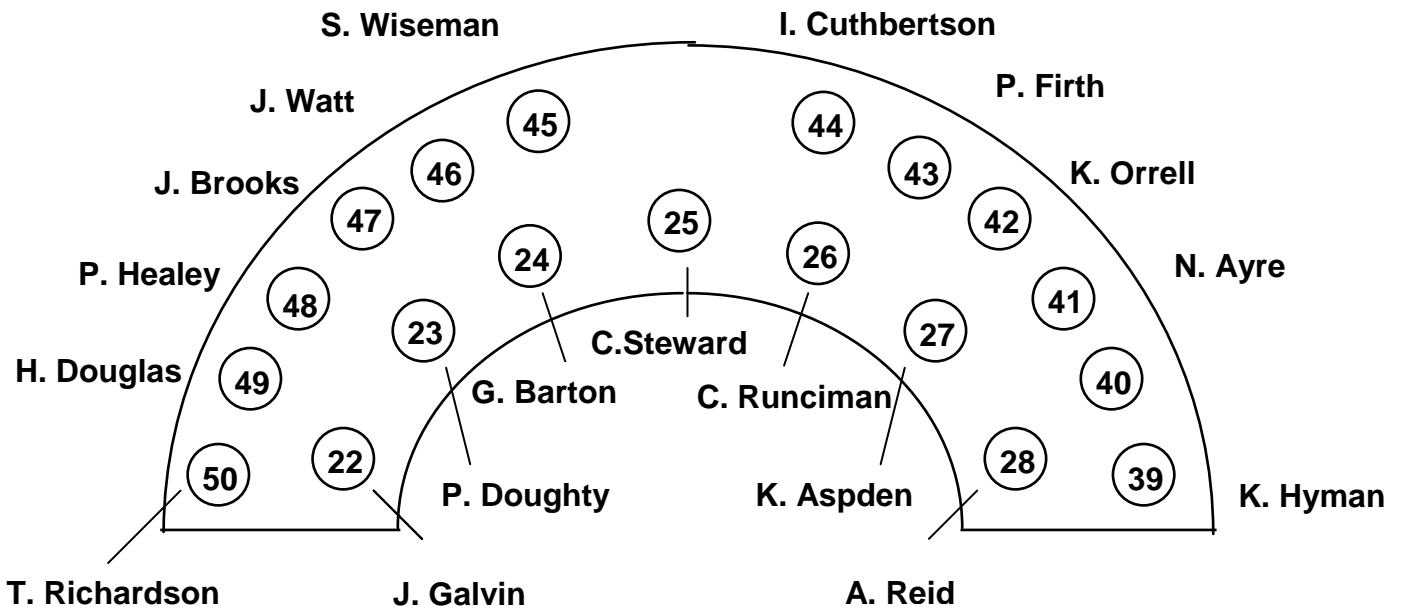


**CITY OF YORK COUNCIL
SUMMONS**

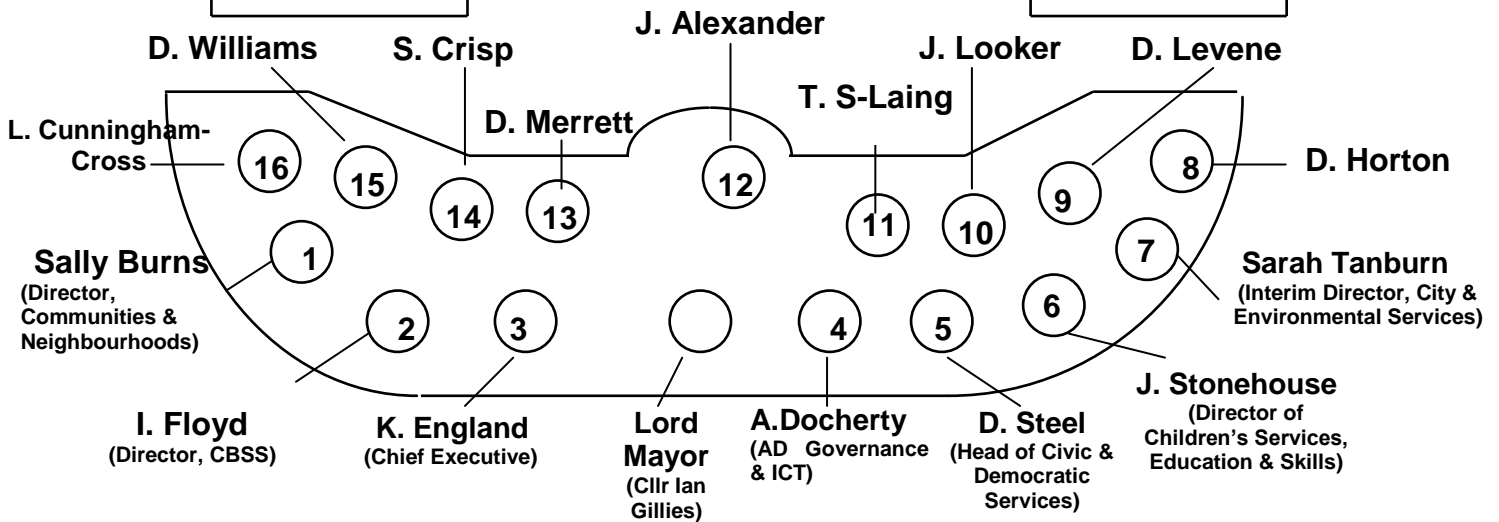
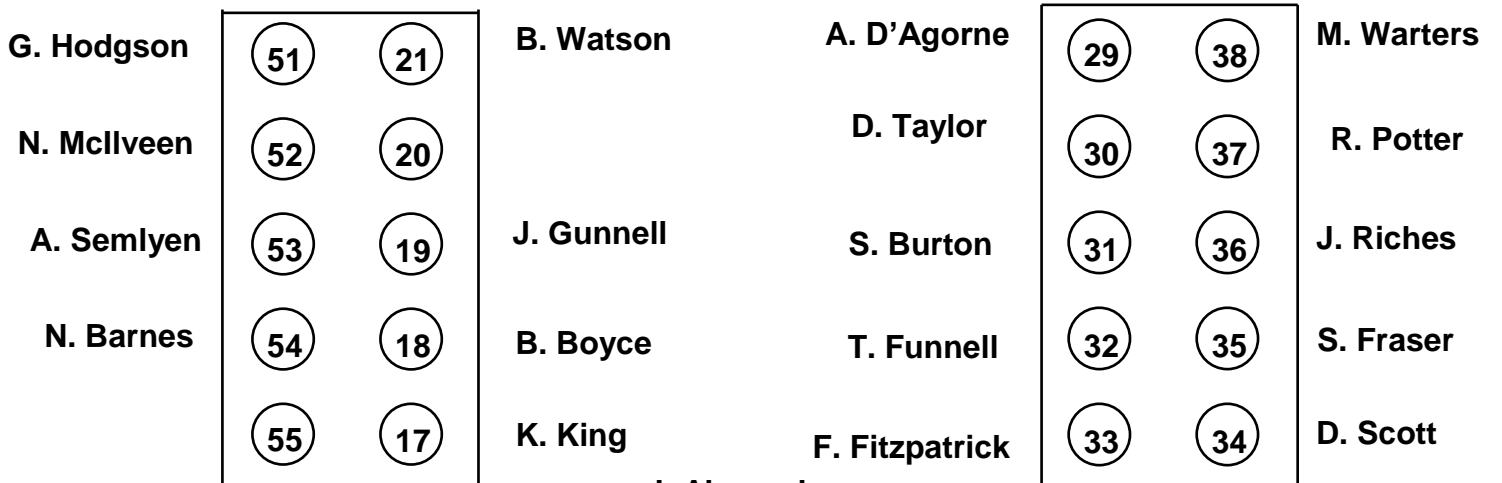
All Councillors, relevant Council Officers and other interested parties and residents are formally invited to attend a meeting of the **City of York Council** at the **Guildhall, York**, to consider the business contained in this agenda on the following date and time

Thursday, 9 October 2014 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 - 76)

To approve and sign the minutes of the last meeting of Council held on 17 July 2014.

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 8 October 2014.**

To register to speak please contact the Democracy Officer for the meeting, on the details at the foot of the agenda.

WEBCASTING NOTICE

Please note: this meeting may be filmed for live or subsequent broadcast via the internet - at the start of the meeting the Lord Mayor will confirm if all or part of the meeting is being filmed.

You should be aware that the Council is a Data Controller under the Data Protection Act. Data collected during this webcast will be retained in accordance with the Council's published policy.

Public seating areas will not be filmed by the Council.

5. Address by the Director of Children's Services, Education and Skills

Council will consider suspending Standing Orders to enable the Director of Children's Services, Education and Skills to address the meeting regarding arrangements in York to identify and address sexual exploitation issues, in light of recent events in Rotherham (*15 minutes*).

