

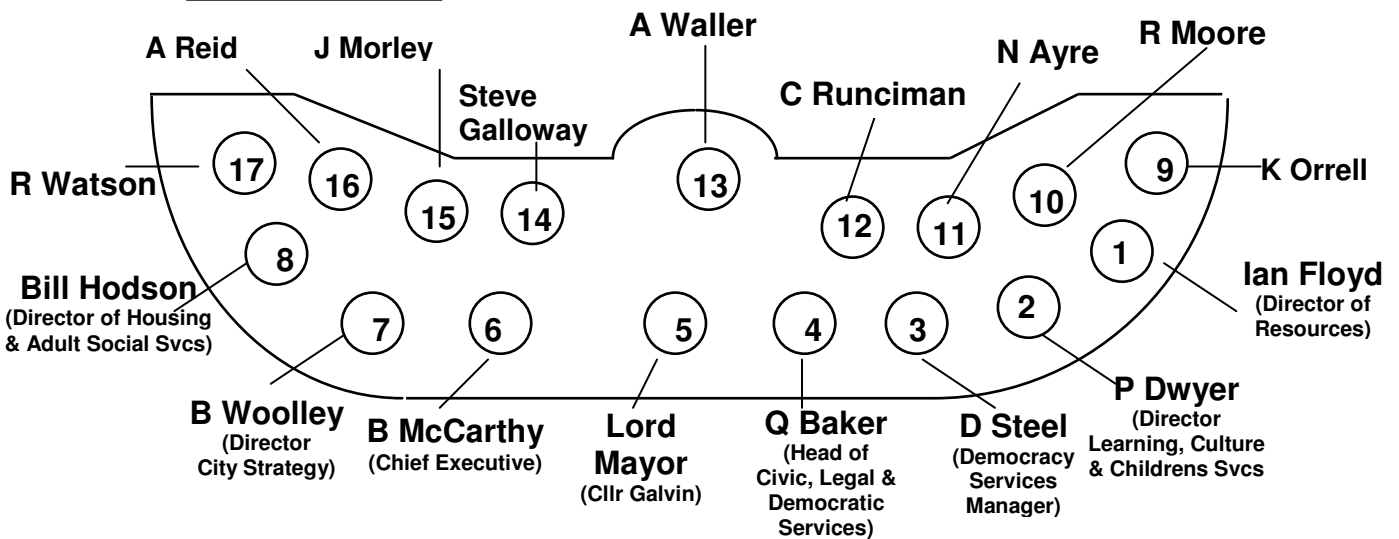
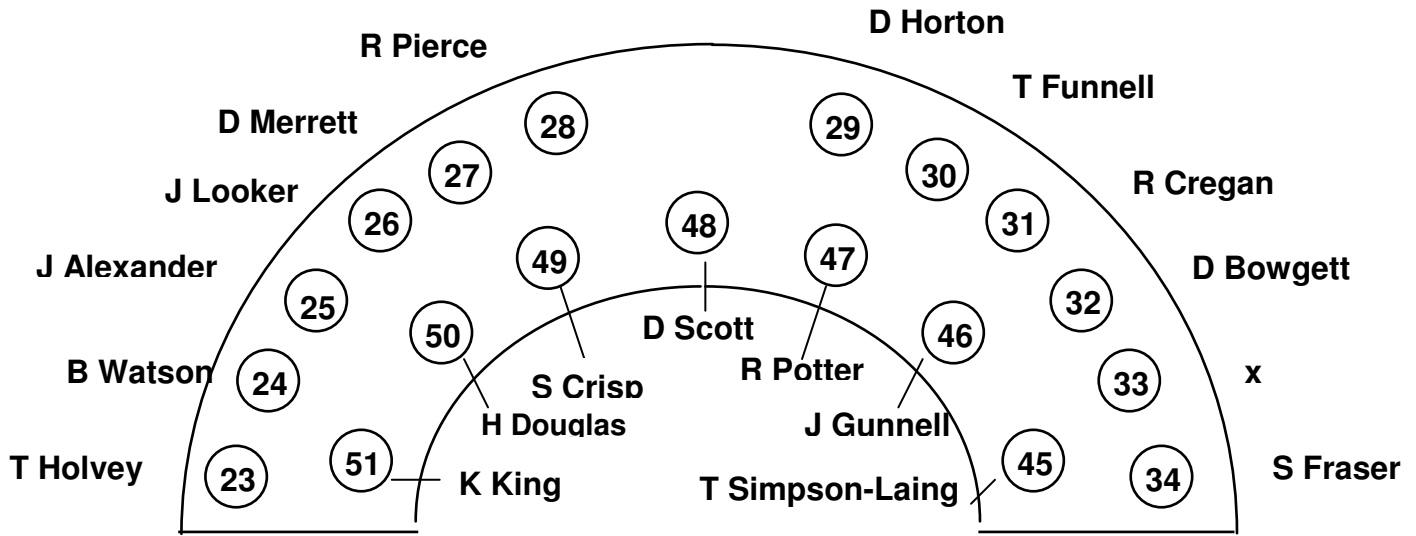
## CITY OF YORK COUNCIL SUMMONS

