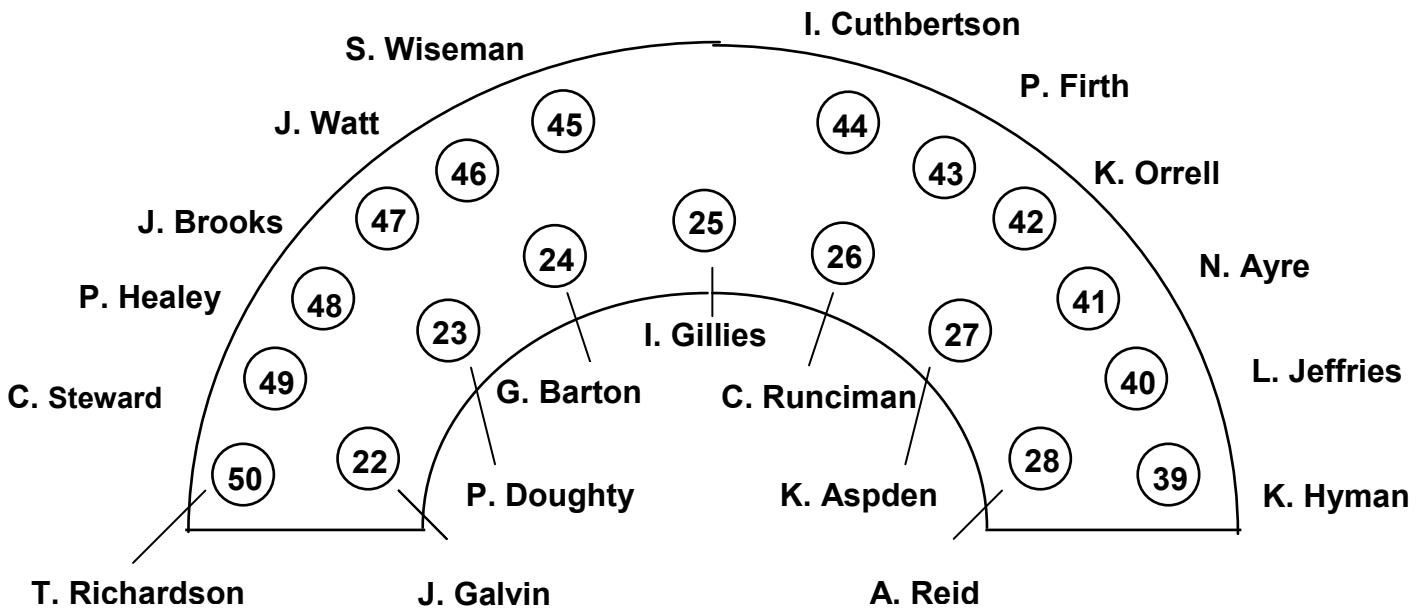


**CITY OF YORK COUNCIL
SUMMONS**

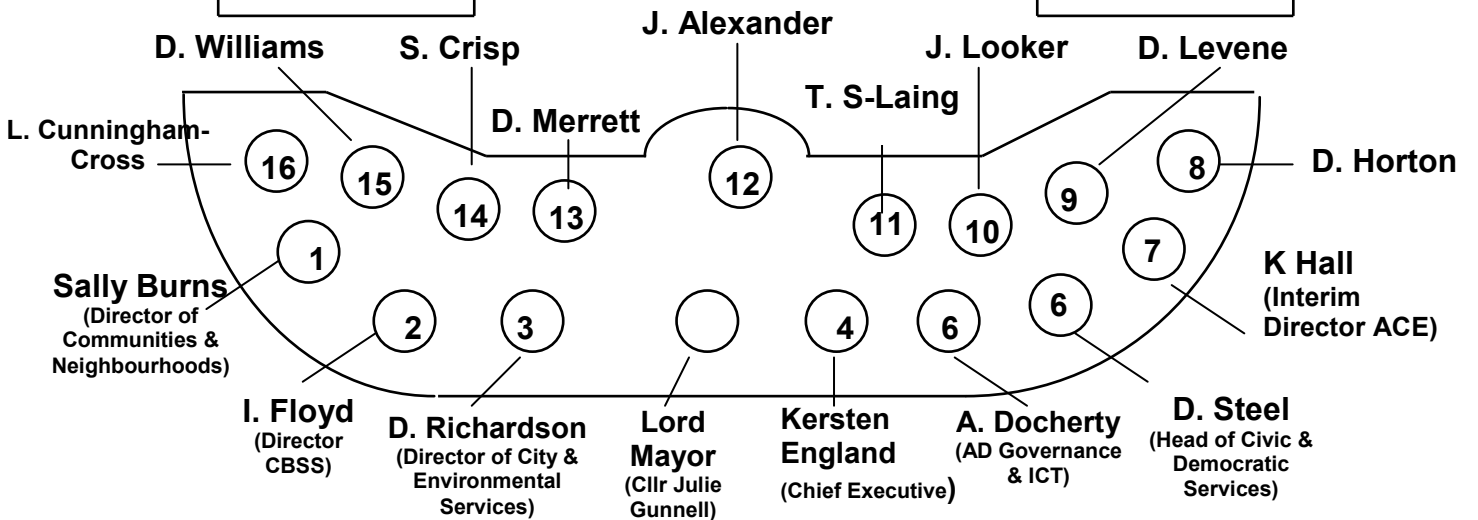
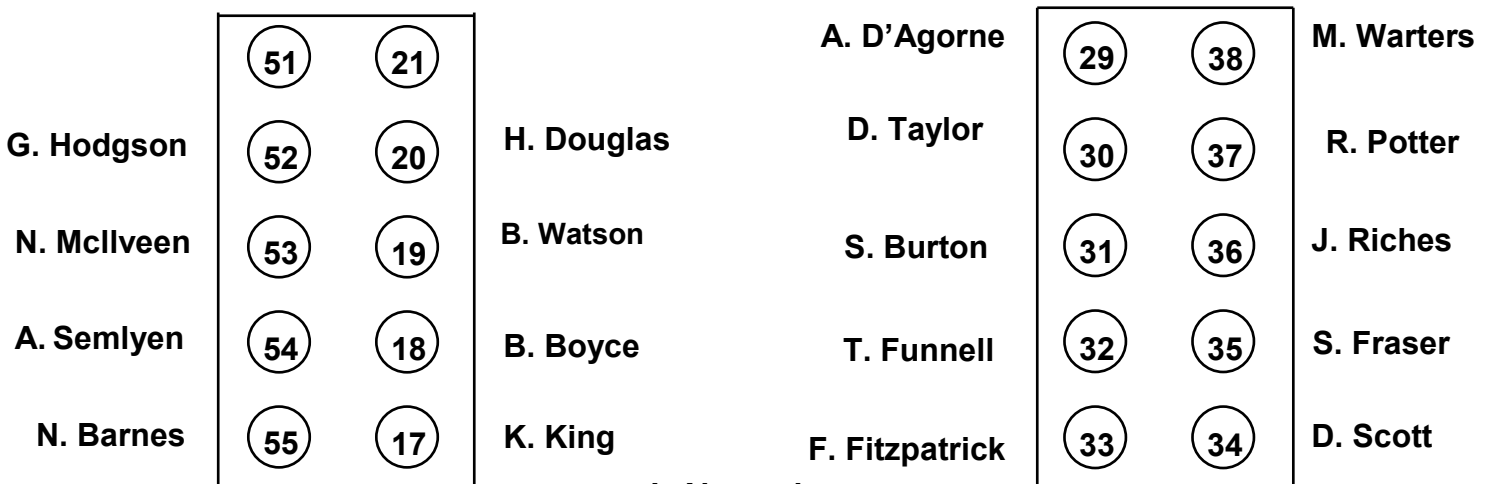
All Councillors, relevant Council Officers and other interested parties and residents are formally invited to attend a meeting of the **City of York Council** at the **The Guildhall, York**, to consider the business contained in this agenda on the following date and time

Thursday, 10 October 2013 at 6.30 pm

COUNCIL CHAMBER



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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 1 - 52)

To approve and sign the minutes of the last meeting of Council held on 18 July 2013.

