

25 February 2011

Dear Councillor

SPECIAL COUNCIL - TUESDAY, 1ST MARCH 2011

I am now able to enclose, for consideration at the above meeting of the Council, the following reports that were unavailable when the agenda was printed.

Agenda No Item

2. **Minutes of previous meetings**

- b) Minutes of the meeting of Tuesday, 22nd February 2011 (Pages 93 - 94)

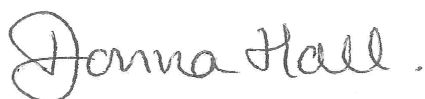
To approve the minutes of the extraordinary meeting held on 22 February 2011
(attached)

6. **General Fund Revenue and Capital Budget and Council Tax 2011/2012**

- a) Appendix A (Pages 95 - 100)

Appendix A2 Formal Council Tax Resolution (attached)

Yours sincerely



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Chief Executive

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આ માહિતીનો અનુવાદ આપની પોતાની ભાષામાં કરી શકાય છે. આ સેવા સરળતાથી મેળવવા માટે કૃપા કરી, આ નંબર પર ફોન કરો: 01257 515822

ان معلومات کا ترجمہ آپکی اپنی زبان میں بھی کیا جاسکتا ہے۔ یہ خدمت استعمال کرنے کیلئے براہ مہربانی اس نمبر پر ٹیلیفون
کیجئے: 01257 515823

EXTRAORDINARY COUNCIL MEETING**Tuesday, 22 February 2011**

Present: Councillor Ken Ball (Mayor), Councillor Pat Case (Deputy Mayor), Councillors Eric Bell, Julia Berry, Alistair Bradley, Terry Brown, Henry Counce, Alan Cullens, Magda Cullens, Mike Devaney, David Dickinson, Doreen Dickinson, Dennis Edgerley, Christopher France, Anthony Gee, Peter Goldsworthy, Marie Gray, Alison Hansford, Pat Haughton, Harold Heaton, Keith Iddon, Kevin Joyce, Hasina Khan, Roy Lees, Adrian Lowe, Marion Lowe, Peter Malpas, June Molyneaux, Greg Morgan, Simon Moulton, Mick Muncaster, Beverley Murray, Mark Perks, Alan Platt, Debra Platt, Geoffrey Russell, Rosie Russell, Edward Smith, Joyce Snape, Ralph Snape, John Walker, Stella Walsh and Peter Wilson

11.C.156 APOLOGIES FOR ABSENCE

Apologies for absence were submitted on behalf of Councillors Nora Ball, Judith Boothman, Marie Gray and Laura Lennox.

11.C.157 DECLARATIONS OF ANY INTERESTS

There were no declarations of interest by any Members in relation to matters under consideration at the meeting.

11.C.158 IN ACCORDANCE WITH PROCEDURE RULE 1.7 (C) A REQUEST WAS RECEIVED FOR AN EXTRAORDINARY MEETING OF THE COUNCIL

The Mayor read out the request that had been received from five Members of the Labour Group to hold an extraordinary meeting to consider the following:

“that we the undersigned request that in light of a recent announcement regarding the decision to freeze Chorley BC Council Tax, a Special Meeting of the Full Council be convened at the earliest possible opportunity.

This to allow all relevant information to be supplied to all councillors, about how this is to be achieved, in particular with regard to the ongoing established and formal budget setting process.”

Councillor Alistair Bradley, Leader of the Labour Group requested an explanation from the Leader of the Council on his announcement to the press that there would be no increase in Council tax, prior to a debate and a decision on the matter at the Special Council meeting on 1 March 2011. He further requested that the Leader of the Council explain why he had not undertaken proper consultation with Members on the budget and therefore had not, in his opinion, adhered to the Constitution.

Councillor Peter Goldsworthy, Leader of the Council responded that the Conservative Group had not until recently been in a position to clarify the budget position, including for example, support for PCSO's. The Group had worked to meet the budget principles that had been the basis of the consultation which had started in December 2010. These included keeping Council tax low and safeguarding frontline services. The Conservative Group had concluded that they would deliver a budget based on those principles and would join the 150 Councils nationally and freeze Council tax. This was the intention at the meeting on 1 March 2011. Budget information had now been issued and the debate on those issues would take place at that meeting. This, in his opinion, fully complied with the requirements of the Council's Constitution.

