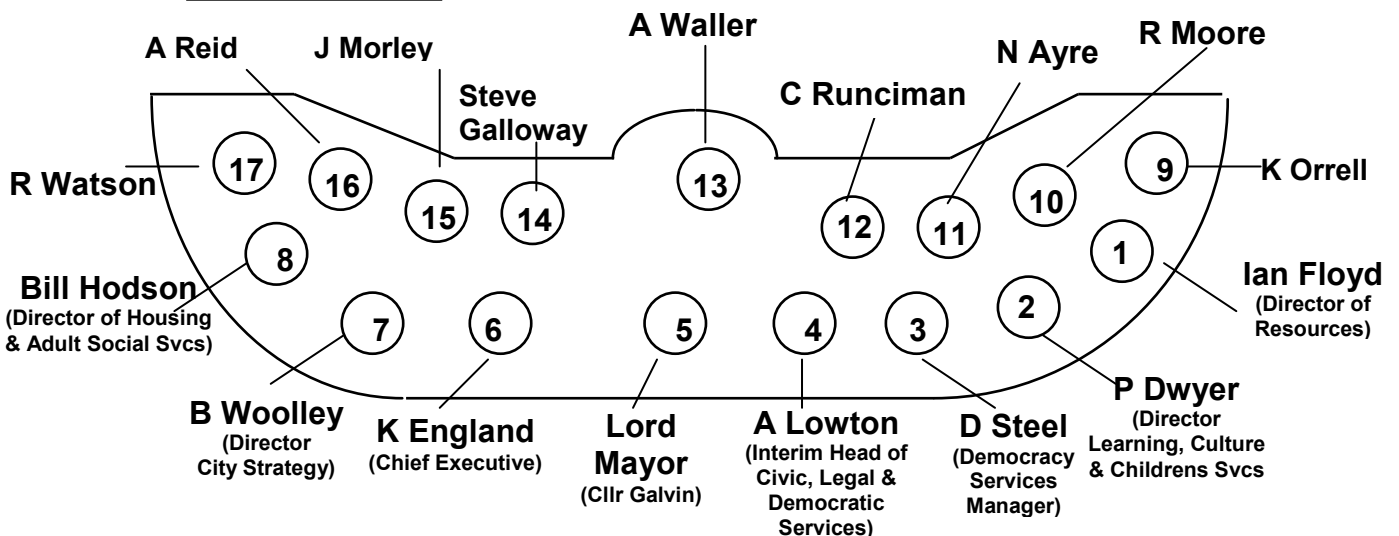
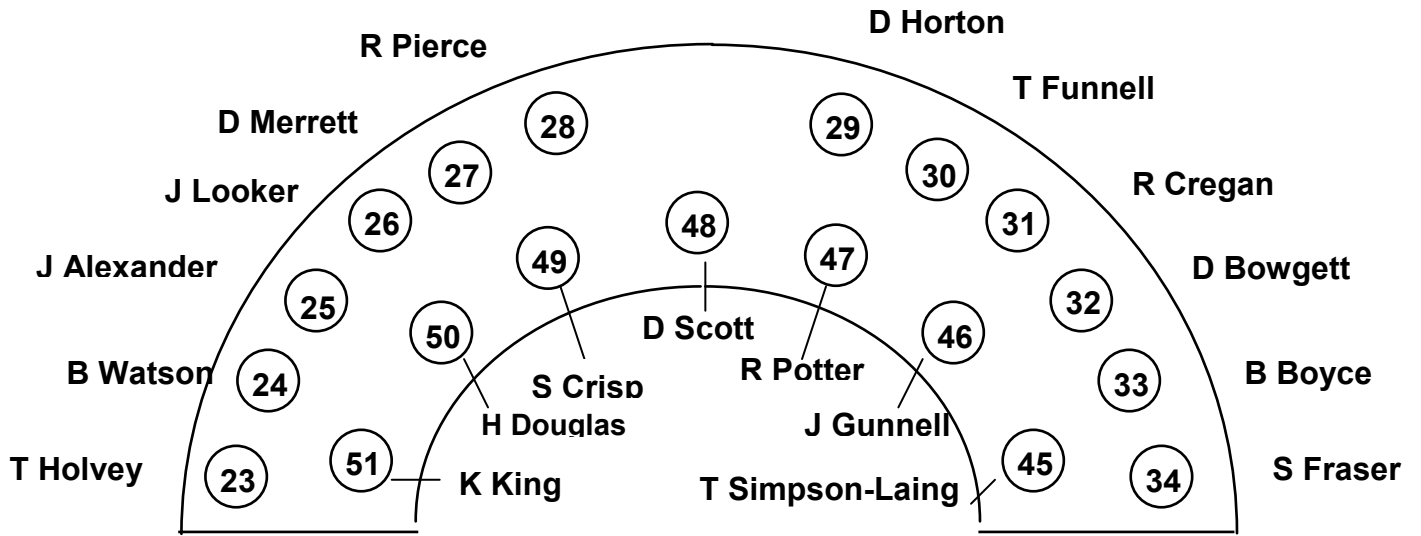