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 business of the Council or the City, may do so. The deadline for registering is **5:00pm on Wednesday 9 October 2013.**

5. Petitions (Pages 53 - 58)

i) To debate the following petitions, signed by over 1,000 people, in relation to the Council's Local Plan, in accordance with the Council's petitions scheme:

- **Cllr Ann Reid – Council Meeting 18th July 2013**
2302 signatures

“I/We the undersigned oppose Labour's plans to use Green Belt land across York to build 22,000 houses over the next 15 years.”

- **Dunnington Parish Council**

1323 signatures

“We the undersigned petition the City of York Council to stop the building of a permanent 15 pitch Gypsy/Traveller site using land at Common Lane and Hassacarr Lane in Dunnington, York. It’s located on Green Belt land, adjacent to Hassacarr Nature Reserve and will have a major impact on the people living in the surrounding area, homes and businesses. There are plenty of areas around York that would be suitable for these traveller locations that would not affect local residences and businesses. City of York Council needs to support our petition and keep residents happy by providing areas and communities that people feel content to live in.”

- **Cllr Ann Reid - Council Meeting 18th July 2013**

1084 signatures

“We the undersigned object to the proposals in the council’s Local Plan for the development of land lying between Wetherby Road and Knapton village. We believe that the site should continue to be included in the Green Belt as it protects the rural setting of the western approach to the city which would otherwise begin to merge with the outer ring road.”

- **Gypsy & Travellers site, Malton Road, Huntington**

1036 signatures

“We the undersigned petition the council to stop the building of a permanent site for 20 pitches (20-80 caravans) on a 3 acre plus site, Huntington York. The placement of this site right at the heart of an established community, locating it immediately adjacent to homes, a nature reserve and businesses would not be appropriate in this locality, by virtue of its potential impact on Huntington & Heworth residents. We believe it is hard to conceive of a more inappropriate proposal.”

- **Say No to the proposed plans of a 16 acre permanent travellers site in Knapton York**

1204 signatures (closed 1st September 2013)

“We the undersigned petition the council to stop the building of a permanent site for 20 static caravans on a 16 acre site, Knapton York. The council of York want to build it for 'show men ' as a permanent home. The site is bigger than the whole village of knapton put together. Its green belt land and the owner hasn't even been approached about the proposal. This will have a major impact on the people living in the surrounding area, homes and businesses. There are plenty of areas around York that would be suitable for these traveller locations that would not affect local residences and businesses in the York area. York Council needs to support our decisions and keep residents happy by providing areas and communities that people feel content to live in.”

- **Protect York's Greenbelt**

1232 signatures on 2nd October 2013 (closes 31st December 2013)

“We the undersigned petition the council to amend the draft Local Plan and save a number of traditionally Greenbelt-protected sites from being developed upon. The sites which have been earmarked by the Council for large scale housing development include Holme Hill and various plots of land at Clifton Moor, Osbaldwick, Copmanthorpe, Woodthorpe, Haxby and Monks Cross. We want to see the character of our villages surrounding York protected. We acknowledge the need for more housing in York, but believe the figure of 22,000 homes to be too high and the loss of over 1000 acres of Greenbelt land to be unsustainable. We believe it is absolutely vital that Brownfield sites are used first.”

[A background report is attached to the agenda]

- ii) To consider any petitions received from Members in accordance with Standing Order No.7. To date, notice has been received of one petition to be presented by:

- Cllr Ann Reid on behalf of residents opposed to the proposed cuts in winter maintenance services and calling on City of York Council to retain existing salt bin and gritting provision in the Dringhouses and Woodthorpe ward.

