

City of York Council

Resolutions and proceedings of the Meeting of the City of York Council held in The Citidal, Gillygate, York on Thursday, 13th December, 2018, starting at 6.30 pm

Present: The Lord Mayor (Cllr Keith Orrell) in the Chair, and the following Councillors:

Acomb Ward

Bishopthorpe Ward

K Myers
S Barnes

Clifton Ward

Copmanthorpe Ward

D Myers
Wells

Carr

Dringhouses & Woodthorpe Ward

Fishergate Ward

Fenton
Mason
Reid

D'Agorne
D Taylor

Fulford and Heslington Ward

Guildhall Ward

Aspden

Craghill
Flinders

Haxby & Wigginton Ward

Heworth Ward

Cuthbertson
Gates

Boyce
Funnell
Williams

Heworth Without Ward

Holgate Ward

Ayre

Cannon
K Taylor

Hull Road Ward

N Barnes
Pavlovic
Shepherd

Huntington and New Earswick
Ward

Cullwick
Orrell
Runciman

Micklegate Ward

Crawshaw
Hayes
Kramm

Osbalwick and Derwent Ward

Brooks
Warters

Rawcliffe and Clifton Without Ward

Dew
Lisle
Rawlings

Rural West York Ward

Gillies
Steward

Strensall Ward

Doughty
Douglas

Westfield Ward

Hunter
Jackson
Waller

Wheldrake Ward

Mercer

Apologies for absence were received from Councillors Galvin, Looker and Derbyshire

40. Declarations of Interest

Members were invited to declare at this point in the meeting any personal interests not included on the Register of Interests, any prejudicial interests or any disclosable pecuniary interests they might have in the business on the agenda.

The following **personal** interests were declared:

<u>Councillor</u>	<u>Agenda Item</u>	<u>Description of Interest</u>
Williams	8. Motion (i) Children & Young People's Emotional Health and Wellbeing	Partner works for Humber, Coast and Vale STP
	8. Motion (iv) Crime and Anti-social Behaviour (ASB)	Serving Magistrate in York
Pavolvic	8. Motion (iv) Crime and Anti-social Behaviour (ASB)	Previously employed as a Director of an offender accommodation project and a former probation officer
Rawlings	8. Motion (iii) Provision for electric charging points for vehicles in new homes and businesses	Owens an electric vehicle
Orrell	8. Motion (iii) Provision for electric charging points for vehicles in new homes and businesses	Owens a hybrid electric vehicle
S Barnes	8. Motion (ii) Parks and Open Spaces	Chair of Friends of Acomb Park

The following **prejudicial or disclosable pecuniary** interests were declared:

<u>Councillor</u>	<u>Agenda Item</u>	<u>Description of Interest</u>
Flinders	6. Report of Executive Leader and Executive Recommendations and Questions	York Central – Employed by Network Rail

41. Minutes

Councillor D’Agorne raised his concern that the minutes of the last meeting held on 25 October 2018 were in part incomplete as they did not minute answers to questions posed during that meeting. Officers stated they would clarify the position outside of the meeting.

Resolved: That the minutes of the last meeting of Council held on 25 October 2018 be approved and then signed by the Chair as a correct record.

42. Civic Announcements

The Lord Mayor informed Council that a range of gifts had been received from Chinese delegates and were on display in the meeting room.

He then welcomed Amanda Hatton, who had recently joined City of York Council as the Corporate Director of Children, Education and Communities.

Finally he congratulated Councillor Cannon and her husband who had recently celebrated their 50th wedding anniversary.

43. Public Participation

Five members of the public had registered to speak at the meeting under the Council’s Public Participation scheme.

Maisie Outheart, Deputy Member of Youth Parliament, spoke on the Labour group motion on Children & Young People’s Emotional Health and Wellbeing. She stated that, in 2017, 70% of young

people with mental health issues did not receive appropriate or timely intervention. She stressed that mental health should be given parity with physical health and that dedicated time should be allocated to this in schools. Finally she highlighted the pressure placed on students by schools, and the current exam system, and the way this contributed to poor mental health.

Liz Court also spoke on the Labour group motion, as the parent of a child suffering with significant mental health issues. She detailed the struggle her child was having accessing appropriate intervention and the unacceptable delays they had faced as a family. She stated that an underfunded system was failing children and young people. Finally she stated that due to these delays her child was no longer able to access mainstream education.