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, 9 July 2009 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. Minutes** (Pages 1 - 34)

To approve and sign the minutes of the Ordinary Council meeting held on 2 April 2009 and the Annual Council meeting held on 21 May 2009.

### **3. Civic Announcements**

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

### **4. Exclusion of Press and Public**

To consider excluding the press and public from the meeting during any discussion on the exempt minute relating to the Executive's recommendation on the Equal Pay Update at agenda item 7 (Report of Executive Leader and Executive Recommendations), on the grounds that it contains information in respect of which a claim to legal professional privilege could be maintained in legal proceedings, which is classed as exempt under paragraph 5 of Schedule 12A of the Local Government Act 1972 (as revised by The Local Government (Access to Information) (Variation) Order 2006).

### **5. Public Participation**

It is at this point in the meeting that members of the public who have registered their wish to speak regarding an item on the agenda or an issue within the remit of Council may do so. Anyone who wishes to register, or requires further information, is requested to contact the Democracy Officer for this meeting. Contact details are listed at the foot of this agenda. The deadline for registering is **5:00pm on Wednesday, 8 July 2009.**

### **6. Petitions**

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

- (i) Cllr King, on behalf of residents seeking a ban on the consumption of alcohol in Clarence Gardens.
- (ii) Cllr Potter, on behalf of residents seeking a 20 mph speed limit in residential streets in York.
- (iii) Cllr Gunnell, on behalf of residents of Nunmill Street supporting the provision of a 20 mph zone along the whole length of their street.
- (iv) Cllr Fraser, on behalf of residents calling for a 20 mph speed limit in streets in the Micklegate Ward.
- (v) Cllr Simpson-Laing, on behalf of residents calling for a 20 mph speed limit in Lidgett Grove and Newlands Drive.
- (vi) Cllr Douglas, on behalf of local residents regarding bollards in Westminster Road.
- (vii) Cllr Scott, on behalf of local residents regarding lighting on Grosvenor Road.
- (viii) Cllr Bowgett, on behalf of residents of Holgate asking for the no. 5 bus to take on the route of the former no. 16 (i.e., via Stonebow).

**7. Report of Executive Leader and Executive Recommendations** (Pages 35 - 48)

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

Meeting	Date	Recommendations
Executive	23 June 2009	Minute 26: <i>Community Stadium – Outline Business Case</i>
Executive	7 July 2009	Minute 27: <i>Equal Pay Update</i> Minute 38: <i>Customer Strategy (to follow)</i>

**8. Standards Committee**

**a) Annual Report** (Pages 49 - 54)

To receive the Annual Report of the Standards Committee for the Municipal Year 2008/09, which was approved by the Committee at its meeting on 26 June 2009.