6. Report of Cabinet Leader and Cabinet Recommendations
(Pages 59 - 66)

To receive and consider a written report from the Leader on the work of the Cabinet, and the Cabinet recommendations for approval, as set out below:

Meeting	Date	Recommendations
Cabinet	3 September 2013	Minute 40: Capital Programme - Monitor One 2013/14

<http://democracy.york.gov.uk/ieListDocuments.aspx?CId=733&MId=7640&Ver=4>

7. Scrutiny - Report of the Chair of the Corporate and Scrutiny Management Committee (Pages 67 - 70)

To receive a report from Councillor Galvin, the Chair of the Corporate and Scrutiny Management Committee (CSMC) on the work of CSMC.

8. Report of Cabinet Member (Pages 71 - 78)

To receive a written report from the Cabinet Member for Finance, Performance & Customer Services, and to question the Cabinet Member thereon, provided any such questions are registered in accordance with the timescales and procedures set out in Standing Order 8.2.1.

9. Recommendations of the Joint Standards Committee

(Pages 79 - 94)

To consider the following recommendations for approval from the Joint Standards Committee:

Meeting	Date	Recommendations
Joint Standards Committee	11 September 2013	Minute 20: Planning Code of Good Practice

10. Recommendations of the Corporate and Scrutiny Management Committee (Pages 95 - 108)

To consider the following recommendation for approval from the Corporate and Scrutiny Management Committee:

Meeting	Date	Recommendations
Corporate & Scrutiny Management Committee	9 September 2013	Minute 21: Draft Annual Overview & Scrutiny Report for 2012/13

11. Recommendations of the Staffing Matters and Urgency Committee (Pages 109 - 118)

To consider the following recommendations for approval from the Staffing Matters and Urgency Committee:

Meeting	Date	Recommendations
Staffing Matters and Urgency Committee	5 August 2013	Minute 25: Changes to Terms and Conditions of Chief Officers

- 12. Director of Education, Skills & Children's Services - Appointment Process and Remuneration** (Pages 119 - 126)
To consider a report which asks Council to agree a remuneration package for the post of Director of Education, Skills & Children's Services in line with the Council's Pay Policy, to include a market supplement. Council is also requested to agree the establishment of an Appointments Committee, authorised to conduct the final interviews, select a successful candidate and make an offer of employment subject to the necessary employment procedures.

- 13. Activities of Outside Bodies**
Minutes of the following meetings of outside bodies, received since the last meeting of Council, have been made available for Members to view via the Council's website at

http://democracy.york.gov.uk/mgListOutsideBodies.aspx?bc_r=1

Copies may also be obtained by contacting Democracy Support Group at the Guildhall, York (tel. 01904 551088)

- Fire Authority – 26 June 2013
- Safer York Partnerships – 5 August 2013
- Quality Bus Partnerships – 23 May 2013
- Yorkshire Purchasing Organisation – 28 June 2013

Members are invited to put any questions to the Council's representatives on the above bodies, in accordance with Standing Order 10(b).

- 14. Notices of Motion**
To consider the following Notices of Motion under Standing Order 12:

A – Motions referred from the Cabinet in accordance with Standing Order 12.1(a)

None

B – Motions submitted for consideration directly by Council, in accordance with Standing Order 12.1(b)

(i) From Cllr Fraser

“Council recognises the current challenging economic climate all businesses in York and elsewhere are facing, and notes the particular challenges for small and medium-sized businesses in the city, particularly in ‘secondary’ streets such as Micklegate, Gillygate, Goodramgate and Fossgate/Walmsgate.

Council further recognises the contribution that small, medium-sized and distinctive businesses, and community resources, such as community centres, churches, heritage sites etc. contribute to the attractiveness of York and to our local economy.