During the debate, Councillors questioned the lateness of consultation on the budget, the lack of opportunity to ask questions and the lack of detail around the numbers of PCSOs and the reduction in the Mayoral budget. There was a request for a full breakdown of the scope and costs of the Mayoralty.

Issues were raised about the limitations of the Executive Cabinet system in keeping Members informed and feeling involved and able to represent the public's views. In response to allegations about the potential breach of the Council's Constitution in the budget setting process, the Mayor advised that a Standards complaint remained the appropriate route for any such concerns.

The full debate on the Council's budget for 2011/2012 would take place on Tuesday, 1 March 2011.

Mayor

FORMAL COUNCIL RESOLUTION***Draft resolution on setting of 2011/12 Council Tax for the Borough to be passed in approving the Executive Cabinet's recommendations for the Council's Budget.***

1. That it be noted that acting under delegated powers the Director of Finance calculated the amount of 35,565.80 as its Council Tax Base for the year 2011/12 in accordance with Regulation 3 of the Local Authorities (Calculation of Council Tax Base) Regulations 1992 made under Section 33(5) of the Local Government Finance Act 1992.
- (a) 35,565.80 being the amount calculated by the Council, in accordance with Regulation 3 of the Local Authorities (Calculation of Council Tax Base) Regulations 1992, as its Council Tax Base for the year.
- (b) being the amounts calculated by the Council, in accordance with Regulation 6 of the Regulations, as the amounts of its Council Tax Base for the year for dwellings in those parts of its area to which one or more special items relate.

	(b)Part of the Council's area	2011/12
		£
Parish of:	Adlington	1,941.40
	Anderton	494.50
	Anglezarke	17.30
	Astley Village	1,094.00
	Bretherton	290.60
	Brindle	459.70
	Charnock Richard	672.40
	Clayton le Woods	4,735.80
	Coppull	2,345.80
	Croston	1,027.80
	Cuerden	39.00
	Eccleston	1,566.60
	Euxton	3,527.20
	Heapey	378.50
	Heath Charnock	799.70
	Heskin	344.50
	Hoghton	363.80
	Mawdesley	750.60
	Rivington	50.20
	Ulnes Walton	255.50
	Wheelton	396.10
	Whittle Woods	2,005.00
	Withnell	1,247.60
	All other parts of the Council's area	10,762.20
	Total	35,565.80

2. That the following amounts be now calculated by the Council for the year 2011/12 in accordance with Sections 32 to 36 of the Local Government Finance Act 1992:
- (a) £53,447,660 being the aggregate of the amounts which the Council estimates for the items set out in Section 32(2)(a) to (e) of the Act;

- (b) £39,704,540 being the aggregate of the amounts which the Council estimates for the items set out in Section 32(3)(a) to (c) of the Act;
- (c) £13,743,120 being the amount by which the aggregate at 2(a) above exceeds the aggregate at 2(b) above, calculated by the Council, in accordance with Section 32(4) of the Act, as its budget requirement for the year;
- (d) £6,766,960 being the aggregate of the sums which the Council estimates will be payable for the year into its general fund in respect of redistributed non-domestic rates, Revenue Support Grant, increased by the amount of the sums which the Council estimates will be transferred in the year from its collection fund to its general fund in accordance with Section 97(3) of the Local Government Finance Act 1988;
- (e) £196.15 being the amount at 2(c) above less the amount at 2(d) above, all divided by the amount at 1(a) above, calculated by the Council, in accordance with Section 33(1) of the Act, as the basic amount of its Council Tax for the year;
- (f) £1,286,015 being the aggregated amount of all special items referred to in Section 34(1) of the Act;
- (g) £159.99 being the amount at 2(e) above less the result given by dividing the amount at 2(f) above by the amount at 1(a) above, calculated by the Council, in accordance with Section 34(2) of the Act, as the basic amount of its Council Tax for the year for dwellings in those parts of its area to which no special items relates;