CITY OF YORK COUNCIL SUMMONS

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, 8 April 2010 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 - 48)

To approve and sign the minutes of the Ordinary Council meeting held on 4 February 2010 and the Budget Council meeting held on 25 February 2010.

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, 7 April 2010**.

5. 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 Gillies, on behalf of local residents calling on the Council to adopt the footpath between Brackenhills and The Green Upper Poppleton.
- (ii) Cllr Simpson-Laing, on behalf of local residents calling for the introduction of a 20 mph zone in Almsford Drive.
- (iii) Cllr Simpson-Laing, on behalf of Carr Junior School requesting the installation of dog dirt bins.

6. Report of Executive Leader (Pages 49 - 56)

To receive and consider a written report from the Leader on the work of the Executive. There are no recommendations from the Executive to be considered at this meeting.

7. Urgent Motion

To consider an urgent motion, to be submitted on behalf of all parties, in relation to the closure of Jarvis.

8. Scrutiny - Report of the Chair of the Scrutiny Management Committee (Pages 57 - 60)

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

9. Report of Executive Member (Pages 61 - 68)

To receive a written report from the Executive Member for Leisure, Culture and Social Inclusion, 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 8.2.1.

10. 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)

- Local Government North Yorkshire & York – meeting on 5/10/09
- Economic Development Partnership Board – meeting on 19/10/09
- York & North Yorkshire Waste Management Partnership – meeting on 3/12/09
- North Yorkshire Fire & Rescue – meetings on 9/12/09 and 10/2/10
- Safer York Partnership – meeting on 1/2/10
- NHS Foundation Trust – meeting on 16/12/09

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

11. Appointments and Changes to Membership (Pages 69 - 70)
To consider the appointments and changes to membership of committees and outside bodies set out on the list attached to this summons.

12. Notices of Motion

To consider the following Notices of Motion under Standing Order 12:

A – Motions referred from the Executive 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 Waller

“Council notes the concern of local businesses about the recent revaluation of business rates and the confusion that the complex system has caused at a time when businesses are still struggling with the effects of the recession.

Council believes that short term measures can be taken to help local businesses take advantage of an economic recovery, including making Small Business Rate Relief automatic and rebalancing the burden on small independent shops.

In the long term Council believes that fundamental reform of business rates is necessary to introduce a fairer system where rates are based on site values rather than rental values, encouraging businesses to invest in their premises rather than penalising them.

Council also believes that allowing Council to retain a proportion of the business rates collected in the area would help to promote local initiatives which would stimulate the local economy.

Council therefore asks the Chief Executive to write to the Business Secretary and Shadow Business Secretaries expressing the concerns of Council and calling for reform of business rates to be a priority for the incoming Government.”

(ii) From Cllr Scott

“Council welcomes the imminent opening of the City’s ninth Children’s Centre at Knavesmire Primary School.

Council recognises the positive impact that Children’s Centres have made on the lives of children and families in the City of York since 2006.

