outlined in the body of the report
 - d. The 2022/23 revenue savings proposals as outlined in annex 2
 - e. The fees and charges proposals as outlined in annex 3
 - f. The consultation feedback as set out in annex 4
 - g. The Housing Revenue Account (HRA) savings proposals set out in annex 6 and the HRA 2022/23 budget set out in annex 7
 - h. The dedicated schools grant proposals outlined from paragraph 194
 - i. The use of £650k New Homes Bonus to fund one off investment, as outlined in paragraph 118
- ii. That Council note that the effect of approving the income and expenditure proposals included in the recommendations would result in a 2.99% increase in the City of York Council element of the council tax, 1% of which would relate to the social care precept.

Reason: To ensure a legally balanced budget is set

Capital Budget 2022/23 to 2026/27

46. Executive recommends that Council:

- i. Agree to the revised capital programme of **£459.625m** that reflects a net overall increase of **£70.176m** (as set out in table 2 and in Annex A). Key elements of this include:
 - (a) New schemes funded by prudential borrowing totalling £1.9m as set out in tables 3;
 - (b) New schemes funded by a combination of both prudential borrowing and external funds of £16.300m as set out in table 4

- (c) Extension of prudential borrowing funded Rolling Programme schemes totalling £31.411m as set out in table 5 and summarised in table 5;
 - (d) Extension of externally funded Rolling Programme schemes totalling £10.475m as set out in table 8;
 - (e) An increase in HRA funded schemes totalling £10.090m funded from a combination HRA balances/Right to Buy receipts as set out in table 9;
- ii. Note the total increase in Council borrowing as a result of new schemes being recommended for approval is £37.611m the details of which are considered within this report and the financial strategy report
 - iii. Approve the full restated programme as summarised in Annex B totalling **£459.625m** covering financial years 2022/23 to 2026/27 as set out in table 13 and Annex B

Reason: In accordance with the statutory requirement to set a capital budget for the forthcoming financial year.

Capital and Investment Strategy

47. Executive recommends that Council:

- i. Approve the Capital and Investment Strategy at Annex A

Reason: To meet the statutory obligation to comply with the Prudential Code 2017

Treasury Management Strategy Statement and Prudential Indicators

48. Executive recommends that Council approve:

- i. The proposed treasury management strategy for 2022/23 including the annual investment strategy and the minimum revenue provision policy statement;
- ii. The prudential indicators for 2022/23 to 2026/27 in the main body of the report;
- iii. The specified and non-specified investments schedule (annex B);
- iv. The scheme of delegation and the role of the section 151 officer (annex D).

Reason: To enable the continued effective operation of the treasury management function and ensure that all council borrowing is prudent, affordable and sustainable.

Contact Details

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**Report
Approved**



Date 9/2/22

Wards Affected: *List wards or tick box to indicate all*

All

For further information please contact the authors of the report

Background Papers:

Reports to Executive meeting held on 7 February 2022

- Financial Strategy 2022/23 to 2026/27
- Capital and Investment Strategy
- Capital Budget 2022/23 to 2026/27
- Treasury Management Strategy Statement and Prudential Indicators for 2022/23 to 2026/27

Annexes: None



Council

17 February 2022

Chief Finance Officer (s151 Officer)
(Portfolio of Executive Member for Finance and Performance)

Council Tax Resolution 2022/23**Summary**

- 1 This report asks Members to approve the rate of council tax for 2022/23. Although the legal requirement is that the Council must have set a balanced budget and the council tax charge by 11 March it is important that council tax rates are approved at this meeting to allow sufficient time to produce and post council tax bills and meet all statutory deadlines.
- 2 This report sets out the resolution based on the assumption that the budget proposals recommended by Executive on 7 February 2022 are approved.
- 3 Members are reminded that the individual council tax bill is comprised of four elements - the amount levied for City of York Council, the amount precepted by the North Yorkshire Police Authority, the North Yorkshire Fire and Rescue Authority and, for properties in a parished area of the city, the amount precepted by the individual Town or Parish Council.
- 4 The Localism Act 2011 requires the billing authority to calculate a council tax requirement for the year. This is to help the council determine if it has set an excessive council tax increase that would in turn trigger a local referendum. Principles set by the Secretary of State for Housing, Communities and Local Government determines that an increase in a council's basic rate of council tax of 2% is excessive.
- 5 In 2022/23 local authorities with responsibilities for adult social care have been given the flexibility to charge a further precept. City of York Council may charge a maximum of 1% social care precept in 2022/23, in addition to the 2% referendum limit. The additional social care precept must be used to fund adult social care.