(h)Part of the Council's area		
		£
Parish of:	Adlington	173.83
	Anderton	171.34
	Anglezarke	159.99
	Astley Village	205.70
	Bretherton	191.39
	Brindle	179.48
	Charnock Richard	201.11
	Clayton le Woods	222.73
	Coppull	202.41
	Croston	189.57
	Cuerden	197.91
	Eccleston	191.15
	Euxton	208.16
	Heapey	201.04
	Heath Charnock	188.01
	Heskin	195.30
	Hoghton	178.78
	Mawdesley	194.65
	Rivington	199.83
	Ulnes Walton	180.98
	Wheelton	188.09
	Whittle le Woods	198.38
	Withnell	191.96
	All other parts of the Council's area	187.15

being the amounts given by adding to the amount at 2(g) above to the amounts of the special item or items relating to dwellings in those parts of the Council's area mentioned above divided in each case by the amount at 1(b) above, calculated by the Council in accordance with Section 34(3) of the Act, as the basic amounts of its Council Tax for the year for dwellings in those parts of its area to which one or more special items relate;

	(i)Part of the Council's area							
	Valuation Bands							
	A	B	C	D	E	F	G	H
	£	£	£	£	£	£	£	£
Parish of:								
Adlington	115.89	135.21	154.51	173.83	212.45	251.09	289.72	347.66
Anderton	114.23	133.26	152.30	171.34	209.42	247.49	285.57	342.68
Anglezarke	106.66	124.44	142.21	159.99	195.54	231.10	266.65	319.98
Astley Village	137.13	160.00	182.84	205.70	251.40	297.13	342.83	411.40
Bretherton	127.59	148.86	170.12	191.39	233.92	276.46	318.98	382.78
Brindle	119.65	139.60	159.54	179.48	219.36	259.25	299.13	358.96
Charnock Richard	134.08	156.42	178.76	201.11	245.80	290.49	335.19	402.22
Clayton le Woods	148.49	173.23	197.98	222.73	272.23	321.72	371.22	445.46
Coppull	134.94	157.44	179.92	202.41	247.38	292.37	337.35	404.82
Croston	126.38	147.44	168.51	189.57	231.70	273.82	315.95	379.14
Cuerden	131.94	153.93	175.92	197.91	241.89	285.87	329.85	395.82
Eccleston	127.43	148.68	169.90	191.15	233.62	276.11	318.58	382.30
Euxton	138.77	161.91	185.03	208.16	254.41	300.68	346.93	416.32
Heapey	134.02	156.37	178.70	201.04	245.71	290.40	335.06	402.08
Heath Charnock	125.34	146.23	167.12	188.01	229.79	271.58	313.35	376.02
Heskin	130.20	151.90	173.60	195.30	238.70	282.11	325.50	390.60
Hoghton	119.19	139.05	158.92	178.78	218.51	258.24	297.97	357.56
Mawdesley	129.77	151.40	173.02	194.65	237.90	281.16	324.42	389.30
Rivington	133.22	155.43	177.62	199.83	244.23	288.65	333.05	399.66
Ulnes Walton	120.65	140.77	160.87	180.98	221.19	261.42	301.63	361.96
Wheelton	125.39	146.30	167.19	188.09	229.88	271.69	313.48	376.18
Whittle le Woods	132.26	154.30	176.34	198.38	242.46	286.55	330.64	396.76
Withnell	127.97	149.31	170.62	191.96	234.61	277.28	319.93	383.92
All other parts of the Council's area	124.77	145.56	166.35	187.15	228.74	270.33	311.92	374.30

being the amounts given by multiplying the amounts at 2(g) and 2(h) above by the number which, in the proportion set out in Section 5(1) of the Act, is applicable to dwellings listed in a particular valuation band divided by the number which in that proportion is applicable to dwellings listed in valuation band D, calculated by the Council, in accordance with Section 36(1) of the Act, as the amounts to be taken into account for the year in respect of categories of dwellings listed in different valuation bands.