**b) Protocol on Officer / Member Relations** (Pages 55 - 66)

To consider the recommendation made by the Standards Committee at their meeting on 26 June 2009 regarding a revised Protocol on Officer / Member Relations (*a copy of the revised Protocol is attached*).

**9. Scrutiny - Report of the Chair of the Scrutiny Management Committee** (Pages 67 - 70)

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

**10. Report of Executive Member** (Pages 71 - 76)

To receive a written report from the Executive Member for Corporate Services, and to question the Executive Member thereon, provided any such questions are registered in accordance with the timescales and procedures set out in Standing Order 8(2)(a).

Notice has been given of the following questions to the Executive Member:\*

(i) From Cllr R Watson:

“In his report the Executive Member describes the Place Survey results as 'extremely encouraging', please could he explain why he believes this to be the case?”

(ii) From Cllr Sunderland

“Could the Executive Member please inform Council of the percentage of invoices paid by the council within 30 days?”

(iii) From Cllr Keith Orrell

“Could the Executive Member explain the impact the recession has had on the collection rate for business rates?”

- (iv) From Cllr Christian Vassie  
“Following the success of the rollout of 450 'thin client' PCs as detailed in his report, could the Executive Member detail the future plans for the use of 'thin clients' in the council?”

*\*Note: the above questions were added to this agenda on 8 July 2009.*

## **11. 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://sql003.york.gov.uk/mgListOutsideBodies.asp?bcr=1>

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

- North Yorkshire Police Authority – Meeting held on 17/04/09
- Quality Bus Partnership – Meeting held on 12/03/09
- Regional Transport Forum - Meeting held on 20/03/09
- Safer York Partnership – Meeting held on 07/04/09
- Without Walls Partnership – Meeting held on 12/05/09
- York NHS Foundation Trust – Meeting held on 11/03/09
- Economic Development Partnership Board – Meeting held on 09/03/09

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

## **12. Appointments and Changes to Membership (Pages 77 - 78)**

To consider the appointments and changes to membership of committees and outside bodies set out on the list attached to this summons.



### 13. Notices of Motion

To consider the following Notices of Motion under Standing Order 11:

#### **A – Motions referred from the Executive in accordance with Standing Order 11(a)(i)**

None

#### **B – Motions submitted for consideration directly by Council, in accordance with Standing Orders 11(a)(ii)**

##### (i) From Cllr Morley

“Council notes that in the period 2005/06 to 2008/09 over £20m in council house rent income has been lost locally through negative subsidy under the Housing Revenue Subsidy System.

Council notes with regret that, had this money been retained in York as called for by this council in 2007, it could have been used to invest in new affordable housing to help residents in need of affordable housing and to help to protect jobs in the house building sector.

Therefore, Council resolves to support the LGA campaign calling for:

- The replacement of the current housing finance system with a new system that allows councils to retain 100% of locally-raised revenue and provides flexibility for investment in locally-determined priorities
- Support for council-led housing development to ensure that home-building continues during the recession

Council instructs the Chief Executive to write to local MPs expressing the views of Council and urging them to sign EDM 1683 supporting the LGA’s campaign.”

##### (ii) From Cllr Crisp

“This Council asks the Executive member for Leisure, Culture & Heritage to bring forward a report that:

- Sets out a clear program of the meeting dates for the

University Swimming Pool Steering Group for the remainder of the municipal year.

- Outlines a clear and final completion date for the University Pool
- Identifies a mechanism for the closing of the reported funding gap for the University Pool

and

- Outlines the Council's strategy to provide a pool in a City Centre location if completion at the University site by 2011 is not feasible and that that strategy has a clear and timely completion date.

And that this report will be brought to the next Council meeting in October 2009."

(iii) From Cllr Gillies

"Council notes the announcement by Lord Adonis, the transport secretary, on 1<sup>st</sup> July, concerning the future of the East Coast Main Line rail franchise.

