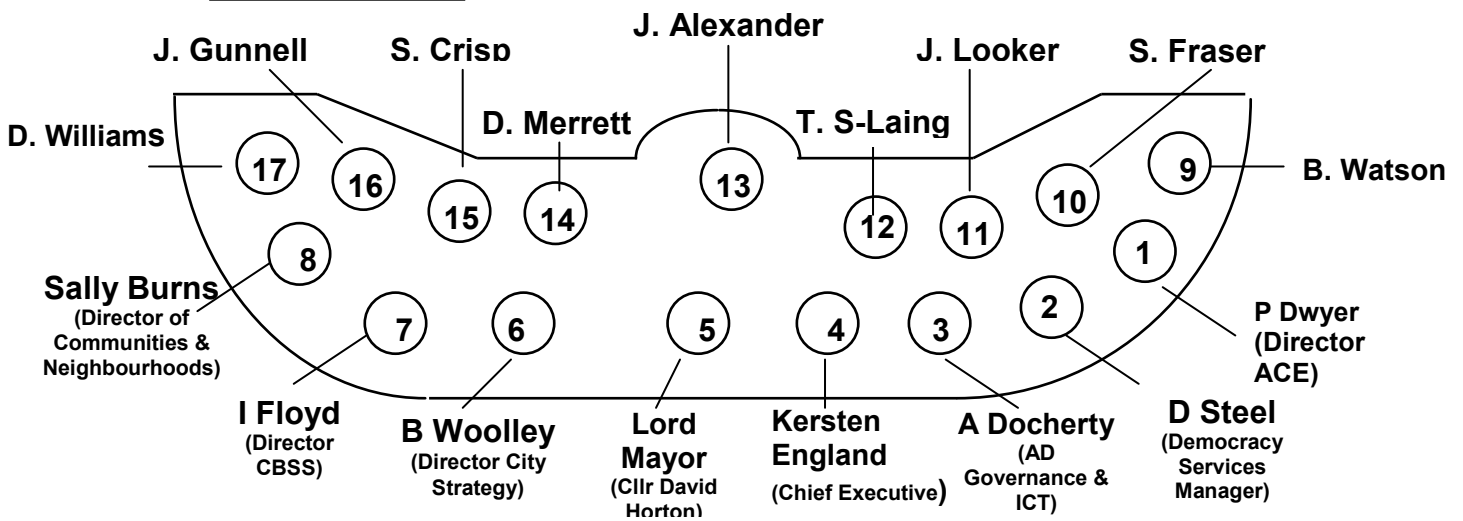
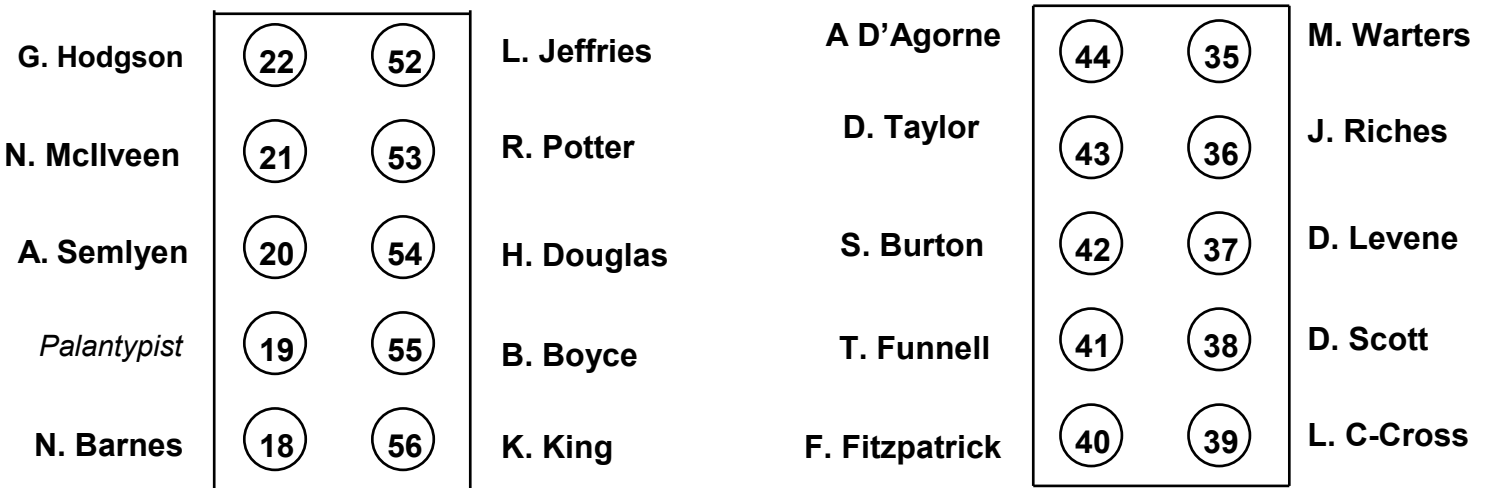