Background

- 6 The Council's net revenue budget and capital programme were recommended by the 7 February 2022 Executive for approval by Council. Details appear earlier on this agenda.
- 7 The council tax levels to be proposed will include the precepts received from the parish councils, the North Yorkshire Police Authority and the North Yorkshire Fire and Rescue Authority. Members are reminded that the Council must word the resolution in precise language, as directed by legislation.

Parishes

- 8 The total parish funding has increased by £58,173 (6.93%) to £898,076 from £839,903 in 2021/22. This figure includes grants totalling £31,824 provided by the council to parishes to protect against the effects of the localised council tax support scheme. Therefore, the total amount of council tax to be levied by parishes in 2022/23 is £866,252. The percentage change varies from a 76% increase to a 25% reduction, with an average increase overall of 6.9%. 15 parishes have frozen their funding. The individual precepts are only charged to the residents in that parish. The total rise in parish precepts over the last three years has been £144k (15%).

North Yorkshire Police, Fire and Crime Commissioner

- 9 The North Yorkshire Police, Fire and Crime Commissioner met on 7th February 2022 to discuss the precept value for the North Yorkshire Police Authority and the North Yorkshire Fire and Rescue Authority.
- 10 The proposal is to increase the North Yorkshire Police Authority precept by £10 (3.69%) to £281.06 for a band D property for 2022/23.
- 11 The North Yorkshire Fire and Rescue Authority precept will increase by £5 (6.74%) to £79.14 for a band D property for 2022/23.
- 12 As at the date of publication of this report on 9th February, City of York Council have not yet received official confirmation of the precept figures from North Yorkshire Police Authority and the North Yorkshire Fire and Rescue Authority. The Police and Fire Precepts included in this report are calculated by City of York Council based on the assumptions set out in the North Yorkshire Police, Fire and Crime Commissioner papers for discussion on the 7th February.
- 13 If these amounts are different, there will be a verbal update at the Budget Council Meeting.

National Non-Domestic Rates (NNDR)

- 14 City of York Council is currently a member of the Leeds City Region (LCR) Business Rates Pool. The pool was formed for 2021/22 and retains 50% of business rates, in line with national policy. The pool will continue to operate in 2022/23.
- 15 The council is projecting retained business rates income in 2022/23 of £33.341m, which is no change compared to 2021/22.

Council is recommended to resolve as follows:

- 16 It be noted that on 25 November 2021 the Chief Finance Officer, under her delegated authority, calculated the council tax base for the year 2022/23:
 - (a) for the **whole Council area** as 68,220.40 [Item T in the formula in Section 31B of the Local Government Finance Act 1992, as amended (the "Act")]; and
 - (b) for those dwellings in those parts of its area to which a **Parish** precept relates as in column 1 in the attached Schedule A.
- 17 Calculate that the Council Tax requirement for the Council's own purposes for 2022/23 (excluding Parish precepts) is £102,042,710.
- 18 That the following amounts be calculated for the year 2022/23 in accordance with Sections 31 to 36 of the Act:
 - (a) £462,424,017.45 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) £359,515,055 being the aggregate of the amounts which the Council estimates for the items set out in Section 31A(3) of the Act.
 - (c) £102,908,962.45 being the amount by which the aggregate at 14(a) above exceeds the aggregate at 14(b) above, calculated by the Council in accordance with Section 31A(4) of the Act as its Council Tax

requirement for the year. [Item R in the formula in Section 31B of the Act].

- (d) £1,508.48 being the amount at 14(c) above [Item R], all divided by Item T (12(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) £866,252.45 being the aggregate amount of all special items (Parish precepts) referred to in Section 34(1) of the Act (as per the attached Schedule A).
- (f) £1,495.78 being the amount at 14(d) above less the result given by dividing the amount at 14(e) above by Item T (12(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.