Council therefore resolves:

1. to better co-ordinate and support the efforts of the associations of the businesses and community organisations, such as the Micklegate Quarter, the Minster Quarter, Acomb Team and BisbyRoad.com;
2. to highlight the efforts of such associations in the wider communications and publicity of the Council;
3. to develop a coherent strategy to support these efforts for consideration by Elected Members.”

(ii) From Cllr Gillies

Council notes:

That England is now widely recognised to be the country with the most centralised system of government in Europe;

That devolution has brought decisions about tax and spending and the quality of public services closer to voters in Scotland and Wales, while English voters have not gained comparably greater influence over decision making that affects their taxes and services;

Council believes:

That the likely scale of change in how public services are funded and provided makes it democratically unsustainable for those

changes to be decided within the existing over-centralised model;
That services need to be reformed and integrated across local agencies to enable them to prevent problems rather than picking up the pieces;

That York voters should be given a meaningful say on a wider range of tax and spending decisions, through place-based budgetary arrangements, the abolition of the discredited Barnett formula and the restatement of fair financial distribution agreed among English councils, the re-creation of a municipal bond market, and the certainty of multi year funding settlements for the life of a Parliament;

That central government should enable local decision making by joining up and reducing in size Whitehall departments in order to facilitate local place-based budgets, by reducing Ministers' powers to intervene in local decisions;

That such a new more mature settlement between central and local government should be put beyond future revision by giving formal constitutional protection to local democracy; therefore
Council Resolves To;

- 1a. Support the Local Government Association "Re-Wiring Public Services" campaign, in order to give York residents real reasons to participate in local decision making.
- 1b. Invite York Members of Parliament to join with City of York Councillors in supporting the campaign, and to ensure the Secretary of State is made aware of this Council's support for the campaign.
2. To make CYC's position clear to the Secretary of State.

(iii) From Cllr Ayre

"Council notes:

The results of this year's Big York Survey show that overall satisfaction with the Council is down and residents are increasingly concerned about basic service standards such as having clean and maintained streets.

The October Cabinet report, in response to the Big York Survey, says that a “realignment of priorities” to focus on basic street level services is necessary and claims that under Labour there has been a “shift in funding from day to day services” and a “cut in frontline services”. The report admits “the city needs to be cleaner”.

The cuts made to basic services under Labour have included cuts to litter bins, salt bins, road maintenance, recycling centres and street cleaning. The recent ‘Winter Maintenance’ consultation shows further cuts are planned.

The October Cabinet report states that frontline services have been sacrificed to pursue economic growth; however, as the ‘Big York Survey’ reveals residents do not believe the Labour Cabinet has been successful in supporting economic growth or job creation.

Council believes:

The Labour Cabinet’s proposed response to the concerns of residents is inadequate and only offers more speculative spending on a £500,000 ‘Transformation Team’, more publicity gimmicks from the Cabinet Leader, and a failure to reverse spending on vanity projects or reverse cuts to street level services.

This Labour Cabinet has lost its way and needs to get back to the basics of delivering frontline services to taxpayers in York rather than wasting millions on vanity schemes.

Council calls on Cabinet to:

- 1) Review funding (particularly revenue expenditure) currently supporting ‘Economic Infrastructure Fund’ schemes such as the Arts Barge, with a view to reallocating the money to frontline services and change the ‘Delivery and Innovation Fund’ to finance residents’ priorities.
- 2) Review the decisions that have led to the deterioration in the cleanliness of the York, including the cuts to litter bins,

salt bins and gritting provision, cuts to the road maintenance budget, cuts to ward committee funding, and the decision to scrap 'York Pride'.

- 3) Report to every Full Council meeting between now and May 2015 on what steps have been taken to reprioritise the delivery of frontline services to taxpayers in York.
- 4) Scrap the proposed £500,000 'Transformation Team' and spend all available money from this on frontline services both inside and outside the city-centre and in response to the priorities of residents, Parish Councils and Residents Associations. ”

(iv) From Cllr Burton

“Council notes the estimated regional economic benefits of £87m as well as local efforts made to bring the Tour de France Grand Départ to York.