Claire Douglas, a resident and Chair of Tang Hall Community Centre, spoke on the Labour group motion on Crime & Anti-social Behaviour. She highlighted the impact that cuts to the police force had on residents who were dealing with rising levels of anti social behaviour (ASB), particularly the most vulnerable in the community. She stated that the lack of visibility of police on the streets, which also made early intervention impossible, was leading to more drugs, gangs and young people getting dragged in to ASB.

Colin Metcalf spoke, on behalf of the York Hackney Carriage Association, to discuss the recommendations of the Gambling, Licensing & Regulatory Committee. He spoke on his concerns over the recent cancellation of a meeting of Gambling, Licensing & Regulatory Committee. He also updated Members on legal advice the local taxi trade had received in relation to UBER continuing to operate in the City.

Wendy Loveday spoke, on behalf of the York Private Hire Association, to discuss the recommendations of the Gambling, Licensing & Regulatory Committee. She spoke on her belief that UBER were operating in York illegally. She stated that several local authorities had requested copies of the legal advice procured by York taxi drivers. She stated that UBER had not yet commented on this advice. Finally she explained that licensing areas were controlled by Local Authorities and that UBER did not have licensing authority.

44. Petitions

Under Standing Order 15, the following petitions were presented by the following Members for reference to the Customer and Corporate Services Scrutiny Management Committee, in accordance with the Council's petition arrangements:

Councillor Crawshaw, on the topic of delays to the flood defences at Clementhorpe, in the Mickelgate Ward.

Councillor Hunter then presented four petitions as follows:

(i) regarding the following improvements prior to any further building work starting in the Hob Moor area:

- Improving the access along Kingsway West/Ascot Way, removing where necessary, the grass verge
- Providing dropped kerbs of lay-by parking where this doesn't already exist
- Providing alternative, modern, children's play facilities before any existing provision is removed

(ii) regarding having roads and footpaths in the Ridgeway area repaired and, where necessary, resurfaced and that grass verges be "edged" and hedges trimmed back so that the original widths of footpaths are restored.

(iii) regarding having roads and footpaths (including speed cushions) at the low numbered end of Askham Lane repaired and that grass verges be "edged" and that hedges/trees are trimmed back so that the original width of the footpath is restored.

(iv) calling on Talk Talk to repair the footpaths and verges that they have damaged during their works.

Action Required

1 Refer to Customer and Corporate Services 1 LC
Scrutiny Management Committee for consideration

45. **Report of Executive Leader and Executive Recommendations and Questions**

A. Executive Leader's Report

A written report on the work of the Executive was received from the Executive Leader, Cllr Gillies.

Members were then invited to question the Leader on his report and questions were received from the floor from the following Members in relation to the subjects listed:

- Cllr D Taylor – funding for work on the Outer Ring road and the impact on traffic congestion
- Cllr D Myers – York's Housing Infrastructure Fund Bid
- Cllr Craghill – Ensuring affordable housing on the York Central site remained affordable
- Cllr Hayes – The possible loss of Lendal Post Office

Cllr Gillies responded directly to all the questions put to him, including supplementary questions.

B. Executive Recommendations

York Central Enterprise Zone Investment Case

Cllr Gillies moved and Cllr Waller seconded, the following recommendation contained in minute 76 of the Executive meeting held on 29 November 2018.

Recommended: That Council approve a total capital budget of £155m, including an additional contribution from City of York Council of £35m, to deliver the enabling infrastructure and open up York Central for the delivery of the masterplan and for future allocation of this budget to be agreed by the Executive.

Reason: To ensure the delivery of York Central and to provide funding for enabling infrastructure, including a new access route to York Central, within the timescale of available grant funding.

On being put to the vote, the recommendation was declared CARRIED and it was:

Resolved: That the above recommendation in respect of the York Central Enterprise Zone Investment Case be approved.

1

Capital Programme - Monitor 2 2018/19

Cllr Gillies moved and Cllr Waller seconded, the following recommendation contained in minute 77 of the Executive meeting held on 29 November 2018.

Recommended: That Council approve the adjustments resulting in a decrease of £122.243m in the 2018/19 budget, as detailed in the report and in Annex A.

Reason: To enable the effective management and monitoring of the council's capital programme.

