



Crawley Borough Council

Notification of Decisions

To: All Councillors

The decisions of the **Cabinet** held on **5 October 2022** are attached.

The Call-In period ends at noon on the 5th day following publication, namely noon on the Tuesday 11 October 2022

The Call-In form is attached for your use if required. For further information please refer to the relevant sections of the [Constitution](#).

Yours faithfully

A handwritten signature in black ink, appearing to be "G. Paul", written over a horizontal line.

Head of Legal, Governance & HR

Published on 6 October 2022

Item No.	Title	Decision
5.	2022/2023 Budget Monitoring - Quarter 1	<p>RESOLVED</p> <p>That Cabinet:</p> <ul style="list-style-type: none"> a) Notes the projected outturn for the year 2022/2023 as summarised in updated version of report FIN/586. b) Approves the addition of £40,000 to the capital programme, funded from the Tilgate Park Investment Reserve, for a replacement tractor flail as outlined in section 8.7 of report FIN/586. <p>Reasons for the Recommendations</p> <p>To report to Members on the projected outturn for the year compared to the approved budget.</p>
6.	Budget Strategy 2023/24 - 2027/28	<p>RESOLVED</p> <p>That the Full Council be recommended to approve the Budget Strategy 2023/24 to 2027/28 and to:</p> <ul style="list-style-type: none"> a) Approve the process for meeting the gap as outlined in section 8 of report FIN/583. b) Approve to continue with the policy of balancing the budget over a four-year period, including putting back into reserves when the Budget is in surplus. This is due to the current economic climate. c) Note the following highlights of the Budget Strategy: <ul style="list-style-type: none"> i. that the Budget is aligned to the Council's Corporate Priorities. ii. that the current budget deficit of £204,109 for 2023/24 is based on a Council tax increase of 2.21% which is £4.95 and increases in fees and charges of 5% on average. However table 9 highlights that the gap could be higher when looking at sensitivity analysis. iii. that the outline 5 year forecast as shown in table 3 of report FIN/583. iv. that the savings identified by the Corporate Management Team challenge of budgets of £413,080 have been included within the budget projections.

		<p>v. that there are uncertainties around Government funding prior to the settlement in December and the delay in Local Government Funding reforms such as business rates retention and the future of New Homes Bonus.</p> <p>vi. that despite having a £5.26m General Fund reserve that the budgeted use of this reserve was £451,730 at the beginning of the current financial year, however there is a projected overspend in year due to the cost-of-living crisis and its impacts and with so many financial uncertainties the reserve must remain between £3m and £5m. The Council cannot rely on using reserves in the long term to balance the budget.</p> <p>vii. that no additional revenue budgets have been budgeted towards the costs of the Climate Change commitment at this stage. Table 10 within report FIN/583 shows existing capital commitments to Climate Change.</p> <p>viii. that items for the Capital Programme are driven by the need for the upkeep of council assets and environmental obligations and schemes will also be considered that are spent to save or spend to earn but that such prioritisation should not preclude the initial consideration of capital projects that could deliver social value.</p> <p>ix. that costs associated with splitting upper floors for the New Town Hall were not included within the original budget. Any costs will be added to the capital programme but will be funded from rental income.</p> <p>x. that an update on this strategy will be presented to Cabinet on 23rd November 2022, this will include capital bids and the revised Crawley Homes capital investment plan.</p> <p>Reasons for the Recommendations</p> <p>To continue with the implementation of the Council's budget strategy and to deal with the Council's projected budget deficit which is higher than previously anticipated due to the impact of increasing inflation, increased homelessness costs, future Council tax and Business rates income projections and impact of the cost-of-living crisis on other income sources such as fees and charges.</p> <p>To reaffirm the criteria for capital programme bids.</p>
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		<p>To note that until the Local Government Finance Settlement is known in December 2022 these projections are highly likely to change. Revised projections will be presented to Cabinet in November 2022 due to these constant changes, such as inflation and demands on services such as Homelessness. At that meeting any revenue growth bids, capital bids, and the HRA capital investment plan will also be reported for approval.</p>
7.	Proposed Increase of Weekly Rent to Council Owned Garages	<p>RESOLVED</p> <p>That Full Council be recommended to approve change in garage and storage cupboard fees, as detailed in Section 5 report CEX/59 and to:</p> <ul style="list-style-type: none"> a) Increase rental fees with effect from 1 December 2022, with no further increase until April 2024 as follows: <ul style="list-style-type: none"> i) weekly garage rental costs for Crawley Homes tenants, ii) weekly garage rental cost for Private Tenants residing in Crawley iii) weekly rental costs of storage cupboards b) Introduce an additional charge for Crawley Homes tenants and Crawley resident private tenants with three or more garages. c) Introduce a new non-Crawley Borough resident weekly garage rental cost. d) Introduce an additional charge for non-Crawley Borough residents with two or more garages. e) Remove the previous multi garage discount from any remaining accounts. <p>Reasons for the Recommendations</p> <p>The Budget Strategy 2023/24 – 2027/28 (FIN/583) elsewhere on this agenda identifies in Table 3 an initial budget gap of £240,000 in 2023/24, this rises to £419,000 in 2024/25. This assumes an increase in fees and charges of 5% on average, as financially modelled. Table 9 in the same report identifies some sensitivity analysis and shows large increases in the gap should the pay award for Local Government employees be higher or inflation be higher, or further pressure on providing temporary accommodation for those we owe a duty - therefore additional income from garages would support meeting future gaps.</p>