6. Petitions

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

- i) Cllr Douglas on behalf of residents of Peter Hill Drive, requesting the Council to block the road due to the excessive speeding of vehicles on the road.
- ii) Cllr Douglas on behalf of residents requesting the Council to support the continuance of the Burton Stone Community Centre.
- iii) Cllr Gunnell on behalf of residents of South Bank Avenue, Micklegate Ward requesting a 20 mph speed limit on their road.
- iv) Cllr Reid on behalf of Strensall residents objecting to the inclusion of site H30 in the Local Plan.

7. Report of Cabinet Leader and Cabinet Recommendations
(Pages 77 - 88)

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	9 September 2014	Minute 34: Capital Programme Monitor One 2014/15 Minute 35: Community Stadium and Leisure Facilities Update

Cabinet 9 September 2014

Minute 36: Financial
Close for the Long Term
Waste Management
Service Contract
[http://democracy.york.gov.
uk/ieListDocuments.aspx?
CId=733&MId=8328&Ver=
4](http://democracy.york.gov.uk/ieListDocuments.aspx?CId=733&MId=8328&Ver=4)

8. Recommendations of the Audit and Governance Committee
(Pages 89 - 112)

Meeting	Date	Recommendations
Audit & Governance Committee	24 September 2014	Minute 34: Updating the Constitution – New Council Procedure Rules (<i>to follow</i>) http://democracy.york.gov.u k/ieListDocuments.aspx?CI d=437&MId=8117&Ver=4
Audit & Governance Committee	24 September 2014 (<i>reconvened 2 October</i>)	Minute 35: Arrangements for petitions (<i>to follow</i>)
Audit & Governance Committee	2 October 2014	Minute 38: Enhancing Scrutiny in York (<i>to follow</i>) http://democracy.york.gov.u k/ieListDocuments.aspx?CI d=437&MId=8561&Ver=4

9. Scrutiny - Report of the Chair of the Corporate and Scrutiny Management Committee (Pages 113 - 116)

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

10. Report of Cabinet Member (Pages 117 - 122)

To receive a written report from the Cabinet Member for Health and Community Engagement 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.

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://democracy.york.gov.uk/ecCatDisplay.aspx?sch=doc&cat=12959&path=0>

Copies may also be obtained by contacting Democracy Support Group at West Offices, Station Rise, York (tel. 01904 551088)

- Yorkshire Purchasing Association - 30 June 2014
- Without Walls Partnership – 25 June and 17 September 2014
- NHS Foundation Trust – 12 March 2014
- York Quality Bus Partnership – 14 July 2014
- Local Government Yorkshire and Humber – Draft minutes of AGM, 14 July 2014
- Local Government Yorkshire and Humber – Employers' Committee - 17 July 2014
- Local Government Yorkshire and Humber - Member Improvement & European Board – Minutes 17 July 2014
- North Yorkshire Fire & Rescue Authority – 25 June 2014

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

12. 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 Levene

“City of York Council:

- (i) notes the economic, social and environmental benefits that would be delivered by electrification of the Leeds-Harrogate-York line, as set out in the Leeds-Harrogate-York Rail line Improvements Outline Transport Business Case, and calls upon the Department for Transport and Network Rail to make this a priority;
- (ii) invites the Chief Executive to continue to work with Harrogate Borough Council and other interested stakeholders such as local Members of Parliament, North Yorkshire County Council and local Chambers of Commerce in order to make representations to the Department of Transport, Network Rail and others,, particularly the Electrification Task Force, to secure these benefits for the people of York and Harrogate;
- (iii) notes that Harrogate Borough Council will be considering a similar motion lobbying relevant parties to support electrification of this line.”

(ii) From Cllr Steward

“Council notes with concern the results of the Organisational Development Action Plan, in particular the Leadership section and the current position re ‘Concern about the Behaviour of some Members’. This follows last year’s Peer Challenge review which also expressed concern regarding members’ understanding of council priorities and the lack of clarity within the council.

Council requests that an independent body be appointed to report back to the Audit and Governance Committee no later than

its meeting of 10 December 2014 and that the report is delivered directly to this committee, investigating these concerns and whether Members have acted in a manner which falls below that which staff and residents expect.”