On being put to the vote, the recommendation was declared CARRIED and it was:

Resolved: That the above recommendation in respect of the Capital Programme – Monitor 1 2018-19 be approved.²

Action Required

1 To note the resolution in relation to the York Central Enterprise Zone Investment Case	1 NF
2 To note the resolution in relation to the Capital Programme	2 IF

46. Report of Deputy Leader and Questions

A written report was received from Cllr Waller, the Deputy Leader, on his portfolio area.

Members were then invited to question Cllr Waller on his report and questions were received from the floor from the following Members in relation to the subjects listed:

- Cllr Craghill – Waste and recycling vehicles and on going co-mingling of waste with supplementary questions from Cllr Craghill and Cllr D'Agorne
- Cllr Warters – Waste collection and co-mingling

- Cllr Williams – Westfield Primary School Capital Improvements and what made this a ‘One Planet York’ scheme with supplementary questions from Cllr Williams and Cllr S Barnes

Cllr Waller responded directly to all the questions put to him, including supplementaries.

47. **Motions on Notice**

Motions submitted for consideration directly by Council, in accordance with Standing Order 23.1.

Councillor Aspden moved, and Councillor Kramm seconded, a motion without notice to suspend Standing Order 23.1, in order to submit an additional motion on Brexit, in view of the ongoing pressing debate around Brexit issues, nationally, regionally and locally.

On being put to the vote this motion fell.

The Lord Mayor then proceeded with the remaining business on motions.

(i) Children & Young People’s Emotional Health and Wellbeing

(Proposed by Councillor Crawshaw and seconded by Councillor Warters)

Council notes that:

1 in 8 Children & Young People aged 5-19 in England have a recognisable mental health disorder, rising to 1 in 6 amongst 17-19 year olds with a fifth of girls in this age group having self-harmed or tried to kill themselves;

The top priority for York’s 5351 Young People who took part in the 2018 UK Youth Parliament’s “Make Your Mark” survey was mental health;

A range of factors can negatively impact upon the emotional health and well-being of Children & Young People but as a Council we recognise that:

- Children from low-income households are four times more likely to experience poor mental health than their peers;
- Children with an EHCP (formerly a statement of SEND) are nine times more likely to experience poor mental health than their peers;
- Increasingly narrow school curriculums and a growing emphasis on high stakes testing have a negative impact on the emotional health and well-being of Children and Young People.

Council acknowledges that:

- Support for young people experiencing mild to moderate mental health difficulties is not always available fast enough or at an early enough stage to prevent escalation;
- Accessing CAMHS services in York takes too long and thresholds are too high;
- York's A&E admissions for self harm in children and young people are the highest in the Yorkshire and Humber region;
- York's suicide rate is far too high, placing us in the bottom three in the region;
- Substance misuse amongst Under 18s in York is rising.

The Youth Parliament argues that mental health services should be improved with young people's help and should be available in schools. Public Health England considers developing resilience during childhood a powerful way of preventing or minimising mental health problems in adulthood.

Council believes that:

Signs of poor mental health and distress can be viewed as an understandable and reasonable response to difficult life circumstances meaning that interventions to tackle the root causes of poor mental health as well as those addressing its effects are required;

The School Well-Being Service and Substance Misuse support services should both be given greater priority

when it comes to the setting of the council's annual budget;

Mental Health outcomes for the city's young people should be given parity with educational outcomes when council officers are evaluating city-wide school performance and improvement;

Schools and Colleges cannot reasonably be expected to manage this crisis alone and without appropriate resource.

Council resolves:

- To request the Executive to formally consult York Youth Council, York's Members of the Youth Parliament, I Still Matter, Show Me That I Matter, York's schools' and colleges' pastoral leads, the Youth Offending Team and other such relevant bodies on the sufficiency of existing Child and Adolescent mental health support services in the city;
- That Leaders of all political groups jointly write to the Vale of York CCG calling for more funding to be made available for CAMHS services in the city;
- To ask the Executive Leader to write to the Secretary of State for Education expressing Council's deep concern at the negative impacts of insufficient school funding, high-stakes testing and low household incomes on the emotional health and well-being of York's Children & Young People.

Councillor Doughty proposed, and Councillor Rawlings seconded, an amendment to the above motion as follows:

Amend the second bullet point after 'Council resolves' by deleting all after 'Vale of York CCG' and adding the following:

'and ask that the CCG work with CYC and partners to give this area increased focus and funding where possible.