- That it be noted that for the year 2011/12 the Lancashire County Council, Lancashire Police Authority, and the Lancashire Combined Fire Authority have stated the following amounts in precepts issued to the Council, in accordance with Section 40 of the Local Government Finance Act 1992, for each of the categories of dwellings shown below:

	Valuation Bands							
	A	B	C	D	E	F	G	H
	£	£	£	£	£	£	£	£
Precepting authority								
Lancashire County Council *	738.87	862.01	985.16	1,108.30	1,354.59	1,600.88	1,847.17	2,216.60
Lancashire Combined Fire Authority *	42.43	49.51	56.58	63.65	77.79	91.94	106.08	127.30
Lancashire Police Authority*	97.51	113.77	130.02	146.27	178.77	211.28	243.78	292.54

4. That, having calculated the aggregate in each case of the amounts at 2(i) and 3 above, the Council, in accordance with Section 30(2) of the Local Government Finance Act 1992, hereby sets the following amounts as the amounts of Council Tax for the year 2011/12 for each of the categories of dwellings shown below:

(i)Part of the Council's area								
	Valuation Bands							
	A	B	C	D	E	F	G	H
Parish of:	£	£	£	£	£	£	£	£
Adlington	994.70	1,160.50	1,326.27	1,492.05	1,823.60	2,155.19	2,486.75	2,984.10
Anderton	993.04	1,158.55	1,324.06	1,489.56	1,820.57	2,151.59	2,482.60	2,979.12
Anglezarke	985.47	1,149.73	1,313.97	1,478.21	1,806.69	2,135.20	2,463.68	2,956.42
Astley Village	1,015.94	1,185.29	1,354.60	1,523.92	1,862.55	2,201.23	2,539.86	3,047.84
Bretherton	1,006.40	1,174.15	1,341.88	1,509.61	1,845.07	2,180.56	2,516.01	3,019.22
Brindle	998.46	1,164.89	1,331.30	1,497.70	1,830.51	2,163.35	2,496.16	2,995.40
Charnock Richard	1,012.89	1,181.71	1,350.52	1,519.33	1,856.95	2,194.59	2,532.22	3,038.66
Clayton le Woods	1,027.30	1,198.52	1,369.74	1,540.95	1,883.38	2,225.82	2,568.25	3,081.90
Coppull	1,013.75	1,182.73	1,351.68	1,520.63	1,858.53	2,196.47	2,534.38	3,041.26
Croston	1,005.19	1,172.73	1,340.27	1,507.79	1,842.85	2,177.92	2,512.98	3,015.58
Cuerden	1,010.75	1,179.22	1,347.68	1,516.13	1,853.04	2,189.97	2,526.88	3,032.26
Eccleston	1,006.24	1,173.97	1,341.66	1,509.37	1,844.77	2,180.21	2,515.61	3,018.74
Euxton	1,017.58	1,187.20	1,356.79	1,526.38	1,865.56	2,204.78	2,543.96	3,052.76
Heapey	1,012.83	1,181.66	1,350.46	1,519.26	1,856.86	2,194.50	2,532.09	3,038.52
Heath Charnock	1,004.15	1,171.52	1,338.88	1,506.23	1,840.94	2,175.68	2,510.38	3,012.46
Heskin	1,009.01	1,177.19	1,345.36	1,513.52	1,849.85	2,186.21	2,522.53	3,027.04
Hoghton	998.00	1,164.34	1,330.68	1,497.00	1,829.66	2,162.34	2,495.00	2,994.00
Mawdesley	1,008.58	1,176.69	1,344.78	1,512.87	1,849.05	2,185.26	2,521.45	3,025.74
Rivington	1,012.03	1,180.72	1,349.38	1,518.05	1,855.38	2,192.75	2,530.08	3,036.10
Ulnes Walton	999.46	1,166.06	1,332.63	1,499.20	1,832.34	2,165.52	2,498.66	2,998.40
Wheelton	1,004.20	1,171.59	1,338.95	1,506.31	1,841.03	2,175.79	2,510.51	3,012.62
Whittle le Woods	1,011.07	1,179.59	1,348.10	1,516.60	1,853.61	2,190.65	2,527.67	3,033.20
Withnell	1,006.78	1,174.60	1,342.38	1,510.18	1,845.76	2,181.38	2,516.96	3,020.36
All other parts of the Council's area	1,003.58	1,170.85	1,338.11	1,505.37	1,839.89	2,174.43	2,508.95	3,010.74

5. That the Statutory Finance Officer and his officers be authorised to take any action necessary to ensure collection and recovery of the Council Tax and Non-Domestic Rates.