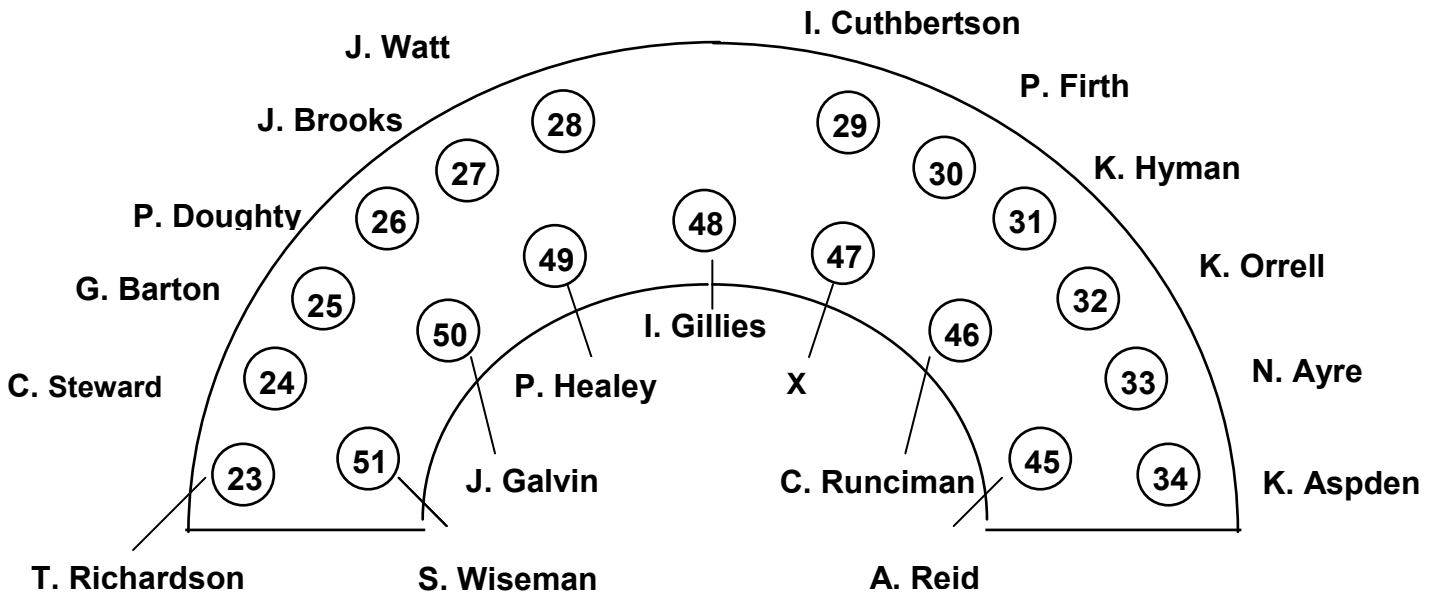