Council is fully supportive of parity of esteem between mental and physical health, however it is also aware of the financial pressures on the Vale of York CCG and remains concerned that if the CCG are to allocate more funding from a fixed pot for CAMHS services, it may cause even more pressures on other important areas of service. Council therefore suggests CYC work with the CCG and ask the CCG to ensure that the increased funding they are likely to receive from the soon to be announced NHS Long Term Plan is transparently allocated to supporting the mental health of children and young people in York rather than just the single NHS delivered CAMHS service.'

A vote was then taken on the amendment which was LOST.

A vote was then taken on the original motion, which was CARRIED, and it was:

Resolved: That the motion, as set out above, be approved.¹

(ii) Parks and Open Spaces

(Proposed by Councillor K Myers and seconded by Councillor Brooks)

Council notes that continuing development within York, although welcome and necessary, will, without proper planning, reduce open amenity space both in the city centre and in outlying villages.

There are growing mental health problems relating to stress throughout the UK, to which York is not immune, which the development of small, informal parks ('pocket parks') could help address by creating areas of peace and tranquillity.

Such spaces need not be extensive or expensive to run, for example the Bar Walls have at least six areas already identified which could be used to install a few bench seats and a waste bin.

It might also be possible to encourage some of these 'pocket' parks to become 'pocket' allotments should there be community interest in doing so.

Whilst much work has been done by councillors of all parties, neighbourhood groups and other organisations to create and care for 'pocket' parks and small areas of informal green space, there is a lack of systematic identification and support which prevents the development of as many of these green spaces as possible.

Council therefore requests a report to an early meeting of the Executive in 2019 which will involve officers liaising with ward councillors, community groups and others to identify land (whether council owned or acquirable) throughout all parts of the city that could lend itself to the installation of small, informal open spaces and parks.

Councillor Kramm moved, and Councillor Craghill seconded, an amendment to the above motion, as follows:

Add a final paragraph

'Council also requests Executive, in conjunction with the preparation of the report, to identify sufficient budget to begin implementation of these proposals in the coming financial year. The report should fully consider how any new pocket parks and informal green spaces will be maintained in the long term'

On being put to the vote, the amendment was declared CARRIED.

A vote was then taken on the original motion, as altered by Councillor Kramm's amendment, which was CARRIED, and it was:

Resolved: That the original motion, as altered by Councillor Kramm's amendment, be approved as set out below²:

'Council notes that continuing development within York, although welcome and necessary, will, without proper

planning, reduce open amenity space both in the city centre and in outlying villages.

There are growing mental health problems relating to stress throughout the UK, to which York is not immune, which the development of small, informal parks ('pocket parks') could help address by creating areas of peace and tranquillity.

Such spaces need not be extensive or expensive to run, for example the Bar Walls have at least six areas already identified which could be used to install a few bench seats and a waste bin.

It might also be possible to encourage some of these 'pocket' parks to become 'pocket' allotments should there be community interest in doing so.

Whilst much work has been done by councillors of all parties, neighbourhood groups and other organisations to create and care for 'pocket' parks and small areas of informal green space, there is a lack of systematic identification and support which prevents the development of as many of these green spaces as possible.

Council therefore requests a report to an early meeting of the Executive in 2019 which will involve officers liaising with ward councillors, community groups and others to identify land (whether Council owned or acquirable) throughout all parts of the city that could lend itself to the installation of small, informal open spaces and parks.

Council also requests Executive, in conjunction with the preparation of the report, to identify sufficient budget to begin implementation of these proposals in the coming financial year. The report should fully consider how any new pocket parks and informal green spaces will be maintained in the long term.'

(iii) Provision for electric charging points for vehicles in new homes and businesses

(Proposed by Councillor Fenton and seconded by Councillor Reid)

This Council notes that the Secretary of State for Environment, Food and Rural Affairs, has announced a Government plan to ban the sale of all petrol and diesel cars by 2040. With this being the case, over the next 23 years, the UK and the City of York will have to increase the provision of charging points to provide the infrastructure to fuel electric vehicles.

This Council further notes:

- New electric vehicles can only be supported if there are charging points available;
- The importance of good air quality to public health and wellbeing in York, as research suggests poor air quality contributes to 40,000 premature deaths in the UK every year;
- Installing charging infrastructure is essential for local authorities to support the move to lower emissions and help residents make the switch to electric;
- If the UK exits the EU, that further opportunities to participate in programmes under the umbrella of the European Environment Agency, will be lost.