Council is appalled that David Cameron’s Conservative Party has publicly stated that it would cut £200m, a 19.5% cut in funding forcing one in five Children’s Centres to close. It is also proposed to restrict the Department for Children, Schools and Families budget to a 1% increase for 2010/11, representing a £300m cut in real terms.

The proposed cut would translate to the closure of 569 centres nationally and 2 in York.

Council requests the Chief Executive to write to:

- 1) David Cameron MP, expressing its total opposition to the proposals outlined in Conservative Party Policy, highlighting the damage to York communities and families.
- 2) Candidates of the main political parties for York Central and York Outer, asking them to oppose any proposed cuts and asking for their support for the continued funding to enable all Children’s Centres to remain open and offer the same range of facilities and service as currently provided.”

(iii) From Cllr Watt

“This Council pledges that it will not pursue congestion charging in York for the duration of the current administration.”

(iv) From Cllr Potter

“Council welcomes:

- The presence of Police Community Support Officers (PCSOs) on York’s streets since they were introduced as a result of the Police Reform Act 2002;
- The continual improvement in reducing crime in York and North Yorkshire as a result of the national Neighbourhood Policing strategy, of which PCSOs are a key part;
- The role of PCSOs in reducing levels of crime and increasing public confidence;
- The improved responsiveness of the Police at the local level since PCSOs were established.

Council is therefore appalled at Conservative proposals to abolish PCSOs. It believes this would be a retrograde step and demonstrates a party that is soft on crime.

Council asks the Chief Executive to write to Conservative Leader David Cameron, expressing Council’s deep-seated concerns about the implications of implementing such a policy and urging him to reconsider his party’s stance on the issue.

Council also requests the Chief Executive to write to each of the Parliamentary candidates for York Central and York Outer, expressing the same view.”

(v) From Cllr Runciman

“Council holds the view that excellence in education for all can best be achieved by promoting life long learning and that this should continue to be one of the top priorities for government.

Council recognises that promoting such opportunities has long been the work of those who work in Adult and Continuing Education and knows that their distinctive approach has enabled many who have come back into the education system later in life to achieve their potential.

Council deplores the steady undermining of lifelong learning opportunities by this Government, demonstrated by the recent announcement that almost all funding for part time courses, particularly in Further Education Colleges, will be cut. This will reduce access to both part time vocational and non-vocational courses, which are often the way that mature learners return to learning, as well as providing emotional and social support to those who are or have been isolated members of society.

Council resolves to express as strongly as possible to the Department for Children, Schools and Families its opposition to this cut and to make representations that it should be reversed.

Council also requests Officers to prepare a report to the Executive setting out the likely effects of these cuts on the City's economy."

13. Constitutional Update (Pages 71 - 98)

To consider a report of the Head of Legal, Civic and Democratic Services which details proposed re-alignments of Officer delegations arising from the recent re-organisation of the Council's services into four Directorates and sets out a number of minor changes to Council Standing Orders, to reflect more appropriately the way in which Council meetings are actually run.

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 11.3(a):

(i) To the Executive Member for City Strategy, from Cllr Simpson-Laing:

"Will the Executive Member detail the start date and the works to be undertaken to the dangerous No. 4 Station bus stop and cycle lane?"

- (ii) To the Executive Member for City Strategy, from Cllr Gillies:
“Does the Executive Member have any indication whether the £22.9 million provisionally agreed by the Government to be put towards York’s Park & Ride schemes will be secured before the General Election?”
- (iii) To the Executive Member for City Strategy, from Cllr Merrett:
“Would the Executive Member indicate the cost, including staff time, of developing the area action plan for York Northwest to date, and the separate costs of preparing the preceding development briefs for the York Central site?”
- (iv) To the Executive Member for City Strategy, from Cllr Healey:
“Can the Executive Member tell Council when it can expect the Water End Review report to be published?”
- (v) To the Executive Member for City Strategy, from Cllr Firth:
“Can the Executive Member give an update on the progress made in achieving funding for the new Park & Ride sites in the City?”
- (vi) To the Executive Member for Housing & Adult Social Services, from Cllr Simpson-Laing:
“Can the Executive Member inform Council of how many families, adults with one or more children under 8 years old, are living in one bedroom accommodation in the City’s boundaries as of the 1st March 2010?”
- (vii) To the Executive Member for Housing & Adult Social Services, from Cllr Simpson-Laing:
“Can the Executive Member inform Council of how many families, adults with one or more children under 4 years old, are living in first and second floor accommodation in the City’s boundaries as of the 1st March 2010?”
- (viii) To the Executive Member for Housing & Adult Social Services, from Cllr Scott:
“Has the Executive Member concluded any agreement with the PCT to replace the Respite Care that will be removed