CITY OF YORK COUNCIL SUMMONS

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 **Guildhall, York**, to consider the business contained in this agenda on the following date and time

Thursday, 29 March 2012 at 6.30 pm

COUNCIL CHAMBER



A G E N D A

1. Declarations of Interest

At this point Members are asked to declare any personal or prejudicial interests they may have in the business on this agenda.

2. Exclusion of Press and Public

To consider the exclusion of the press and public from the meeting during consideration of Annexes A and B (including Annexes 1-12) relating to Cabinet Minute 119 (The Community Stadium: Business Case) on the grounds that they contain information relating to the financial or business affairs of particular persons. This information is classed as exempt under paragraph 3 of Schedule 12A to Section 100A of the Local Government Act 1972 (as revised by The Local Government (Access to Information) (Variation) Order 2006).

3. Minutes (Pages 1 - 54)

To approve and sign the minutes of Council meetings held on 8 December 2011 (attached) and 23 February 2012 (to follow).

4. Civic Announcements

To consider any announcements made by the Lord Mayor in respect of Civic business.

5. 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 28 March 2012.**

6. Petitions

To consider any petitions received from Members in accordance with Standing Order No.7. To date, notice has been received of five such petitions as follows:

- A petition to be presented by Cllr Fraser on behalf of residents of Nunmill Street and part of Bishopthorpe Rd calling for the gating of the alley between the two streets.

- A petition to be presented by Cllr Levene on behalf of Heslington residents regarding the proposed Field Lane-University Road changes.
- A petition to be presented by Cllr Barnes on behalf of Badger Hill residents group.
- A petition to be presented by Cllr Boyce on behalf of Heworth ward residents for the replacement of a seat on Hempland Lane.
- A petition to be presented by Cllr Reid on behalf of residents objection to the closure of the Beckfield Lane Household Waste Recycling Centre.

7. Report of Cabinet Leader and Cabinet Recommendations
(Pages 55 - 282)

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	6 March 2012	Minute 118: <i>Neighbourhood Working – A New Approach</i> Minute 119: <i>The Community Stadium: Business Case</i> http://democracy.york.gov.uk/ielistDocuments.aspx?CId=733&MId=6681&Ver=4

8. Pay Policy 2012/13 (Pages 283 - 306)

To consider a report and motion from the Cabinet Member for Corporate Services to approve the Pay Policy Statement for 2012/13 relating to the pay of the Council's senior staff, to fulfil the requirements of Sections 38 – 43 of the Localism Act 2011.

9. Recommendations of the Audit and Governance Committee
(Pages 307 - 314)

To consider the following recommendations for approval from the Audit and Governance Committee:

Meeting	Date	Recommendations
Audit & Governance Committee	13 February 2012	Minute 54: <i>Changes to the Constitution</i> http://democracy.york.gov.uk/ListDocuments.aspx?CId=4&MId=6352&Ver=4
	19 March 2012	Minute 58: <i>Constitutional Changes</i> http://democracy.york.gov.uk/ListDocuments.aspx?CId=4&MId=7223&Ver=4

10. Recommendations of the Standards Committee (Pages 315 - 318)

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

Meeting	Date	Recommendations
Standards Committee	16 March 2012	Minute 18 : <i>New Standards Arrangements</i> http://democracy.york.gov.uk/ListDocuments.aspx?CId=1&MId=7226&Ver=4

11. Report of the Chair of the Scrutiny Management Committee and Recommendations of the Scrutiny Management Committee (Pages 319 - 328)

(i) To receive a report from Councillor Galvin, the Chair of the Scrutiny Management Committee (SMC) on the work of the SMC.

(ii) To consider the following recommendations for approval from the Scrutiny Management Committee:

Meeting	Date	Recommendations
Scrutiny Management Committee	27 February 2012	Minute 17: <i>Proposed Amalgamation of Effective Organisation and Scrutiny Management Committee</i> http://democracy.york.gov.uk/DocumentListDocuments.aspx?ClickId=6116&Ver=4

12. Report of Cabinet Member (Pages 329 - 336)

To receive a written report from the Cabinet Member for Leisure, Culture and Social Inclusion 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.