Council believes the event will bring the community together and provide a huge economic boost for the city.

Council resolves to ensure that all income generated for City of York Council from the Tour de France Grand Départ is spent on frontline services for residents.”

15. Questions to the Cabinet Leader and Cabinet Members received under Standing Order 10(c)

To deal with the following questions to the Cabinet Leader and / or other Cabinet Members, in accordance with Standing Order 11.3(a):

(i) To the Cabinet Leader from Cllr D'Agorne:

“The Living Wage – how many other organisations in the City of York have now signed up to support this initiative by applying it to their own workforce?”

(ii) To the Cabinet Leader from Cllr Aspden:

“What are the daily results for the city-centre footfall cameras (Parliament Street and Coney Street) since the beginning of August and how do they compare to the same period last year?”

(iii) To the Cabinet Leader from Cllr Ayre:

“Could the Cabinet Leader name the areas in the city that have 'free' Wi-Fi funded by City of York Council, how much did this cost by hotspot in the last financial year and this financial year, what is the future roll out programme plan and forecast costs, and what attempts have been made to attract sponsorship?”

(iv) To the Cabinet Leader from Cllr Ayre:

“Has any contract been awarded to webcast council meetings and, if so, how and when was this decision was taken?”

(v) To the Deputy Leader (in relation to her Civic & Democratic Services portfolio) from Cllr Ayre:

“Could the Deputy Leader list by name, date and destination the official foreign trips council members have been on so far this financial year and the foreign trips planned or in the pipeline for members in the remainder of the financial year, whilst, also outlining what procedures and reporting requirements are in place to authorise and monitor the value and outcomes from these trips?”

(vi) To the Cabinet Member for Environmental Services from Cllr D'Agorne:

“Weed removal from streets is noticeably lacking this year – can you explain to residents of Danum Rd area why they have to wait until November for a Community Payback team to remove vegetation from paths and gutters?”

- (vii) To the Cabinet Member for Environmental Services from Cllr Richardson:

“Given that some residents have paid in advance the new Green Bin Tax, will Council reimburse this payment or carry the payments forward as a credit for year 14/15, given April 2014 is the start date for the Tax?”

- (viii) To the Cabinet Member for Environmental Services from Cllr Richardson:

“Residents are reporting damage or loss of refuse bins into refuse vehicles. Will council replace the bins free of charge and implement a mandatory form of reporting loss or damage of bins by a unique numbered incident report, providing date and time and will council also mark all replaced bins with a unique I.D number?”

- (ix) To the Cabinet Member for Environmental Services from Cllr D’Agorne:

“What work is being undertaken to look at ‘plan B’ alternative to the costly incinerator project that is no longer viable due to the withdrawal of the £65m of PFI loan?”

- (x) To the Cabinet Member for Environmental Services from Cllr Reid:

“Why were new refuse collection arrangements introduced before the Council was in a position to guarantee that bins would be emptied as per the published schedule?”

- (xi) To the Cabinet Member for Environmental Services from Cllr Firth:

“Since the new waste collection arrangements began on 9th September how many bins were not collected on the scheduled collection day?”

(xii) To the Cabinet Member for Environmental Services from Cllr Firth:

“After the recent changes in the waste collections, what has been the additional costs incurred to date in returning to clear bins that were not emptied in accordance with the published timetable?”

(xiii) To the Cabinet Member for Environmental Services from Cllr Reid:

“Will the Cabinet Member apologise publicly to the thousands of York residents who have been inconvenienced by the bungled launch of the revised waste collection service?”

(xiv) To the Cabinet Member for Finance, Performance and Customer Service from Cllr D’Agorne:

“Is the Cabinet Member satisfied with the response rate to calls to the Smarter York helpline compared to two years ago?”

(xv) To the Cabinet Member for Finance, Performance and Customer Service from Cllr D’Agorne:

“Is the council working with the fire service to consider any implications for fire safety and emergency planning following the boat fire at Kings Staith last Saturday?”