(iii) From Cllr Reid

“Council notes that in order to pass the National Planning Policy Framework (NPPF) ‘Test of Soundness’ the Local Plan must be:

- Positively Prepared - based on a strategy which seeks to meet objectively assessed development and infrastructure requirements.
- Justified - the plan should be the most appropriate strategy, when considered against the reasonable alternatives.
- Effective - the plan should be deliverable over its period and based on effective joint working on cross-border strategic priorities.

Council believes that the current draft plan approved by Cabinet on the 25th September:

- does not accurately reflect the evidence base and is therefore not based on objectively assessed requirements.
- is not the most appropriate strategy and has ignored reasonable alternatives rather than test the approach against them.
- is not deliverable over the plan period and is contrary to the combined methodological approach of the Leeds City Region.

Council believes that the current proposals also fail to adequately reflect the results of the citywide consultations undertaken in July 2013 and July 2014.

Council believes that the current proposals will result in the plan being found unsound by the planning inspector leaving the city vulnerable.

Council instructs that planned consultation on the current proposals is halted.

In order to accurately reflect objectively assessed requirements,

Council instructs officers to produce a report on housing trajectory to be brought to the next meeting of the Local Plan Working Group (LPWG) along with the relevant background reports.

The LPWG will then agree an accurate analysis of housing trajectory that is objective, evidence based and deliverable. This analysis will then be used to inform housing allocations and a new proposed Local Plan will be brought to the next LPWG for discussion and recommendation to Cabinet in November.”

(iv) From Cllr Semlyen

“This council believes that:
Climate change is real and is resulting in deaths and cross border migration;

That fracking (hydraulic fracturing for shale gas) contributes to climate change.

This council recognises the over 2,100 name petition submitted by Frack Free York requesting a City of York Council decision on fracking. The petition asks that Councillors’ vote that York should, where possible, publicly state their resistance to planning applications for drilling for shale gas as it is believed that this could deter applications from drilling companies.

We believe that it would be better to reduce the need for extra energy supplies and will seek to promote an increase in energy efficiency, sustainability and self-sufficiency.

Council asks the Leader to send a copy of this motion to the Secretary of State for Energy and Climate Change and the Minister of State for the Department for Energy and Climate Change and to all York’s MPs.”

13. Questions to the Cabinet Leader and Cabinet Members received under Standing Order 11.3(a)

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 Steward:

“Can the Leader outline what specific powers he would like devolved to Yorkshire / Yorkshire & Humber?”

(ii) To the Cabinet Leader from Cllr Steward:

“What tangible spending commitments has York benefitted from to date from the West Yorkshire Combined Authority?”

(iii) To the Cabinet Leader from Cllr Steward:

“Can the Leader reassure members that residents will always come first in the focus of the transformation agenda and allay fears that some in the Labour group are more concerned about the methods of service delivery (for example the level of private sector involvement) rather than the quality of service to residents?”

(iv) To the Cabinet Leader from Cllr Doughty:

“Given the Labour administration's supposed inability to help fund the main meal of the day for vulnerable and elderly people at a cost of £50,000 per year at sheltered housing complexes at Barstow House, Gale Farm Court, Glen Lodge and Marjorie Waite Court, could the Cabinet Leader please confirm how much taxpayer's money has been spent on art work in and around West Offices since it opened?”

(v) To the Cabinet Leader from Cllr Doughty:

“Given the threat of withdrawal of financial support to Community Centres around the city with his groups tired excuse of Government cuts rather than careful choice decisions, does the Cabinet Leader still believe his Labour administration's decision to give £100,000 towards the 'arts barge' project to be a good use of public funds?”

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

“What action is being taken to secure prosecution of bus operators running defective engine vehicles polluting our streets with black smoke and what action is planned to stop unnecessary vehicle idling by buses in Rougier St and other Air Quality

blackspots?”

(vii) To the Cabinet Member for Environmental Services, Planning and Sustainability from Cllr D’Agorne:

“Can he explain how Labour’s claimed reduction of 5000 houses in the Local Plan actually equates to less than half that number being removed from site lists and no reduction in the area of land allocated for development?”

(viii) To the Cabinet Member for Environmental Services, Planning and Sustainability from Cllr Doughty:

“Can the Cabinet Member evidence just exactly how the views of thousands of residents have been considered and reflected (at all) in the Draft Local Plan consultation?”

(ix) To the Cabinet Member for Environmental Services, Planning and Sustainability from Cllr Doughty:

“The Draft Local Plan continues to plan for 'safeguarded' land (reserving for future development) beyond the life of the plan when there is no requirement under the National Planning Policy Framework. A prime example of this in my own ward, amongst others, is site '810' on crucial greenbelt at Earswick. Why is this?”