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/ecCatDisplay.aspx?sched=doc&cat=489&path=0>

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

- Without Walls – Minutes – 8 February 2012

- York NHS Trust – Minutes – 21 December 2011
- Fire Authority – Minutes – 7 December 2011
- Safer York Partnerships – Minutes – 30 January 2012
- York & North Yorkshire Waste Management – Minutes – 30 January 2012

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) *(copies of the relevant report to the Cabinet and an extract from the Cabinet minutes are attached)*

None

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

(i) From Cllr Simpson-Laing

“Council expresses concern over the introduction of the Local Housing Allowance which will financially impact York residents on low incomes.

Council notes that the allowance is sub-regionally calculated which results in an average allowance that falls short of even the lowest 30% priced private sector housing costs in the City.

Council is concerned that:

- many residents will be faced with possible homelessness, with the cost falling on the Council.
- there will be no housing for low paid workers who will be forced out of the City.

- c. the Housing Benefit cut will result in poor social cohesion and a lack of mixed communities.

Council requests the Chief Executive to write to Grant Shapps requesting that areas of high rent, such as the City of York Council, are given special consideration so that the Local Housing Allowance is not affected by lower rent in the sub - regional area.”

(ii) From Cllr Richardson

“Council acknowledges that the changes to ward funding provisions incorporated as part of CYC’s new “Neighbourhood Working” model will have the effect of reducing ward funding to York’s outer villages and will therefore significantly impact those activities this funding has previously supported, in particular local youth provisions in rural and suburban areas which rely on ward budget grants for most of their operating expenses.

Council therefore asks officers to prepare two reports for Cabinet:

Firstly, to examine how and where replacement money can be found to continue to fund youth provisions in York’s outer wards, given that these wards will no longer be able to rely upon ward-specific grants to fund their activities; and

Secondly, to review the issue of the funding of youth provisions on a council-wide basis to correct any anomalies which have developed over time between the funding of youth organisations within the city centre wards and those in the council’s outer wards in order to insure parity of funding for youth provisions throughout the city.”

(iii) From Cllr Reid

“Council notes the significant improvement in the proportion of waste that has been recycled under the previous Liberal Democrat administration, from 12% in 2003 to 45% in 2011.

Council supports the principle that waste collection and recycling should be convenient and fair to residents across the city.

In light of the fact that the Budget 2012/13 has deleted the provision of a Recycling and Reuse Centre in the west of the city,

Council requests that the Cabinet halts the closure plan for Beckfield Lane Household Waste Recycling Centre.

Council also supports the principle of the provision of a free receptacle for the collection of waste to all residents across the city requests that the provision of free black bin bags should continue to all areas of the city where wheeled bins are not in use.”

(iv) From Cllr Alexander

“Council believes that people and the economy do not recognise authority boundaries.

The Government’s enforced demise of the Regional Development Agencies and the drive towards Local Enterprise Partnerships have undermined the cohesion of the recognised regions and the counties.

Council resolves to lead a campaign for regional government for Yorkshire and the Humber.”

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 Member for Leisure, Culture and Social Inclusion, from Cllr Doughty:

“With reference to the Cabinet meeting of 6 March, Agenda item 7 (Neighbourhood Working – A New Approach), Part 7(d), Page 46 refers to 'Locating staff within wards, making them a 'hub' for local information so they can work more effectively with communities.' How will this work in reality when staffing numbers in the Neighbourhood Management

Unit have been significantly reduced?”

- (ii) To the Cabinet Member for Leisure, Culture and Social Inclusion, from Cllr Doughty:

“Part 7(e) of the report at Agenda item 7 of the Cabinet meeting of 6 March, (Neighbourhood Working – A New Approach), refers to 'introducing Facebook and Twitter and regularly getting messages out into the community.' I acknowledge social media might be a useful tool to assist in engaging with what will probably be a small number of younger people in the City but how does the Cabinet Member envisage the majority of the City's residents will be kept informed, particularly as the number of assisted Ward meetings and publications are being cut?”

