

EXECUTIVE

THURSDAY, 26 JANUARY 2017

DECISIONS

Set out below is a summary of the decisions taken at the Executive meeting held on Thursday, 26 January 2017. The wording used does not necessarily reflect the actual wording that will appear in the minutes.

Members are reminded that, should they wish to call in a decision, notice must be given to Democracy Support Group no later than 4.00pm on Monday 30 January 2017.

If you have any queries about any matters referred to in this decision sheet please contact Carol Tague.

5. Taxi Licensing Policy

Resolved: That the Executive approve Option 1 of the report and adopt a Taxi Licensing Policy.

Reason: This will allow the Council to have all policies and conditions contained in one formal Taxi Licensing Policy.

6. York Castle Gateway

Resolved: That the Executive agree to:-

- (i) The renaming of the regeneration area as Castle Gateway.
- (ii) Approve the vision for the Castle Gateway as set out in paragraph 18, of the report.
- (iii) Approve the revised Castle Gateway draft Area of Opportunity Policy, subject to the inclusion of the two additional points at item vi. raised at the Local Plan Working Group meeting, for progression in the emerging Local Plan process.

- (iv) Develop a masterplan for the development of the council assets, infrastructure and public spaces within the Castle Gateway area.
- (v) Create a stakeholder group to guide and develop the masterplan.
- (vi) Note the £100k bid which will be considered as part of the 2017/18 budget to fund the development of masterplan design work for Castle Gateway.
- (vii) Initiate a public consultation/develop a community forum to engage with the masterplan for the area.
- (viii) Explore the business case for the development of the council's assets in the Castle Gateway as part of a potential commercial venture with Steamrock Capital.
- (ix) Bring a future report to Executive setting out the analysis of the Steamrock Capital partnership proposal and alternative delivery options.
- (x) Close Castle Mills Car Park immediately and submit and implement a planning application to demolish it and provide a temporary meanwhile use on the site in advance of any long-term redevelopment.
- (xi) Allocate £80k release from contingency to facilitate consultation and commercial and technical advice.
- (xii) Note the required additional staff resource to deliver the recommendations from existing budgets, and note the likely need of future resource and budget to deliver the project.
- (xiii) Appoint a Council cross party Working Group to receive briefings on the Castle Gateway Project and updates on progress.

Reason: (i) To change the name to better reflect the geography and nature of the area.

- (ii) To deliver the regeneration aims of the Castle Gateway project.
- (iii) To ensure the Castle Gateway vision is enshrined in planning policy.
- (iv) To provide a cohesive and informed design approach to the Castle Gateway.
- (v) To ensure the masterplan is driven by key stakeholders as principal custodians for this area of the city.
- (vi) To support the masterplan and design work of the cultural partnership.
- (vii) To ensure the public are engaged and consulted in helping to shape proposals for the Castle Gateway.
- (viii) To explore the proposals from the largest neighbouring landowner to work in partnership to jointly develop out land assets.
- (ix) To provide detailed advice to the Executive to make an informed decision on the preferred delivery options for the Castle Gateway.
- (x) To demolish the poor quality existing car park due to Health and Safety concerns and implement a temporary use for the site in advance of a decision being taken on the long-term development options.
- (xi) To fund the additional work set out in this report.
- (xii) To deliver the recommendations outlined in this report and ensure the regeneration of the Castle Gateway.
- (xiii) To ensure Members are kept updated with progress on the regeneration of the area.

7. Disposal of Land for the Proposed Clifford's Tower Visitor Centre

Resolved: That the Executive agree to:-

- (i) Grant a long lease of the land needed for the construction of the English Heritage Clifford's Tower visitor centre to Historic Buildings and Monuments Commission for England following the final agreement of planning permission, for a sum of £25,000.
- (ii) Lease for a period of 2 years to English Heritage the land to be used as a public plaza at a rate of £5,475 per annum.
- (iii) Transfer to Historic Buildings and Monuments Commission for England the freehold of the area of the motte which is currently in their guardianship.
- (iv) Allow English Heritage to occupy the area of land edged with the blue line in Annex 1 on a temporary licence at a rate of £1k plus VAT per month for the duration of the works to Clifford's Tower as identified above (subject to a maximum period of 15 months).

- Reason:
- (i) To enable the development of a new visitor centre at Clifford's Tower, and ensure the land value reflects best consideration.
 - (ii) To allow the building of a small plaza associated with the visitor centre whilst ensuring the council can include the land in any future plans for the area.
 - (iii) To rationalise the land holding of the Clifford's Tower motte and transfer an area of land to Historic Buildings and Monuments Commission for England for which they have responsibility as the current guardian.
 - (iv) To allow English Heritage to carry out the proposed restoration and improvement works

to Clifford's Tower.

8. City of York Local Plan - Update Report

Resolved: That the Executive agree to:-

- (i) Note progress on the consideration of the identified Ministry of Defence sites for housing land within the context of the Local Plan.
- (ii) Instruct Officers to produce a report highlighting detailed implications to the Local Development Scheme, including any budget implications.
- (iii) Note the impact of the additional costs that will arise and the requirement to consider as part of the future years budget process.

Reason: To produce a National Planning Policy Framework compliant Local Plan.