- 19 To note that the Fire and Crime Commissioner for the North Yorkshire Police Authority and the North Yorkshire Fire and Rescue Authority has issued precepts to the Council in accordance with Section 40 of the Act for each category of dwellings in the Council's area as indicated in the tables below.
- 20 That the Council, in accordance with sections 30 and 36 of the Act, hereby sets the aggregate amounts shown in the tables below, and at Schedule B for Parished areas, as the amounts of council tax for 2022/23 for each part of its area and for each of the categories of dwellings.

City of York Council

A	B	C	D	E	F	G	H
£	£	£	£	£	£	£	£
997.18	1,163.39	1,329.58	1,495.78	1,828.17	2,160.57	2,492.96	2,991.56

North Yorkshire Police Authority

A	B	C	D	E	F	G	H
£	£	£	£	£	£	£	£
187.37	218.60	249.83	281.06	343.52	405.98	468.43	562.12

North Yorkshire Fire and Rescue Authority

A	B	C	D	E	F	G	H
£	£	£	£	£	£	£	£
52.76	61.55	70.35	79.14	96.73	114.31	131.90	158.28

Aggregate of Council Tax Requirements (excluding Parished Areas)

A	B	C	D	E	F	G	H
£	£	£	£	£	£	£	£
1,237.31	1,443.54	1,649.76	1,855.98	2,268.42	2,680.86	3,093.29	3,711.96

- 21 Determine that the Council's basic amount of council tax for 2022/23 is not excessive in accordance with the principles approved under section 52ZB of the Act. As the billing authority, the Council has not been notified by a major precepting authority that its relevant basic amount of council tax for 2022/23 is excessive and that the billing authority is not required to hold a referendum in accordance with Section 52ZK Local Government Finance Act 1992.