(x) To the Cabinet Member for Environmental Services, Planning and Sustainability from Cllr Richardson:

“Because of Council’s commitment to reducing carbon emissions, Council installed a rain water harvesting system to reduce costs for cleaning commercial vehicles at Hazel Court. Will the Cabinet Member state how long the pumps on the system have remained non-operational to date and what the costs were of replacing the pumps at that centre?”

(xi) To the Cabinet Member for Environmental Services, Planning and Sustainability from Cllr Richardson:

“The results from the new electrical P&R bus have been very positive. Can the Cabinet Member assure this council that a plan has been agreed with First and other transport partners to introduce more electric buses as the old buses are retired, and

how many sites measuring particulates across the City would change from red to green by implementing this plan?”

(xii) To the Cabinet Member for Environmental Services, Planning and Sustainability from Cllr Richardson:

“Will the Cabinet Member state when the next round of weed spraying is to begin and will this Council apologise for the large number of weeds that have taken root around the city, some as high as 1 metre?”

(xiii) To the Cabinet Member for Environmental Services, Planning and Sustainability from Cllr Reid:

“Could the Cabinet Member confirm that there are no plans to introduce further green bin charges and residents’ first green bin will remain free?”

(xiv) To the Cabinet Member for Environmental Services, Planning and Sustainability from Cllr Reid:

“What is the Council doing to recover the weed spraying situation in the west of the city, what steps is it putting in place to ensure that there is not a repeat of the recent situation of overgrown weeds?”

(xv) To the Cabinet Member for Transport from Cllr D’Agorne:

“Can he report on progress in measures to fix traffic signalling issues in York, notably unnecessary delays at Broadway/Fulford Rd, Hospital Fields/ Fulford Rd, Blossom St/ Queen St/Nunnery Lane/Micklegate on account of sub optimal phasing equipment or design?”

(xvi) To the Cabinet Member for Transport from Cllr D’Agorne:

“What has the impact of the free city parking offer been on occupancy levels and income when compared to the same period in 2013? What has the impact been on average occupancy levels outside the ‘free parking’ period?”

(xvii) To the Cabinet Member for Transport from Cllr D'Agorne:

“What is the estimated cost of catching up with the backlog of highway/ gully clearing now and what is it estimated to be in a year's time if only reactive cleaning continues to be the policy in force?”

(xviii) To the Cabinet Member for Transport from Cllr Cuthbertson:

“How many motorists have applied for a Lendal Bridge fine refund since the process opened on September 8th and could the Cabinet Member breakdown the applications by postcode?”

(xix) To the Cabinet Member for Transport from Cllr Reid:

“Could the Cabinet Member update council on legal developments regarding the Coppergate traffic restrictions?”

(xx) To the Cabinet Member for Transport from Cllr Aspden:

“Could the Cabinet Member confirm that consultation will take place with the wider Fulford community and specifically the residents of Naburn Lane and Selby Road on the A19 ‘pinch-point’ works and when does he expect this consultation to begin?”

(xxi) To the Cabinet Member for Transport from Cllr Runciman:

“How many vehicles have taken advantage of the Council's ‘free’ parking offer which started on 19th June at each car park and what impact has this had on the revenue derived by the Council from all car parks?”

(xxii) To the Cabinet Member for Transport from Cllr Firth:

“How many (new style) Minster Badges have now been sold and how does this compare to budget assumptions?”

(xxiii) To the Cabinet Member for Transport from Cllr Reid:

“What compensation is the Council seeking from the Contractor for the major delays which arose in the completion of the A59

Park & Ride contract?”

(xxiv) To the Cabinet Member for Transport from Cllr Reid:

“Why have no speed checks been undertaken by Council officials in west York since the introduction of the wide area 20 mph limit over 12 months ago?”

(xxv) To the Cabinet Member for Transport from Cllr Hyman:

“How does the income derived from the Marygate car park, since it had a barrier system installed, compare to the equivalent period last year?”

(xxvi) To the Cabinet Member for Transport from Cllr Hyman:

“How many faults have occurred on the new barrier/ticketing installation at Marygate car park and does the Cabinet Member judge the barrier system to have been a success?”

(xxvii) To the Cabinet Member for Transport from Cllr Reid:

“The ‘Programme of Highway Maintenance scheme 2014/15’ showed a number of schemes approved for work with dates TBC, could the Cabinet Member now provide dates for these schemes including Vesper Drive?”