- (iii) To the Cabinet Member for Leisure, Culture and Social Inclusion, from Cllr Doughty:

“With reference to the £130K portion of the Neighbourhoods budget, can the Cabinet please explain if a fee or percentage will be payable to the 'standalone third sector management organisation' who will be administering the bids and funding? How much will this be and will it be funded from the £130K portion?”

- (iv) To the Cabinet Member for Communities and Neighbourhoods, from Cllr D'Agorne:

“Which gritting routes and locations are to be removed from the network to achieve the budget savings and what criteria will be applied to determine which ward funded grit bins should be retained or removed?”

- (v) To the Cabinet Member for City Strategy, from Cllr D'Agorne:

“What further delays are anticipated in implementing Labour's manifesto commitment to introduce a 20mph limit in all residential areas in the city?”

- (vi) To the Cabinet Member for Communities and Neighbourhoods, from Cllr Galvin:

“Regarding the Beckfield Lane Waste Disposal Site, how many accidents to members of the public have there been in the past ten years and what were the circumstances of said

accidents (if any)?”

- (vii) To the Cabinet Member for Communities and Neighbourhoods, from Cllr Galvin:
“Has the likely increase in fly tipping near the Beckfield Lane Waste Disposal Site been considered as a result of its closure and if so what measures will be taken to deal with this eventuality?”
- (viii) To the Cabinet Member for Communities and Neighbourhoods, from Cllr Galvin:
“Have there been any consultations or surveys of users of the Beckfield Lane Waste Disposal facility prior to the decision to close this site?”
- (ix) To the Cabinet Member for Leisure, Culture and Social Inclusion, from Cllr Barton:
“Could the cabinet member tell us if she would agree that development of an attractive archive tourist/research centre in the centre of York incorporating the City Archives and elements of the Borthwick Institute and the Minster Archive collection would create an asset for both residents and visitors to the city?”
- (x) To the Cabinet Member for Leisure, Culture and Social Inclusion, from Cllr Barton:
“In preparing the cost estimates for the Community Stadium, have the pre- during- and post build salaries/expenses of the senior CYC officer responsible for delivery of the stadium and the cost of other officers working on the stadium project (as all or part of their responsibilities) been calculated and if so what is the total sum and over what period of time has this figure been calculated?”
- (xi) To the Cabinet Member for Leisure, Culture and Social Inclusion, from Cllr Barton:
“Assuming the Community Stadium project goes ahead, who will finance the additional training pitch which will be required and where will it be located?”
- (xii) To the Cabinet Member for Leisure, Culture and Social Inclusion, from Cllr Barton:
“What is the estimated working-life expectancy of the Waterworld complex and what plans have been made to

update its outdated technical requirements in the short term prior to replacement of the current facility?”

(xiii) To the Cabinet Member for Leisure, Culture and Social Inclusion, from Cllr Healey:

“Regarding the proposed Community Stadium, what financial incentives and/or subsidies if any will be made available by CYC to the successful bidder for the Operations Management contract for the stadium?”

(xiv) To the Cabinet Member for Leisure, Culture and Social Inclusion, from Cllr Healey:

“Regarding the Community Stadium, what financial liabilities will rest with CYC should either or both the football or rugby clubs become unable to meet their contractual obligations regarding the stadium and what steps will be put in place to limit the liability of CYC in this regard?”

(xv) To the Cabinet Member for Leisure, Culture and Social Inclusion, from Cllr Healey:

“Regarding the Community Stadium, should the NHS or the University of York St John fail to take part as tenants of the stadium, have potential alternative tenants been identified and have preliminary discussions been held?”

(xvi) To the Cabinet Leader, from Cllr Runciman:

“Will the leader please confirm the total reduction in the core government grant anticipated for the financial year 2012/13? And the subsequent reduction anticipated for the year 2013/14?”

(xvii) To the Cabinet Leader, from Cllr Runciman:

“Will the leader confirm that all officer and other supporting reports to be considered by Cabinet members will continue to be made available for public scrutiny on the Councils web site at least 1 week before the decision is scheduled to be taken?”