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SCHEDULE A

Parts of the Council's Area	1.	2.	3.							
	Council Tax Base	Basic Amount of Tax	Valuation Bands							
		£	A £	B £	C £	D £	E £	F £	G £	H £
Acaster Malbis Parish Council	345.59	1,508.54	1,005.69	1,173.31	1,340.92	1,508.54	1,843.77	2,179.00	2,514.23	3,017.08
Askham Bryan Parish Council	210.11	1,543.30	1,028.86	1,200.35	1,371.82	1,543.30	1,886.25	2,229.21	2,572.16	3,086.60
Askham Richard Parish Council	94.85	1,521.50	1,014.33	1,183.39	1,352.44	1,521.50	1,859.61	2,197.72	2,535.83	3,043.00
Bishopthorpe Parish Council	1,280.79	1,522.20	1,014.79	1,183.94	1,353.06	1,522.20	1,860.46	2,198.73	2,536.99	3,044.40
Clifton Without Parish Council	2,072.35	1,503.52	1,002.34	1,169.41	1,336.46	1,503.52	1,837.63	2,171.75	2,505.86	3,007.04
Copmanthorpe Parish Council	1,707.70	1,516.47	1,010.97	1,179.48	1,347.97	1,516.47	1,853.46	2,190.46	2,527.44	3,032.94
Deighton Parish Council	141.33	1,521.14	1,014.09	1,183.11	1,352.12	1,521.14	1,859.17	2,197.20	2,535.23	3,042.28
Dunnington Parish Council	1,368.05	1,525.88	1,017.25	1,186.80	1,356.34	1,525.88	1,864.96	2,204.05	2,543.13	3,051.76
Earswick Parish Council	438.29	1,555.03	1,036.68	1,209.47	1,382.25	1,555.03	1,900.59	2,246.15	2,591.71	3,110.06
Elvington Parish Council	497.39	1,520.36	1,013.57	1,182.51	1,351.43	1,520.36	1,858.21	2,196.07	2,533.93	3,040.72
Fulford Parish Council	1,112.53	1,533.19	1,022.12	1,192.49	1,362.83	1,533.19	1,873.89	2,214.61	2,555.31	3,066.38
Haxby Town Council	3,232.73	1,538.73	1,025.81	1,196.80	1,367.76	1,538.73	1,880.66	2,222.61	2,564.54	3,077.46
Heslington Parish Council	352.91	1,543.08	1,028.71	1,200.18	1,371.62	1,543.08	1,885.98	2,228.89	2,571.79	3,086.16
Hessay Parish Council	116.06	1,526.35	1,017.56	1,187.17	1,356.75	1,526.35	1,865.53	2,204.73	2,543.91	3,052.70
Heworth Parish Council	826.72	1,341.31	894.20	1,043.25	1,192.28	1,341.31	1,639.37	1,937.45	2,235.51	2,682.62
Holtby Parish Council	99.87	1,513.44	1,008.95	1,177.13	1,345.28	1,513.44	1,849.75	2,186.08	2,522.39	3,026.88
Huntington Parish Council	3,551.19	1,531.12	1,020.74	1,190.88	1,360.99	1,531.12	1,871.36	2,211.62	2,551.86	3,062.24
Kexby Parish Council	97.91	1,513.72	1,009.14	1,177.34	1,345.53	1,513.72	1,850.10	2,186.48	2,522.86	3,027.44
Murton Parish Council	211.74	1,507.25	1,004.83	1,172.31	1,339.78	1,507.25	1,842.19	2,177.14	2,512.08	3,014.50
Naburn Parish Council	227.76	1,518.37	1,012.24	1,180.96	1,349.66	1,518.37	1,855.78	2,193.20	2,530.61	3,036.74
Nether Poppleton Parish Council	877.83	1,520.13	1,013.41	1,182.33	1,351.22	1,520.13	1,857.93	2,195.74	2,533.54	3,040.26
New Earswick Parish Council	790.13	1,525.90	1,017.26	1,186.82	1,356.35	1,525.90	1,864.98	2,204.08	2,543.16	3,051.80
Osbalwick Parish Council	1,353.98	1,505.56	1,003.70	1,171.00	1,338.27	1,505.56	1,840.12	2,174.70	2,509.26	3,011.12
Rawcliffe Parish Council	2,306.21	1,513.48	1,008.98	1,177.16	1,345.31	1,513.48	1,849.80	2,186.14	2,522.46	3,026.96
Rufforth and Knapton Parish Council	467.79	1,520.85	1,013.89	1,182.89	1,351.86	1,520.85	1,858.81	2,196.78	2,534.74	3,041.70
Skelton Parish Council	638.53	1,533.38	1,022.25	1,192.63	1,363.00	1,533.38	1,874.13	2,214.88	2,555.63	3,066.76
Stockton-on-the-Forest Parish Council	534.83	1,511.08	1,007.38	1,175.29	1,343.18	1,511.08	1,846.87	2,182.67	2,518.46	3,022.16
Strensall with Towthorpe Parish Council	2,098.66	1,520.17	1,013.44	1,182.36	1,351.26	1,520.17	1,857.98	2,195.80	2,533.61	3,040.34
Upper Poppleton Parish Council	924.67	1,524.03	1,016.01	1,185.36	1,354.69	1,524.03	1,862.70	2,201.38	2,540.04	3,048.06
Wheldrake Parish Council	864.28	1,541.14	1,027.42	1,198.67	1,369.90	1,541.14	1,883.61	2,226.09	2,568.56	3,082.28
Wigginton Parish Council	1,364.27	1,542.13	1,028.08	1,199.44	1,370.78	1,542.13	1,884.82	2,227.52	2,570.21	3,084.26
	<u>30,207.04</u>									
All other parts of the council's area	<u>38,013.36</u>	1,495.78	997.18	1,163.39	1,329.58	1,495.78	1,828.17	2,160.57	2,492.96	2,991.56
	<u>68,220.40</u>									

Note: This schedule shows the basic City of York Council + Parish element of Council Tax for each area.