by your party's budget for 2010/11?"

- (ix) To the Executive Member for Housing & Adult Social Services, from Cllr Sue Galloway:
"Can the Executive Member give a summary of the outcomes of the recent Annual Housing Satisfaction Survey?"
- (x) To the Executive Member for Corporate Services, from Cllr Watt:
"Can the Executive Member tell Council what the average business rate rise will be for businesses in York for the period 1 April to 31 March 2011?"
- (xi) To the Executive Member for Corporate Services, from Cllr Healey:
"Do the auditors have a view on City of York Council's medium-term financial strategy?"
- (xii) To the Executive Member for Corporate Services, from Cllr Healey:
"Has the Executive Member or any Officers received, either formally or informally, any guidance from HM Government regarding future grant settlements?"
- (xiii) To the Executive Member for Corporate Services, from Cllr Healey:
"Can the Executive Member give Council the benefit of his opinion as to how prudent it is to assume a 0% increase in City of York Council's grant settlement from 2011?"
- (xiv) To the Executive Member for Corporate Services, from Cllr Healey:
"Could the Executive Member update Council on City of York Council's current level of reserves, on whether this amount is more or less than the minimum recommended level as defined by the auditors and, should the reserve levels fall below this minimum recommended level, explain the reasons why?"

- (xv) To the Executive Member for Corporate Services, from Cllr Brian Watson:
“Will the Executive Member outline what alternatives to demolition were investigated and considered before the decision to demolish the Peasholme Centre at Peasholme Green was made?”
- (xvi) To the Executive Member for Neighbourhood Services, from Cllr Gillies:
“Can the Executive Member tell Council when the temporary tarmac repairs on Lendal Bridge will be replaced, and will they be replaced with Yorkshire flagstone?”
- (xvii) To the Executive Member for Leisure, Culture & Social Inclusion, from Cllr Crisp:
“What are the Executive Member’s plans to improve and promote Social Inclusion in the City, particularly in relation to BME residents?”
- (xviii) To the Executive Member for Leisure, Culture & Social Inclusion, from Cllr Crisp:
“Could the Executive Member outline how he hopes to maintain and improve access to the Guildhall in relation to DDA requirements, so that all meeting rooms, including the Council Chamber, are accessible without prior notice?”
- (xix) To the Executive Member for Leisure, Culture & Social Inclusion, from Cllr Crisp:
“Can the Executive Member inform Council what progress has been made concerning discussions with York Museums Trust over the possible location of the winter ice rink being in the Museum Gardens?”
- (xx) To the Executive Member for Children & Young People’s Services, from Cllr Aspden:
“Can the Executive Member give an update on the outcome of the recent Local Government Chronicle Awards, at which York’s Children’s Services were nominated for an award?”

(xxi) To the Executive Member for Children & Young People's Services, from Cllr Orrell:

"Can the Executive Member provide an update on the opening of the new school building for Joseph Rowntree School?"

(xxii) To the Executive Member for Children & Young People's Services, from Cllr Hyman:

"Can the Executive Member explain how the new Joseph Rowntree building will be made available for community use?"

15. Urgent Business

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

Democratic Services Officer for this meeting:

Name: Fiona Young

Contact details:

- Telephone – (01904) 551027
- E-mail – fiona.young@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.