

EXECUTIVE

TUESDAY, 28 APRIL 2009

DECISIONS

Set out below is a summary of the decisions taken at the meeting of the Executive held on Tuesday, 28 April 2009. 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 4pm on the second working day after this meeting – that is, Thursday 30 April 2009.

If you have any queries about any matters referred to in this decision sheet please contact Fiona Young (tel. extn. 1027).

5. LISTENING, INFORMING AND WORKING TOGETHER: YORK'S COMMUNITY ENGAGEMENT STRATEGY

RESOLVED: That the Strategy be approved, subject to inclusion of the following:

- a) Clear indication of how residents responding to consultation can track how their collective input has influenced decisions with, as a minimum, a requirement that this is included on the Council's website in an easy to find location.
- b) Examples being quoted in documentation on consultation activities that are already taking place and are familiar to the public.
- c) Development of a Community Engagement Strategy for appropriate consultation with those residents under voting age.
- d) Clear instructions given in the writing of reports to Council meetings on what engagement with the public has fed into the report, the details that were given at the time of consultation on how this would impact on decisions, and how it will be reported back to the public.

REASON: To ensure a systematic approach to community engagement by the Council, in line with new legal requirements and the Council's own Single Improvement Plan, and to ensure that the outcomes of this engagement are made clear to the public.

6. THE BARBICAN AUDITORIUM

RESOLVED: (i) That Option 2 in the report be approved, that is: to focus on progressing the work recommended by Drivers Jonas in order to develop options for the Barbican Centre through structured dialogue with the identified interested parties, whilst undertaking work now to make the building wind and water tight, safe and secure.

(ii) That the Council's aspirations be agreed for the Centre; that is, that it should provide:

- a) the major conference and / or entertainment facilities for the City;
- b) high quality facilities for the residents of York and for visitors, acting as a focus for important City events and a focus for civic pride;
- c) opportunities for community involvement and activities;
- d) no on-going requirement for public subsidy.

(iii) That the following be agreed as the key next steps:

- a) Drivers Jonas to be retained as the Council's advisers, to work with Officers in preparing a succinct brief to be used as a basis for further structured dialogue with the interested parties, and to further develop the approach to the market.
- b) Essential work to be carried out to prevent any further deterioration of the Centre.
- c) Independent legal advice to be taken to assist Officers in all aspects of procurement.

(iv) That a further report be received, in the light of the structured dialogue, setting out the available options and the direction to be followed.

(v) That an allocation of £120k of additional one-off budget in 2009/10, funded from general contingency, be agreed, to cover the costs of the actions set out under the recommended option.

(vi) That Officers be instructed to ensure that, within the next fortnight, posters are displayed at the Barbican, signposting residents as to how they can access alternative leisure opportunities in the City.

(vii) That Officers contact the organisers of the Festival of Remembrance and the Carol Service, to review how their events will fit into the programme of bringing the Barbican Auditorium back into use.

REASON: To enable future plans for public use of the Barbican Auditorium to be developed and progressed as soon as possible, and to ensure that the public and other

interested parties are kept informed.

7. COMMUNITY STADIUM - UPDATE REPORT

Having noted the comments of the Shadow Executive on this item, it was

RESOLVED: (i) That the progress made to date on the Community Stadium project be noted.

(ii) That the approach set out be agreed and that the feasibility work and testing of potential partnerships to achieve wider community benefits be continued.

(iii) That a report summarising the outline business case be brought to the Executive in June 2009.

REASON: For information and to ensure the continuing involvement of the Executive in the progress of this project.

8. ACCESS YORK PHASE 1 PARK & RIDE DEVELOPMENT - UPDATE AND OUTCOME FROM THE CLIFTON MOOR SITE OPTIONS CONSULTATION

RESOLVED: (i) That Site 4 be approved as the preferred location for the Clifton Moor Park & Ride site and that the planning consultation process be progressed on the basis of this site.

REASON: In accordance with the results of public consultation on the four potential sites.

(ii) That the outline design for the A59 roundabout with the Outer Ring Road be approved, so that it can form part of the consultation process associated with planning matters for the Poppleton Bar Park & Ride site application.

REASON: To enable the Major Scheme Bid to progress.

9. LOCAL AREA AGREEMENT (LAA) DELIVERY FUND

RESOLVED: That the Without Walls recommendation be accepted and that:

a) Funding be awarded to the organisations set out in Annex B, subject to scheme 39 - Taking action against graffiti (£49,035) being replaced by scheme 28 - Capable Guardian (£50,000), in all totalling £611,697;

b) The remaining funding be allocated to the first reserve

scheme, no. 25 – Castlegate Meeting Need (£46,984), should appeals not be forthcoming.

REASON: To ensure that a wide range of projects are instigated to support delivery of outcomes for York's Local Area Agreement (2008/09 – 2010/11).

10. PETITION FROM SOVEREIGN PARK RESIDENTS

RESOLVED: (i) That the reasons for the petition, and the Council's response, be noted.

(ii) That the Scrutiny Management Committee be invited to consider whether a scrutiny review considering the reasons, and possible remedies, for the non-adoption of public services in new estates and roads in the City, might be a worthwhile use of their resources.

REASON: In order to respond appropriately to the issues raised in the petition.

11. CODE OF CORPORATE GOVERNANCE

RESOLVED: (i) That the Code of Corporate Governance at Annex 1 to the report be approved.

(ii) That the intention to prepare an action plan to address any identified weaknesses in the Council's existing governance arrangements within the Annual Governance Statement and, where agreed, in the Single Improvement Plan be noted.

REASON: To enable the Council to comply with best practice and legislation in respect of its corporate governance arrangements.

12. REFUSE VEHICLE PROCUREMENT

RESOLVED: (i) That the procurement process outlined in the report be noted and the outcome of the evaluation process approved.

(ii) That approval be given for a purchase order to be made, so that the successful tenderers can be notified and orders placed.

REASON: In order to provide a suitable procurement solution in the short term, without incurring the additional costs of entering into a funding agreement with an alternative bank.