(xxviii) To the Cabinet Member for Transport from Cllr
Aspden:

“Could the Cabinet Member update Council on proposals for a city-wide cycle hire scheme which was originally due to be ready by “early 2014”?”

(xxix) To the Cabinet Member for Finance and Performance from
Cllr Healey:

“Please can the Cabinet Member briefly articulate why the

external auditor is unable to certify the completion of the accounts due to 'The income relating to penalty charge notices is £1.8m, which is below the level of materiality of our opinion on the financial statements.' when at the Call-In of the Cabinet decision regarding Lendal Bridge on the 27th of August the Director gave a categorical assurance that this was ample provision."

(xxx) To the Cabinet Member for Finance and Performance from Cllr Healey:

"Has the Cabinet Member sought an opinion from the external auditor as to the cost-effectiveness of the Community Stadium and Leisure facilities, and if not why not?"

(xxxii) To the Cabinet Member for Finance and Performance from Cllr Richardson:

"As part of any contact with this Council, members of the public are given a reference or case number so residents are able to follow up the progress of a complaint or issue it has with the council. Following the long delays for calls to be answered by the contact centre, the last thing residents need to be told is that they cannot have a reference or case number, because the contact centre has been unable to assign case numbers since the beginning of the year due to technical difficulties. Will the Cabinet member explain why this situation has been left dysfunctional for so long?"

(xxxiii) To the Cabinet Member for Finance and Performance from Cllr Reid:

"How much has been paid by the Council during the last 12 months for the maintenance and other costs associated with Oliver House and why has the decision of the Cabinet taken last year - to sell the property - not been implemented?"

(xxxiiii) To the Cabinet Member for Finance and Performance from Cllr Ayre:

"Will the Cabinet Member publish the latest quality of service statistics which he holds for Customer Services covering both "in person" presentations at West Offices together with time to

answer telephone calls and respond to electronic communications?”

(xxxiv) To the Cabinet Member for Finance and Performance from Cllr Ayre:

“Could the Cabinet Member specifically say why it is taking the Council up to 2 weeks to log for action some issues which have been e-mailed by residents?”

(xxxv) To the Cabinet Member for Health & Community Engagement from Cllr Ayre:

“Following her answer to the last Council meeting could the Cabinet Member provide an update on the EPH Modernisation Project and specifically the planned Lowfields Care Village?”

(xxxvi) To the Cabinet Member for Health & Community Engagement from Cllr Ayre:

“When and where were competitive tenders for the provision of Lowfields published and how long will the delays in starting work on this important facility continue?”

(xxxvii) To the Cabinet Member for Health & Community Engagement from Cllr Aspden:

“What has been the total cost and total attendance (broken down by ward) of the Community Conversations?”

(xxxviii) To the Cabinet Member for Health & Community Engagement from Cllr Ayre:

“Why did the Cabinet Member fail to agree to a proposal, put to her on the 25th September, to delay the ending of the lunchtime meals service in sheltered homes so that alternatives could be developed, chosen by residents, and properly tendered?”

(xxxix) To the Cabinet Member for Health & Community Engagement from Cllr Orrell:

“Could the Cabinet Member update Council on the latest “delayed transfer of care” figures and outline what plans are in place to improve performance in this area in York?”

(xl) To the Cabinet Member for Health & Community Engagement from Cllr Reid:

“In February 2012 Labour promised that the same services which were offered at the Acomb Office would be offered in new sessions, including housing, council tax, and housing benefits advice at Sanderson House. Why has there now been a change in policy and why have these advice sessions at Sanderson House ended?”

(xli) To the Cabinet Member for Health & Community Engagement from Cllr Barton:

“What was the average attendance at the recent Community Conversation Meetings?”

(xlii) To the Cabinet Member for Health & Community Engagement from Cllr Barton:

“What were the major concerns expressed by residents at the recent Community Conversation Meetings?”

(xliii) To the Cabinet Member for Health & Community Engagement from Cllr Barton:

“What lessons were learned from the recent Community Conversation Meetings?”

(xliv) To the Cabinet Member for Health & Community Engagement from Cllr Barton:

“Of the monies to date distributed on CYC’s behalf by Your Consortium, what percentage was distributed to Wards represented by Labour Councillors?”

(xlv) To the Cabinet Member for Leisure, Culture & Tourism from Cllr Cuthbertson:

“Could the Cabinet Member confirm that there are no plans to close or re-locate Bishopthorpe Library?”