(xviii) To the Cabinet Member for City Strategy, from Cllr Hyman:

“Given that the planning inspector has confirmed that it is not the case that areas of search will not be touched “for at least 25 years”, will the Cabinet member now undertake a full public consultation on the use of Green Belt land?”

- (xix) To the Cabinet Member for City Strategy, from Cllr Hyman:
“Would the Cabinet member for City Strategy state when he now expects that new low emission buses will be introduced onto stage carriage services in the City?”
- (xx) To the Cabinet Member for Corporate Services, from Cllr Firth:
“Would the Cabinet member state how much the City of York Council has contributed towards the costs of providing present "free" WiFi access in the City Centre?”
- (xxi) To the Cabinet Member for Neighbourhoods and Communities, from Cllr Reid:
“Would the Cabinet member list for each Ward Committee in the City the votes cast for, and estimated costs of, each of the 10 most popular schemes balloted on in the autumn by residents and which of these schemes is likely to get the go ahead given the reduced level of funding now being made available?”
- (xxii) To the Cabinet Member for Neighbourhoods and Communities, from Cllr Orrell:
“What budgetary assumptions has the Cabinet member made on a likely increase in accident claims arising from the reduction in highways maintenance expenditure agreed by the Council at its last meeting?”
- (xxiii) To the Cabinet Member for Neighbourhoods and Communities, from Cllr Reid:
“Would the cabinet member state the number and type of lampposts that will remain to be tested and replaced at the end of the 12/13 financial year?”
- (xxiv) To the Cabinet Member for Neighbourhoods and Communities, from Cllr Firth:
“What assumptions did the Cabinet member make on the additional costs which would arise at the other two recycling centres in the City to reflect the transfer of activity from Beckfield Lane?”
- (xxv) To the Cabinet Member for Neighbourhoods and Communities, from Cllr Reid:
“Could the cabinet member outline the budget implications of

the additional cleansing costs to address the increase in fly tipping that has been forecast by one of his colleagues?”

(xxvi) To the Cabinet Member for Neighbourhoods and Communities, from Cllr Cuthbertson:

“Given the obvious effect on residents in the surrounding areas, why has there been no public consultation on the implications of the decision to close Beckfield Lane?”

(xxvii) To the Cabinet Member for Neighbourhoods and Communities, from Cllr Reid:

“Can the cabinet member confirm the total amount spent on road repairs in 2010/11, 2011/12 and the budget for 2012/13”

(xxviii) To the Cabinet Member Leisure, Culture and Social Inclusion, from Cllr Ayre:

“Could the Cabinet member state how much rental has now been received from the organisers of last year's Christmas Grotto in Exhibition Square and say whether she plans to repeat this, or a similar event, in 2012?”

(xxix) To the Cabinet Member Leisure, Culture and Social Inclusion, from Cllr Ayre:

“Can the Cabinet member please outline the total ward committee budget for each of the last four years and for this year?”

(xxx) To the Cabinet Member Leisure, Culture and Social Inclusion, from Cllr Ayre:

“Will the Cabinet Member confirm that all salt bins currently funded by Ward Committees will now be filled and refilled from the core budget?”

(xxxii) To the Cabinet Member for Education, Children and Young People's Services, from Cllr Ayre:

“Will the Cabinet member please provide assurances that Hempland Kids Club will not be evicted following the public consultation on Burnholme School?”

(xxxii) To the Cabinet Member for Education, Children and Young People's Services, from Cllr Aspden:

“Can the cabinet member commit to a successful future for

Street Sport following the ward committee cuts?”

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

“Can the cabinet member outline plans to cater for the needs of those people affected by the change in eligibility criteria from moderate to severe during the transitional period?”

(xxxiv) To the Cabinet Member for Crime and Community Safety from Cllr Orrell:

“Can the cabinet member outline what he considers his main achievement in the past year?”

(xxxv) To the Cabinet Member for Crime and Community Safety from Cllr Orrell:

“Does the cabinet member agree that his £14,700 Special Responsibility Allowance would have more direct effect on reducing low level crime and Anti-Social Behaviour if it was used to fund Community Ranger patrols in 3 Ward Committee areas?”

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

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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.