The council has the opportunity to make a significant contribution to reducing carbon emissions and helping to meet the objectives as set out in the Paris Agreement.

Therefore, this Council resolves:

- That the Executive be requested to commission a report on how the Council's planning policies can be updated to require all new housing and commercial planning applications to City of York Council to be future proofed to ensure the provision of adequate electric vehicle charging points.

- That the Council commits to engaging with neighbouring authorities and other relevant stakeholders (for example, business owners and retail groups) to promote the adoption of electric and low emission vehicles, including through the identification of future electric vehicle charging schemes.
- That council officers' work on proposals to identify future opportunities to install Electric Vehicle Charging points within council owned car parks, secondary shopping areas and out of city centre retail areas.

In moving his motion, Cllr Fenton indicated that he was minded to accept the amendments to be proposed by Councillors Rawlings and Councillor D'Agorne, which were as follows:

Amendment from Councillor Rawlings

- **Amend** the title by adding at the end '**and car parks**'
- **Amend** the first bullet after 'Therefore, Council resolves' to read:

'That the Executive be requested to commission a report on how the Council's planning policies can be updated to require all new housing and commercial planning applications to City of York Council to be future proofed to ensure the provision of adequate electric vehicle charging points. A further report to be produced to review how long electric cars should be allowed to remain in charging bays, in order to free up more charging points and thus encourage the use of electric vehicles, at Council car parks.'

Amendment from Councillor D'Agorne

In the first paragraph, at end of first sentence, **add**:

'The Friends of the Earth plan to achieve 'net zero carbon emissions' by 2045 says this date needs to be brought forward to 2030. Switching rapidly to electric vehicles will deliver the lion's share of emission reductions needed within the transport sector, now the largest source of greenhouse gas emissions in the UK.'

Delete the second sentence and replace with:

‘If we are to stand a chance of achieving this urgent action, the UK and City of York will have to install the necessary charging infrastructure and ensure that parking facilities for all new properties have full provision for electric charging.’

After ‘Therefore, Council resolves’ **add** a final bullet point:

‘That, in conjunction with the above, the Executive should set a clear date for the introduction of a city centre clean air zone and bring forward proposals to progressively reduce the number of diesel and petrol engined vehicles idling or travelling within designated Air Quality Management Areas of the city.’

Upon being formally asked, Council then agreed to accept the motion as altered above for debate so that it now read:

Provision for electric charging points for vehicles in new homes and businesses **and car parks**

‘Council notes that the Secretary of State for Environment, Food and Rural Affairs, has announced a Government plan to ban the sale of all petrol and diesel cars by 2040. **The Friends of the Earth plan to achieve ‘net zero carbon emissions’ by 2045 says this date needs to be brought forward to 2030. Switching rapidly to electric vehicles will deliver the lion’s share of emission reductions needed within the transport sector, now the largest source of greenhouse gas emissions in the UK. If we are to stand a chance of achieving this urgent action, the UK and City of York will have to install the necessary charging infrastructure and ensure that parking facilities for all new properties have full provision for electric charging.**

Council further notes:

- New electric vehicles can only be supported if there are charging points available;

- The importance of good air quality to public health and wellbeing in York, as research suggests poor air quality contributes to 40,000 premature deaths in the UK every year;
- Installing charging infrastructure is essential for local authorities to support the move to lower emissions and help residents make the switch to electric;
- If the UK exits the EU, that further opportunities to participate in programmes under the umbrella of the European Environment Agency, will be lost.

The Council has the opportunity to make a significant contribution to reducing carbon emissions and helping to meet the objectives as set out in the Paris Agreement.

Therefore, Council resolves:

- **That the Executive be requested to commission a report on how the Council's planning policies can be updated to require all new housing and commercial planning applications to City of York Council to be future proofed to ensure the provision of adequate electric vehicle charging points. A further report to be produced to review how long electric cars should be allowed to remain in charging bays, in order to free up more charging points and thus encourage the use of electric vehicles, at Council car parks.**
- That the Council commits to engaging with neighbouring authorities and other relevant stakeholders (for example, business owners and retail groups) to promote the adoption of electric and low emission vehicles, including through the identification of future electric vehicle charging schemes.
- That Council officers' work on proposals to identify future opportunities to install Electric Vehicle Charging points within Council owned car parks, secondary shopping areas and out of city centre retail areas.'
- **That, in conjunction with the above, the Executive should set a clear date for the introduction of a city centre clean air zone and bring forward proposals to progressively reduce**

the number of diesel and petrol engined vehicles idling or travelling within designated Air Quality Management Areas of the city.'