(xlvi) To the Cabinet Member for Leisure, Culture & Tourism from Cllr Runciman:

“Could the Cabinet Member confirm that users of Waterworld and residents of Huntington will be kept informed of the Community Stadium development going forward, particularly any further changes and/or extra development?”

(xlvii) To the Cabinet Member for Leisure, Culture & Tourism from Cllr Ayre:

“How much did the “Grand Depart”, held at Huntington Stadium on 4th July 2014, cost and what income was raised from ticket sales?”

(xlviii) To the Cabinet Member for Education, Children and Young People from Cllr Aspden:

“Could the Cabinet Member outline what local community use she expects from the newly announced £7m plans at Fulford School (specifically the sports hall) and what additional consultation will take place with local sports groups and residents in the drawing up of these plans?”

14. 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 and
- For receiving reports in other formats

Contact details are set out above.

This information can be provided in your own language.

我們也用您們的語言提供這個信息 (Cantonese)

এই তথ্য আপনার নিজের ভাষায় দেয়া যেতে পারে। (Bengali)

Ta informacja może być dostarczona w twoim własnym języku. (Polish)

Bu bilgiyi kendi dilinizde almanız mümkündür. (Turkish)

یہ معلومات آپ کی اپنی زبان (بولی) میں بھی مہیا کی جاسکتی ہیں۔ (Urdu)

 **(01904) 551550**

City of York Council

Resolutions and proceedings of the Meeting of the City of York Council held in the Guildhall, York on Thursday, 17th July, 2014, starting at 6.30 pm

Present: The Deputy Lord Mayor (Cllr Julie Gunnell) in the Chair, and the following Councillors:

Acomb Ward	Bishopthorpe Ward
Horton Simpson-Laing	Galvin
Clifton Ward	Derwent Ward
Douglas King Scott	Brooks
Dringhouses & Woodthorpe Ward	Fishergate Ward
Hodgson Reid Semlyen	D'Agorne Taylor
Fulford Ward	Guildhall Ward
Aspden	Looker Watson
Haxby & Wigginton Ward	Heslington Ward
Cuthbertson Firth Richardson	Levene
Heworth Ward	Heworth Without Ward
Boyce Funnell Potter	Ayre

Holgate Ward

Hull Road Ward

Alexander
Crisp
Riches

Barnes
Fitzpatrick

Huntington & New Earswick Ward

Micklegate Ward

Hyman
Runciman

Fraser
Gunnell
Merrett

Osbaldwick Ward

Rural West York Ward

Warters

Healey
Steward

Skelton, Rawcliffe & Clifton
Without Ward

Strensall Ward

Cunningham-Cross
McIlveen
Watt

Doughty
Wiseman

Westfield Ward

Wheldrake Ward

Jeffries
Burton
Williams

Barton

Apologies for absence were received from Councillors Orrell and Gillies (Lord Mayor)

13. 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>
Horton	5 i) Petition – Frack Free York	As Chair of Planning Committee he stated that he would be leaving the room during debate on this issue.
King	5 i) Petition – Frack Free York	As a member of Planning Committee he stated that he would be leaving the room during debate on this issue.
Richardson	5 i) Petitions – Frack Free York	Owing to the nature of his employment he stated that he would be leaving the room during debate on this issue.
Semlyen	5 i) Petition – Frack Free York	As a member of the Frack Free York group
Simpson-Laing	5 i) Petition – Frack Free York	As a member of the Local Plan Working Group and the Planning Committee she stated that she would be leaving the room during debate on this issue.
Taylor	5 i) Petition – Frack Free York	As a member of the Frack Free York group

Watson	5 i) Petition – Frack Free York	As a member of Planning Committee he stated that he would be leaving the room during debate on this issue.
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14. Minutes

Resolved: That the minutes of the last Ordinary meeting of Council on 27 March 2014 and the minutes of the Annual Council meeting held on 20 May 2014 be approved and signed by the Chair as correct records.

15. Civic Announcements

The Lord Mayor confirmed that whilst there were no specific items of civic business, the Group Leaders wished to individually speak to commemorate the anniversary of World War 1.

Cllrs Steward, Aspden and D'Agorne all spoke to mark the 100th anniversary since the start of World War 1. This was followed by one minute's silence.

16. Public Participation

The Lord Mayor announced that twelve members of the public had registered to speak at the meeting. She confirmed that, in view of the number of petitions to be presented and the large agenda, she had used her discretion to allow two additional speakers at the meeting.