9. Reinstatement Of Gritting Routes

Resolved: That the Executive agree to:-

- (i) Approve the reinstatement of the 43 km of treated network, to commence on the 1st February 2017.
- (ii) To approve the use of contingency of £33k to fund the estimated additional cost of reinstating the 9th gritting route from the 1st February for the current financial year .
- (iii) To note that future years' reinstatement will be subject to approval of the 2017/18 budget by Full Council.

Reason: The primary gritting routes in York are selected from the advice given in the "Well Maintained Highways, Code of Practice for Highway Maintenance". This incorporates three tiers of areas to be considered for inclusion in Primary Routes

The levels are typically as follows:-

Level 1 – Typically footstreets and important routes from public buildings and major shopping areas eg city centre and routes to the railway station.

Level 2 – Principal roads and other main important distributor roads, including roads carrying frequent bus services of at least one bus every 20 minutes (extended to 30 minutes) in one direction.

Level 3 – All other roads.

The selection of roads and area for treatment on Primary Routes are those normally of categories 1 and 2 including but not exclusively restricted by considerations of the following:-

- Wider transport priorities not included above.
- Safe and reliable access to emergency facilities including Fire and Rescue, Police, Ambulance Services and Hospitals.
- Other public service access needs and critical infrastructure where the maintenance of access may be critical.
- Public transport routes and access to stations, bus garages and depots.
- Safe and reliable access to main industrial and business centres of key importance.
- Consideration for special need for the disabled or older people ie adjacent to homes and sheltered housing.
- Known problems, including significant gradients, exposed areas and other topological factors.

Again the selection of routes is restricted by resources not budgetary constraints and will be limited by what is “reasonably practicable” at any time. This means that the routes highlighted hereafter are those selected as Primary Routes and have met the required criteria and are of the highest priority in the City.

10. Proposed Long Term Leases - West Bank Park, Glen Gardens, Scarcroft Green And Clarence Gardens

Resolved: That the Executive agree to:-

- (i) The letting of West Bank Park Bowling Green, Glen Gardens Bowling Green and Clarence Gardens Bowling Green to the respective Bowling Clubs/Bowls Association, for a Term of 25 years, at a peppercorn rent, in accordance with the lease terms as set out in the Council's Asset Transfer Policy.
- (ii) The letting of Scarcroft Green Bowling Green and Croquet Lawns to Scarcroft Green Association for a Term of 99 years at a peppercorn rent in accordance with the lease terms set out in the Council's Asset Transfer Policy.

- Reason:
- (i) To transfer maintenance and repair responsibilities to the club.
 - (ii) To transfer maintenance and repair responsibilities for the respective facilities to the respective clubs/associations.

11. Report on Work of the Financial Inclusion Steering Group 2015/16 and 2016/17 Update

Resolved: That the Executive agree to:-

- (i) Note the work of the Financial Inclusion Steering Group in 2015/16 and 2016/17 to date.
- (ii) Approve further promotional activity, working with partners, on the wide range of support and advice through the activity of the Financial Inclusion Steering Group.

- Reason:
- (i) To ensure Members are aware of Financial Inclusion activity and how related financial support is administered through Council Tax Support and York Financial Assistance

Schemes to inform planning for future financial pressures relating to these schemes and to ensure that support continues to be effectively provided.

- (ii) To ensure residents and groups are aware of financial inclusion activity and to contribute to achieving the outcomes outlined in paragraph 5 of the report.

12. Lord Mayoralty 2017-18

Resolved: That the Executive agree to invite the Labour Group to nominate the Lord Mayor for 2017/2018, in line with the existing accumulated points system.

Reason: To ensure that the Council secures the necessary leadership to undertake its civic functions and provides continuity for future selection.

13. Developing the Council's Strategic Relationship with Academies and Multi-Academy Trusts

Resolved: That the Executive agree to:-

- (i) Support the development of a new strategic working relationship with all academies and multi-academy trusts and end the current council membership on the Southbank multi-academy trust board.
- (ii) Approve the lease of part of the site to the Hope Learning Trust as part of the academisation of Canon Lee and that an application is made to the Secretary of State to dispose of the remainder of the site. If this is approved Canon Lee School and the Hope Learning Trust will receive a proportion of the proceeds from the disposal of the remainder of the site for reinvestment into the Canon Lee site.
- (iii) The detail of the above arrangement being delegated to the Corporate Director for Children, Education and Communities in consultation with the Executive Member for Education, Children

and Young People and the Section 151 Officer.

- (iv) Give delegated powers to the Corporate Director, Children, Education and Communities, in consultation with the Executive Member for Education, Children and Young People, to negotiate and conclude the Commercial Transfer Agreements and Land Leases in future academy conversions where there are no proposals to change the designation of land currently used for educational purposes. In circumstances where the council intends to apply for a change of use for land formerly used for educational purposes the decision to apply for disposal will be taken by members of the council's Executive.
- (v) Delegate the Private Finance Initiative (PFI) academy conversion process to Officers, in consultation with the Executive Member for Education, Children and Young People, and indemnify the Chief Officer who signs the principal agreement on behalf of the Local Authority.

- Reason:
- (i) To allow the Local Authority to have an objective working relationship with all schools and ensure that it can effectively champion the needs of all children, young people and communities.
 - (ii)(iii) To allow the conversion of Canon Lee School to be completed as required by the Education and Adoption Act 2016.
 - (iv) The Local Authority has a statutory duty to facilitate academisation under the terms of the Academies Act 2010 and the Education and Adoption Act 2016.
 - (v) To allow the academy conversion process for PFI schools to be completed.