(xvi) To the Cabinet Member for Finance, Performance and Customer Service from Cllr Ayre:

“In early September the average waiting time for residents calling the Council 551551 number was over 2.5 minutes. Over 40% gave up waiting and abandoned their call. Would the Cabinet member agree that this is an unacceptable way to treat taxpayers who are trying to report issues to the Council?”

(xvii) To the Cabinet Member for Finance, Performance and Customer Service from Cllr Cuthbertson:

“What steps is the Cabinet Member taking to ensure that the problems in the Council’s customer contact centre are addressed and would he say what his current targets are for *Time to Answer* and *Abandoned calls* on both switchboard lines?”

(xviii) To the Cabinet Member for Finance, Performance and Customer Service from Cllr Jeffries:

“Oliver House has remained empty for 18 months (other than for access by a ‘security by occupation’ company), but the Cabinet Member has not taken steps to maximise the income available from the property, for example by letting the parking spaces associated with it. When does the Cabinet Member anticipate the building being brought back into residential use or sold to generate a significant capital receipt?”

(xix) To the Cabinet Member for Finance, Performance and Customer Service from Cllr Orrell:

“In answer to a Freedom of Information Request in March the Council said that the number of directly employed casual staff on zero hour contracts was 2962. Can the Cabinet Member confirm the latest figure and break the number down by role?”

(xx) To the Cabinet Member for Finance, Performance and Customer Service from Cllr Ayre:

“Could the Cabinet Member list by name, date and destination the official foreign trips Council staff have been on so far this financial year and the foreign trips planned or in the pipeline for them in the remainder of the financial year, whilst, also outlining what procedures and reporting requirements are in place to authorise and monitor the value and outcomes from these trips?”

(xxi) To the Cabinet Member for Finance, Performance and Customer Service from Cllr Ayre:

“What, if any, legal advice did the Council take before blocking payday loan websites at libraries, Explore centres, West Offices and through the city-centre Wi-Fi provision?”

(xxii) To the Cabinet Member for Finance, Performance and Customer Service from Cllr Jeffries:

“How many members of staff and per department are trained in ‘Easy Read’?”

(xxiii) To the Cabinet Member for Transport, Planning and Sustainability from Cllr D’Agorne:

“Leaving aside the significant contribution arising from the move to the new offices, what is the current performance of the council in achieving its carbon reduction targets and what are the targets for the next two years?”

(xxiv) To the Cabinet Member for Transport, Planning and Sustainability from Cllr D’Agorne:

“Will the revised local plan include an assessment of the traffic impact and implications of proposed housing developments at Winthorpe and Land North of Clifton Moor?”

(xxv) To the Cabinet Member for Transport, Planning and Sustainability from Cllr D’Agorne:

“What existing and additional air quality monitoring is taking place on the inner ring road to assess the impact of the Lendal Bridge closure and Coppergate enforcement measures?”

(xxvi) To the Cabinet Member for Transport, Planning and Sustainability from Cllr D’Agorne:

“Given the government funding for flood defence work in Fulford will the work now include raising Fordlands Rd to

remove flooding here and will Persimmon still be required to make the same financial contribution specified in the original S106 agreement?”

(xxvii) To the Cabinet Member for Transport, Planning and Sustainability from Cllr Richardson:

“Can the Cabinet Member remove the many confusing signs across the City referring to the closure of Lendal Bridge and can he implement a city wide program of information providing consistent and clear information for all motorists entering the City?”

(xxviii) To the Cabinet Member for Transport, Planning and Sustainability from Cllr Reid:

“How many drivers have attracted ANPR penalty notices on each day since the Lendal Bridge trial closure began, how many notices have been waived or cancelled, and how much revenue has the Council collected from these fines in total?”