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SCHEDULE B

Parts of the Council's Area	Valuation Bands							
	A £	B £	C £	D £	E £	F £	G £	H £
Acaster Malbis Parish Council	1,245.82	1,453.46	1,661.10	1,868.74	2,284.02	2,699.29	3,114.56	3,737.48
Askham Bryan Parish Council	1,268.99	1,480.50	1,692.00	1,903.50	2,326.50	2,749.50	3,172.49	3,807.00
Askham Richard Parish Council	1,254.46	1,463.54	1,672.62	1,881.70	2,299.86	2,718.01	3,136.16	3,763.40
Bishopthorpe Parish Council	1,254.92	1,464.09	1,673.24	1,882.40	2,300.71	2,719.02	3,137.32	3,764.80
Clifton Without Parish Council	1,242.47	1,449.56	1,656.64	1,863.72	2,277.88	2,692.04	3,106.19	3,727.44
Copmanthorpe Parish Council	1,251.10	1,459.63	1,668.15	1,876.67	2,293.71	2,710.75	3,127.77	3,753.34
Deighton Parish Council	1,254.22	1,463.26	1,672.30	1,881.34	2,299.42	2,717.49	3,135.56	3,762.68
Dunnington Parish Council	1,257.38	1,466.95	1,676.52	1,886.08	2,305.21	2,724.34	3,143.46	3,772.16
Earswick Parish Council	1,276.81	1,489.62	1,702.43	1,915.23	2,340.84	2,766.44	3,192.04	3,830.46
Elvington Parish Council	1,253.70	1,462.66	1,671.61	1,880.56	2,298.46	2,716.36	3,134.26	3,761.12
Fulford Parish Council	1,262.25	1,472.64	1,683.01	1,893.39	2,314.14	2,734.90	3,155.64	3,786.78
Haxby Town Council	1,265.94	1,476.95	1,687.94	1,898.93	2,320.91	2,742.90	3,164.87	3,797.86
Heslington Parish Council	1,268.84	1,480.33	1,691.80	1,903.28	2,326.23	2,749.18	3,172.12	3,806.56
Hessay Parish Council	1,257.69	1,467.32	1,676.93	1,886.55	2,305.78	2,725.02	3,144.24	3,773.10
Heworth Parish Council	1,254.30	1,463.37	1,672.42	1,881.47	2,299.57	2,717.68	3,135.77	3,762.94
Holtby Parish Council	1,249.08	1,457.28	1,665.46	1,873.64	2,290.00	2,706.37	3,122.72	3,747.28
Huntington Parish Council	1,260.87	1,471.03	1,681.17	1,891.32	2,311.61	2,731.91	3,152.19	3,782.64
Kexby Parish Council	1,249.27	1,457.49	1,665.71	1,873.92	2,290.35	2,706.77	3,123.19	3,747.84
Murton Parish Council	1,244.96	1,452.46	1,659.96	1,867.45	2,282.44	2,697.43	3,112.41	3,734.90
Naburn Parish Council	1,252.37	1,461.11	1,669.84	1,878.57	2,296.03	2,713.49	3,130.94	3,757.14
Nether Poppleton Parish Council	1,253.54	1,462.48	1,671.40	1,880.33	2,298.18	2,716.03	3,133.87	3,760.66
New Earswick Parish Council	1,257.39	1,466.97	1,676.53	1,886.10	2,305.23	2,724.37	3,143.49	3,772.20
Osbaldwick Parish Council	1,243.83	1,451.15	1,658.45	1,865.76	2,280.37	2,694.99	3,109.59	3,731.52
Rawcliffe Parish Council	1,249.11	1,457.31	1,665.49	1,873.68	2,290.05	2,706.43	3,122.79	3,747.36
Rufforth and Knapton Parish Council	1,254.02	1,463.04	1,672.04	1,881.05	2,299.06	2,717.07	3,135.07	3,762.10
Skelton Parish Council	1,262.38	1,472.78	1,683.18	1,893.58	2,314.38	2,735.17	3,155.96	3,787.16
Stockton-on-the-Forest Parish Council	1,247.51	1,455.44	1,663.36	1,871.28	2,287.12	2,702.96	3,118.79	3,742.56
Strensall with Towthorpe Parish Council	1,253.57	1,462.51	1,671.44	1,880.37	2,298.23	2,716.09	3,133.94	3,760.74
Upper Poppleton Parish Council	1,256.14	1,465.51	1,674.87	1,884.23	2,302.95	2,721.67	3,140.37	3,768.46
Wheldrake Parish Council	1,267.55	1,478.82	1,690.08	1,901.34	2,323.86	2,746.38	3,168.89	3,802.68
Wigginton Parish Council	1,268.21	1,479.59	1,690.96	1,902.33	2,325.07	2,747.81	3,170.54	3,804.66
All other parts of the council's area	1,237.31	1,443.54	1,649.76	1,855.98	2,268.42	2,680.86	3,093.29	3,711.96

Note: This schedule shows the total aggregate Council Tax (City of York Council, Police, Fire and Parish) for each area.