Council expresses grave concerns about the stability of jobs and must ensure it does all within its powers to protect the jobs of those currently working for National Express East Coast in the City long term, and also to represent the interests of fare paying passengers traveling to and from York.

Council therefore requests:

- That the Chief Executive requests a meeting urgently with the main party leaders, National Express, the City's MPs, trades union leaders and the Minister of State for Transport, Lord Adonis, to secure the long term future of East Coast Main jobs in York and vital rail connections to and from the City."

(iv) From Cllr Fraser

"Council condemns the lack of commitment shown by the current administration to improving community safety and tackling crime, such as domestic burglary.

Despite their Lib Dem 2003 Election manifesto pledge to

‘promote crime prevention measures, especially in the estates’, and their public support for alleygating at the time, Council notes that this Lib Dem Executive has:

- Failed to allocate resources to implement a strategic approach to implementing alleygating in vulnerable areas of the city.
- Adopted a dismissive approach to ensuring adequate staffing to support a planned programme of alleygating in areas of the city particularly susceptible to acquisitive crime.
- Failed to take steps to ensure the maintenance of alleygates where, through the efforts of local ward members and funding from ward committees and Safer York Partnership budgets (supported by funds allocated from the Home Office), gates have been installed.

Council calls on the Executive to draw up a strategy to ensure a detailed programme of properly funded alleygating schemes across the city and which ensures that once gates are installed, they are properly maintained.”

(v) From Cllr Holvey

“Council regrets the decision by Royal Mail to move some of their distribution service from the Leeman Road Sorting Office to Leeds and notes with concern the impact this will have on jobs in the City as well as the environmental damage caused by extra transportation required.

Council emphasises the importance of maintaining a sorting office in York and the retention of a YO postmark, for the protection of jobs in the City, York City’s identity in the international tourism community and to save on unnecessary transportation of mail.

Council therefore instructs the Chief Executive to write to Royal Mail to express their concerns and to stress the importance of maintaining a sorting office in the City.”

#### **14. Questions to the Executive Leader and Executive Members received under Standing Order 10(c)**

To deal with the following questions to the Executive Leader and / or other Executive Members, in accordance with Standing Order 10(a):

- (i) To the Executive Member for City Strategy, from Cllr Alexander:  
“Can the Executive Member for City Strategy please tell me why Council officers have said that an authorised new bus stop on Hamilton drive cost £2,000 but an authorised replacement bus stop on Hamilton Drive East only cost £85?”
- (ii) To the Executive Member for City Strategy, from Cllr Fraser:  
“Can the Executive Member for City Strategy explain the inordinate delay in ensuring that the CCTV camera installed on Bishopthorpe Road becomes operative?”
- (iii) To the Executive Member for City Strategy, from Cllr Firth:  
“Would the Executive Member comment on the latest bus usage and bus reliability performance in the City?”
- (iv) To the Executive Member for Neighbourhood Services from Cllr Aspden:  
“Can the Executive Member give an update on progress made towards using the Sustainable Communities Act to benefit York?”
- (v) To the Executive Member for Leisure, Culture and Social Inclusion, from Cllr Alexander  
“Can the Executive Member for Leisure, Culture & Social Inclusion describe his objectives for the coming year and how he plans to overcome problems within the portfolio area that his predecessor could not?”
- (vi) To the Executive Member for Housing & Adult Social Services, from Cllr Horton:  
“Will the new Executive Member for HASS explain to myself, my fellow Ward Councillor and the residents of Almsford Road, the cost to the Council in Officer time and

other costs, in relation to the failed attempt to bring 17 Almsford Road in to affordable housing usage?"

### **15. Urgent Business**

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

Democracy Officer for this meeting:

Name: Fiona Young

Contact details:

- Telephone – (01904) 551027
- E-mail – [fiona.young@york.gov.uk](mailto:fiona.young@york.gov.uk)

For more information about any of the following please contact the Democracy 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.