8.	Proposed Manor Royal Business Improvement District (BID) Renewal ("BID 3")	<p>RESOLVED</p> <p>That the Cabinet:</p> <ul style="list-style-type: none"> a) Agrees that the Council continues to perform the role of billing authority for a further five years, collecting the BID levy on behalf of the Manor Royal BID, subject to the BID securing renewal. b) Agrees and request that the Chief Executive as Returning Officer and Ballot holder should hold a Ballot for the Manor Royal BID Renewal proposal. c) Agrees that the Head of Governance, People and Performance be authorised to complete the necessary legal agreements required for the BID levy operation together with any other necessary documents for the proposed BID renewal. c) Agrees the proposal from the Manor Royal BID to support the renewal of the BID (BID 3) for a further five-year term. d) Requests the Leader of the Council to cast the vote (for the Council's own rated properties in the Manor Royal BID area) in accordance with the Cabinet decision for 2.1d) during the period of Ballot (see section 7 of report PES/421). <p>Reasons for the Recommendations</p> <p>Since the outcome of the Ballot for the Manor Royal BID's second term permitted a maximum five-year BID period to 31 March 2023, a renewal Ballot for a third term is therefore required amongst Manor Royal levy payers to determine whether the majority wish for the Manor Royal BID to continue for a further five years. Cabinet is therefore being asked to agree the Manor Royal BID's renewal proposal.</p> <p>The Borough Council also needs to determine whether it wishes to continue to undertake the role of billing authority, collecting the BID levy on behalf of the BID, subject to legal agreement.</p> <p>The BID Regulations require the Council as "billing authority" to instruct the "Ballot Holder" to hold the renewal ballot. The Ballot Holder is "the person the relevant billing authority has appointed under section 35 of the Representation of the People Act 1983 (a) as the Returning Officer for elections to that authority" – i.e., the Chief Executive.</p> <p>Given the Council owns three rateable property hereditaments in the Manor Royal BID area (see Section</p>
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		<p>6.8), it will be required to pay a BID levy should the BID be renewed for a third term. This entitles the Council to vote during the period of the BID Ballot as a levy payer.</p> <p>The Council is required to ensure that the process associated with BID renewal and the operation of the Manor Royal BID during a third term (subject to a “YES” vote) is undertaken in accordance with the Business Improvement Districts (England) Regulations 2004.</p>
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FORM OF NOTIFICATION OF SUPPORT FOR CALL-IN

Any councillor of the Council calling in a decision must then obtain, within the five working days following the Call-In, the support of three other councillors.

In order to ensure that Call-In is not abused, nor causes unreasonable delay, the following requirements must be fully satisfied before a matter will be considered for Call-In:

- a) At least four councillors (one of which will be the named signatory) must request Call-In of the decision. Failure to obtain the support of three other councillors within this period will mean that the original decision will stand, on the sixth day, the decision will be implemented.
- b) The request for Call-In must specify the reason for the Call-In and provide evidence which demonstrates the alleged breach of at least one principle of decision making.
- c) The request for Call-In must be received by the Monitoring Officer by 12 noon on the fifth day following publication of the decision. The request for Call-In should either be submitted:
 - In hard copy: including the signatures of the councillor requesting the Call-In and those councillors supporting the Call-In.
 - Electronically: to democratic.services@crawley.gov.uk. The councillor requesting the Call-In must submit the form and each councillor supporting the Call-In must send an email in support. All emails must be sent from the councillors' individual Crawley Borough Council email addresses.
- d) The decision for which Call-In is requested must not have been subject to a prior Call-In request.
- e) Should the proposed Call-In decision have been considered by the Commission, the justification must also explain why the councillor requesting the Call-In is of the view that, either:
 - The Commission did **not fully** scrutinise the decision in advance of it being taken; or
 - The views of the Commission were **not fully** considered or addressed by the Cabinet in their decision making.

Decision being called in (including item no.)	Which provisions have been breached and how?

Signatories

1. Signature of councillor calling in the decision

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Name in capitals

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2. Signature of councillor supporting the Call-In

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Name in capitals

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3. Signature of councillor supporting the Call-In

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Name in capitals

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4. Signature of councillor supporting the Call-In

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Name in capitals

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