(xxix) To the Cabinet Member for Transport, Planning and Sustainability from Cllr Hyman:

“Who took the decision to waive the potential fine income for the first 10 days of the Lendal Bridge trial and under what delegated authority?”

(xxx) To the Cabinet Member for Transport, Planning and Sustainability from Cllr Runciman:

“How many drivers have attracted ANPR penalty notices on each day since the new restrictions on access to Coppergate began, how many notices have been waived or cancelled, and how much revenue has the Council collected from these fines in total?”

(xxxi) To the Cabinet Member for Transport, Planning and Sustainability from Cllr Runciman:

“Could the Cabinet Member provide a breakdown of the ANPR penalty notices issued since the Lendal Bridge

closure and Coppergate restrictions by residents living inside York and residents living outside York?”

(xxxii) To the Cabinet Member for Transport, Planning and Sustainability from Cllr Reid:

“Why is the feed from the traffic cameras to the ‘i-travel’ York website map still not working despite the assurances given at the July Council meeting?”

(xxxiii) To the Cabinet Member for Transport, Planning and Sustainability from Cllr Reid:

“How many faults have been reported on traffic signals in York so far this year, what is the total time that signals have been out of service, and how do these figures compare to the equivalent period last year?”

(xxxiv) To the Cabinet Member for Transport, Planning and Sustainability from Cllr Reid:

“The Department for Transport website reports that 80% of bus services ran on time in 2011/12. What is the equivalent figure for 2012/13?”

(xxxv) To the Cabinet Member for Transport, Planning and Sustainability from Cllr Reid:

“What action has the Cabinet member taken since the last Council meeting to ensure that passengers have access to both current and historical information on bus reliability in York?”

(xxxvi) To the Cabinet Member for Health, Housing and Adult Social Services from Cllr Reid:

“During 2011/12 the Council reported that an additional 321 homes (net) had been built in the city of which 151 were “affordable”. What are the equivalent figures for 2012/13 and why hasn't the Annual Monitoring Report for last year been published on the Council's website as yet?”

(xxxvii) To the Cabinet Member for Health, Housing and Adult Social Services from Cllr Jeffries:

“The web site for the ‘shop4support’ organisation was launched earlier in the summer. What consultation with prospective users was undertaken before the launch, how much is the project costing taxpayers and how is the Cabinet member ensuring that the information contained on the website is accurate, accessible, comprehensive and up to date?”

(xxxviii) To the Cabinet Member for Leisure, Culture and Tourism from Cllr Ayre:

“How many amateur sports clubs were using Mille Crux prior to St. John's takeover and how many are using it now?”

(xxxix) To the Cabinet Member for Leisure, Culture and Tourism from Cllr Ayre:

“Could the Cabinet Member provide details of the agreement to provide revenue support to York athletics club, specifically when this decision was taken, who took this decision, how much the annual amount is and from what budget the money is being taken?”

(xl) To the Cabinet Member for Leisure, Culture and Tourism from Cllr Ayre:

“Could the Cabinet Member list the other stadiums the ‘Community Stadium Project Board’ have visited by destination, date and cost?”

(xli) To the Cabinet Member for Leisure, Culture and Tourism from Cllr Ayre:

“What is the predicted contribution from York City Football Club towards the new Community Stadium?”

(xlii) To the Cabinet Member for Leisure, Culture and Tourism from Cllr Ayre:

“What is the predicted cost of the new athletics facility at Heslington West?”

(xliii) To the Cabinet Member for Crime and Stronger Communities from Cllr Jeffries:

“Could the Cabinet Member outline the details of the £10,000 ward committee funding paid to Tang Hall Community Centre and the completed scheme?”

16. Urgent Business

Any other business which the Chair considers urgent under the Local Government Act 1972.

Democracy Officer for this meeting:

Name: Jill Pickering

Contact details:

- Telephone – (01904) 552061
- E-mail – jill.pickering@york.gov.uk

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

- Registering to speak
- Business of the meeting
- Any special arrangements
- Copies of reports

Contact details are set out above.