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Schedule C

Parts of the Council's Area

	Council Tax Base	Precept Value £	Support Grant £	Total Funding Value £	Basic Band D £	% Increase in Total Funding
Acaster Malbis Parish Council	345.6	4,410.00	143.00	4,553.00	12.76	0.0%
Askham Bryan Parish Council	210.1	9,983.45	330.00	10,313.45	47.52	8.6%
Askham Richard Parish Council	94.9	2,440.00	24.00	2,464.00	25.72	3.0%
Bishopthorpe Parish Council	1,280.8	33,833.00	1,167.00	35,000.00	26.42	0.0%
Clifton Without Parish Council	2,072.4	16,038.00	462.00	16,500.00	7.74	50.0%
Copmanthorpe Parish Council	1,707.7	35,335.00	655.00	35,990.00	20.69	3.0%
Deighton Parish Council	141.3	3,584.00	113.00	3,697.00	25.36	-25.0%
Dunnington Parish Council	1,368.1	41,184.00	694.00	41,878.00	30.10	76.8%
Earswick Parish Council	438.3	25,970.00	372.00	26,342.00	59.25	20.0%
Elvington Parish Council	497.4	12,228.00	367.00	12,595.00	24.58	0.0%
Fulford Parish Council	1,112.5	41,624.00	2,016.00	43,640.00	37.41	10.8%
Haxby Town Council	3,232.7	138,836.00	4,364.00	143,200.00	42.95	12.8%
Heslington Parish Council	352.9	16,692.00	682.00	17,374.00	47.30	0.0%
Hessay Parish Council	116.1	3,548.00	102.00	3,650.00	30.57	0.0%
Heworth Parish Council	826.7	21,070.00	745.00	21,815.00	25.49	0.0%
Holtby Parish Council	99.9	1,764.00	0.00	1,764.00	17.66	0.0%
Huntington Parish Council	3,551.2	125,492.00	6,015.00	131,507.00	35.34	0.0%
Kexby Parish Council	97.9	1,756.00	44.00	1,800.00	17.94	0.0%
Murton Parish Council	211.7	2,428.00	72.00	2,500.00	11.47	0.0%
Naburn Parish Council	227.8	5,145.00	119.00	5,264.00	22.59	6.2%
Nether Poppleton Parish Council	877.8	21,373.00	627.00	22,000.00	24.35	0.0%
New Earswick Parish Council	790.1	23,799.00	4,201.00	28,000.00	30.12	0.0%
Osbalwick Parish Council	1,354.0	13,240.00	760.00	14,000.00	9.78	0.0%
Rawcliffe Parish Council	2,306.2	40,825.00	1,175.00	42,000.00	17.70	0.0%
Rufforth and Knapton Parish Council	467.8	11,729.00	171.00	11,900.00	25.07	4.0%
Skelton Parish Council	638.5	24,007.00	1,243.00	25,250.00	37.60	14.8%
Stockton-on-the-Forest Parish Council	534.8	8,182.00	318.00	8,500.00	15.30	4.3%
Strensall with Towthorpe Parish Council	2,098.7	51,177.00	1,823.00	53,000.00	24.39	1.9%
Upper Poppleton Parish Council	924.7	26,120.00	460.00	26,580.00	28.25	4.2%
Wheldrake Parish Council	864.3	39,204.00	796.00	40,000.00	45.36	0.0%
Wigginton Parish Council	1,364.3	63,236.00	1,764.00	65,000.00	46.35	4.0%

Note: This schedule shows precepting information for each parish area.

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