EXPLANATION OF COUNCIL TAX SETTING RESOLUTION

RESOLUTION 1

(a) Before we can calculate the Council Tax to be charged, we first have to calculate the Council Tax base. The Council Tax base is the amount which a Band D Council Tax of £1.00 would raise. For 2011/12 we estimate that a £1.00 Council Tax at Band D would raise £35,565.80 in the Chorley area.

(b) This shows the “base” figure for each Parish in the area. For example, a £1.00 Band D Council Tax in Adlington would raise £1,941.40.

RESOLUTION 2

(a) This is the grand total of money which the Council estimates it will spend on all services in 2011/12. It also includes £589,260 which Parish Councils need to run their services.

(b) This is the grand total of money which the Council estimates it will receive from various sources in the year. This includes, for example, car park charges, investment income, government grants in respect of benefits, etc.

(c) This is the difference between 2(a) and 2(b) and is in effect the Council’s and Parishes net spending on services.

(d) This is the amount that the Government will contribute towards the cost of our services. Also included is extra Council Tax resulting from new properties and expected collection rates in previous years.

(e) The difference between 2(c) and 2(d) is £6,976,160 and this is the amount we need to charge Council Taxpayers. This is divided by the base (see 1(a) above) and the resulting figure of £196.15 is the average Band D Council Tax for all Borough and Parish services.

(f) The total of all the amounts needed from Council Taxpayers by the Parish Councils in the area and for Chorley Borough Special Expenses.

(g) This is the Band D Council Tax for Chorley Borough Council’s own services, ie excluding Parish Council spending and Special Expenses

(h) This table shows the Band D Council Tax for all parishes including the cost of the Parish Councils and Chorley Borough Council. For example, Adlington’s Band D Council Tax is £159.99 for Chorley Borough services and £9.01 for Adlington Town Council services and £4.83 for Chorley Borough Special Expenses.

(i) The rate for each property Band is calculated by reference to the Band D charge. The following ratios apply:

Band A	$\frac{6}{9}$ ths of Band D
Band B	$\frac{7}{9}$ ths of Band D
Band C	$\frac{8}{9}$ ths of Band D
Band D	$\frac{9}{9}$ ths of Band D
Band E	$\frac{11}{9}$ ths of Band D
Band F	$\frac{13}{9}$ ths of Band D
Band G	$\frac{15}{9}$ ths of Band D
Band H	$\frac{18}{9}$ ths of Band D

For Adlington Band A, for example, the charge is £173.83 x $\frac{6}{9}$ = £115.89; for Band B it is £173.83 x $\frac{7}{9}$ = £135.21.

RESOLUTION 3

Lancashire County Council, Lancashire Fire Authority and Lancashire Police Authority are separate bodies who have worked out their own estimates of spending and income for 2011/12 and have set taxes in a similar way to Chorley Borough Council. This resolution notes their final decision.

RESOLUTION 4

This pulls together the Council Taxes for Lancashire County Council, Lancashire Fire Authority, Lancashire Police Authority, Chorley Borough Council and the Parish Councils. For example, the Band D for Adlington is £1,492.05 made up as follows:

	£
Lancashire County Council (as in 3 above)	1,108.30
Lancashire Fire Authority (as in 3 above)	63.65
Lancashire Police Authority (as in 3 above)	146.27
Chorley Borough Council (as in 2(g) above)	159.99
Adlington Town Council	9.01
Special Expenses	4.83

RESOLUTION 5

Formally authorise the necessary staff to take legal action to collect arrears as and when this is necessary. **For the vast majority of taxpayers, this is not needed**