A vote was then taken on the original motion, as altered by Councillor Rawlings and Councillor D'Agorne's amendments, which was CARRIED and it was:

Resolved: That the original motion, as altered by Councillor Rawlings and Councillor D'Agorne's amendments, as set out above, be approved.³

(iv) Crime and Anti-social Behaviour (ASB)

(Proposed by Councillor Williams and seconded by Councillor Flinders)

In moving his motion, Councillor Williams indicated that he was minded to accept the amendment to be proposed by Councillor Craghill, which was as follows:

After 'Council therefore resolves' **add** a final bullet point:

'To request Executive to instigate special meetings (or city centre summits) to bring together all relevant city centre partners such as the BID, Make it York, The Retail Forum, Indie York, the city centre police team, Safer York Partnership, relevant Council teams such as Street Cleaning, Neighbourhood Enforcement and Homelessness Support, city centre residents and voluntary and community sector organisations to work together and take a constructive, problem-solving approach to tackling crime and antisocial behaviour in the city centre.'

Upon being formally asked, Council then agreed to accept the motion as altered above for debate so that it now read.

'Council notes:

- That figures for 2017-18 show crime is rising in York and North Yorkshire, including notably:
- Domestic burglary (inc. attempts) up 65%, and at the highest rate for six years,

- Number of incidents of violent crime within the city centre highest for at least a decade;
- Violence against the person highest for at least a decade;
- Most indicators for domestic violence highest for at least a decade.

This has come at a time when, due to austerity, and despite the Police and Fire Commissioner's commitment to increase numbers, police officers have been cut by 136 since austerity started in 2010.

Furthermore, probation services are in crisis following the botched 2014 privatisation, which the Government was forced to alter in July of this year.

In addition to the impact of Universal Credit, Council also notes the link between significant service cuts by this Council in areas including early intervention and prevention services and youth services, and the rising incidence of crime and anti-social behaviour in the city. Pending cuts to substance misuse services will further add to this problem.

In the past 12 months alcohol misuse was a factor in 4,500 cases of crime and ASB in York, and almost a quarter of all arrestees declared a drug or alcohol dependency.

Council recognises that in communities across our city, York residents feel that anti-social behaviour is increasing and at a low level is ignored by local agencies, whilst the visible presence of Police on our streets is declining. Many residents avoid the city centre in the evenings and weekends due to drunken behaviour in the heart of our City.

Council therefore resolves:

- To request Executive commissions a report examining the reasons for rising crime and ASB in the city in order to inform responses to it;
- To lobby the Police and Fire Commissioner through the Council Leader and Chief Executive to increase the numbers of frontline police officers for York;
- To work with partners to improve joined-up working in areas such as probation and community payback, antisocial behaviour, substance misuse and health issues;

- **To request Executive to instigate special meetings (or city centre summits) to bring together all relevant city centre partners such as the BID, Make it York, The Retail Forum, Indie York, the city centre police team, Safer York Partnership, relevant Council teams such as Street Cleaning, Neighbourhood Enforcement and Homelessness Support, city centre residents and voluntary and community sector organisations to work together and take a constructive, problem solving approach to tackling crime and anti-social behaviour in the city centre.'**

A vote was then taken on the original motion, as altered by Councillor Craghill's amendment, which was CARRIED, and it was:

Resolved: That the original motion as altered by Councillor Craghill's amendment, as set out above, be approved. ⁴

Action Required

1 Corporate Director of Children, Education and Communities to take forward actions requested in motion (i) Children & Young People's Emotional Health and Wellbeing	1 AH 2 NF, AH 3 NF 4 MM
2 Corporate Director of Economy & Place and Corporate Director of Children, Education and Communities to take forward actions requested in motion (ii) Parks and Open Spaces	
3 Corporate Director of Economy and Place to take forward actions requested in motion (iii) Provision for electric charging points for vehicles in new homes and businesses and car parks	
4 Interim Corporate Director of Health, Housing and Adult Social Care to take forward actions requested in motion (iv) Crime and Anti-social Behaviour (ASB)	

48. Questions to the Leader or Executive Members

In accordance with Standing Order 21, Members were invited to question the Leader and/or the other Executive Members in respect of any matters within their portfolio responsibility.

Questions were received from the floor from the following Members in relation to the subjects listed:

(i) To Cllr Gillies, Leader

- From Cllr D Myers – Lendal Post Office and submission of a consultation response with a supplementary question

(ii) To Cllr Waller – Deputy Leader

- From Cllr Kramm – Data Breach on the One Planet York App with supplementary questions from Cllr Kramm and Cllr Williams
- From Cllr S Barnes – Decrease in wages in York and the coalition record on wage growth with a supplementary question from Cllr S Barnes

At this point in the meeting, the guillotine fell and remaining matters were deemed moved and seconded as required under the constitution.

The Leader stated he would provide further detail to Councillor D Myers on his question. The Deputy Leader responded directly to all the questions, including supplementary questions put to them.

49. Report of Executive Member

Council received a written report from Councillor Brooks, Executive Member for Housing & Safer Neighbourhoods.

As the guillotine had already fallen, no questions were put to the Executive Member on their report, in accordance with Standing Order 20, and it was:

Resolved: That the report of the Executive Member for Housing & Safer Neighbourhoods be received and noted.

50. Report of the Chair of the Customer and Corporate Services Scrutiny Management Committee

Council received the report of the Chair of the Customer and Corporate Services Scrutiny Management Committee on the work of the Committee.

As the guillotine had already fallen, this was deemed moved and seconded as required under the Constitution and it was:

Resolved: That the report of the Customer and Corporate Services Scrutiny Management Committee be noted.

Reason: To update Members on the work of the committee.

51. Recommendations of the Gambling, Licensing & Regulatory Committee

Council received the following recommendation from the Gambling, Licensing and Regulatory Committee meeting held on 6 November 2018.

Gambling Act 2005 - Statement of Licensing Policy

Recommended: That the Statement of Licensing Policy be adopted.

Reason: To meet the legislative requirements of the Gambling Act 2005.

As the guillotine had already fallen, this was deemed moved and seconded as required under the Constitution. On being put to the vote, the recommendation was declared CARRIED and it was:

Resolved: That the above recommendation of the Gambling, Licensing and Regulatory Committee meeting held on 6 November 2018 in relation to the Statement of Licensing Policy be approved.¹

Action Required

1 To note the resolution in relation to Gambling Act 2005 - Statement of Licensing Policy 1 NF, LC

52. Recommendations of the Planning Committee

Council received the following recommendation from the Planning meeting held on 15 November 2018.

Amendments to Committee Terms of Reference and Delegation to Officers Report

Recommended: That Council approve the amendments to the Council's Constitution to:

- i. enable Officers to determine requests for nonmaterial amendments to planning applications under Section 96A of the Town and Country Planning Act 1990 (as amended);
- ii. enable Officers to refuse planning permission for any non residential or domestic application for which there is a policy presumption against development in the Green Belt; and
- iii. enable the Corporate Director of Economy and Place or Assistant Director Planning & Public Protection to approve variations of a minor nature to planning agreements relating to planning applications reserved to the Planning Committee or Area Sub Committee.

Reason: To provide more clarity in the interpretation of the delegation, and to update it specifically in relation to S96A non material amendments and S73 extension of time applications. In addition, an amendment is proposed so that the Main Planning Committee only reserves applications in the Green Belt where they are recommended for approval. This would assist in more timely decision making in respect of certain consents and applications, and therefore it is requested that Planning Committee consider recommending these changes to Full Council.

As the guillotine had already fallen, this was deemed moved and seconded as required under the Constitution. On being put to the vote this was CARRIED and it was:

Resolved: That the above recommendation of the Planning Committee meeting held on 15 November 2018 in relation to the Council's Constitution with regard to Committee Terms of Reference and Delegation to Officers be approved. ¹

Action Required

1 To update the Constitution as approved by Council

1 LC

53. Appointments and Changes to Membership

Resolved: That the appointments set out at page 65-66 of the agenda be approved.

Cllr Keith Orrell

Lord Mayor of York

[The meeting started at 6.30 pm and concluded at 10.00 pm]