Tobie Abel spoke in support of a petition, to be presented later in the evening by Cllr Reid, from residents of Newborough Street asking the Council to consider making the street a Resident's Parking zone. He referred to the difficulties resident's of Newborough Street encountered from visitors, to the adjacent York Hospital and Bootham Crescent Football Ground, parking outside their homes. He asked Members to support their request.

Tony Fisher, spoke in support of a petition to be presented by Cllr Runciman, later in the meeting, relating to the allocation of land to the east of Strensall Road, Earswick in the draft Local Plan. He referred to the proposed scale of the development and to its effect

on the village's infrastructure and asked, on behalf of residents, for the site to be removed from the Local Plan.

John Williams, also spoke in support of a petition to be presented later in the meeting by Cllr Doughty, on behalf of Earswick residents, also opposed to plans to build houses on the Strensall Road site in Earswick. He reiterated the effects this scale of development would have on local roads and services pointing out that the sites addition to the Plan was contrary to local resident's wishes. Residents felt that resources should be targeted at brown field sites.

Gwen Swinburn spoke in respect of a recent Internal Audit Report on democratic governance considered by the Audit and Governance Committee. She highlighted that consideration had been given to a cover report rather than the full document and asked if future reports could be considered in full by the Committee, in the interests of transparency.

Peter Richardson, also spoke in relation to the Local Plan and proposals for housing developments in Haxby and Elvington. He pointed out that local infrastructure could not support large housing developments, particularly the drainage system and the outer ring road. He also asked if the fines imposed during the Lendal Bridge trial could be refunded from monies no longer paid by the authority to the North Yorkshire Police.

Geoff Beacon also spoke in relation to housing development, particularly to support the Council in building on green belt land in an effort to reduce house prices. He asked Members to consider the use of Walter Segal construction methods to build lightweight housing or designs based on properties available in holiday villages resulting in large savings in construction costs.

Barrie Stephenson spoke in support of Restore (York) Ltd and Cllr Lookers' motion, to be considered later in the meeting, regarding the provision of safe homes for vulnerable people. He explained that Restore provided properties in the York area, gave help and professional support to vulnerable people and provided volunteers who sought to prevent rough sleeping. He referred to the uncertainty for these people following changes in funding arrangements and asked Members to support the motion in order to resolve the delays in payment.

Richard Lane spoke on behalf of York and Ryedale Friends of the Earth in support of the petition to be presented and debated for a Frack Free York. He referred to the experiences of fracking in America and to subsequent environmental impacts. He asked the Council to protect the city and take action, similar to Preston and other UK cities in declaring the city Frack Free.

Sue Lister, spoke on behalf of York Green Peace and as a member of Frack Free York, also in support of the petition to be debated on fracking. She highlighted her support for not putting all the countries energy into green renewable options and to her concerns at the increase in greenhouse gas emissions and unpredictable climate changes and she asked Members to support a greener future to safeguard the city.

Christopher Rainger, spoke as a Fellow of the Institute of Civil Engineers, also in support of the Frack Free York petition. He referred to the difficulties involved in predicting ground conditions and settlement of land when considering fracking or similar works. He asked Members to think carefully before granting permission for drilling works in the authority's areas.

Kate Lock, spoke as Chair of the York Environment Forum, also in support of the petition for a Frack Free York. She confirmed that the Forum had also submitted their own statement to the authority expressing their concerns over any application for fracking in the city. She highlighted their concerns in relation to the volume of fresh water required in the process and the lowering of property prices but not the lowering of energy prices for residents. She also referred to the lack of long term employment, damage to properties and lack of consistency with the Council's Local Plan.

John Cossham, spoke as the organiser of the Frack Free York petition, referring to the 1,200 signatures on the paper copy with a further 750 signatures on the online version from both residents and tourists who did not want to see fracking take place in the historic city of York. He pointed to the presumption for sustainable development in the Local Plan and to the contamination of land and water supplies caused by fracking. He asked Members to consider the principle of proving that fracking for shale gas was safe prior to allowing works in the city and supporting the decision to make the city frack free.

17. Petitions

A. Petition – Frack Free York – signed by 1,193 people plus 750 online signatories

In view of the number of signatories to the following petition asking for a Frack Free York and, in accordance with the Council's current petitions scheme, this was discussed by Members. Consideration was also given to a background report from the Cabinet Member of Environment, Planning and Sustainability:

The signatories "*petition the Council to:*

not to permit any hydraulic fracturing (fracking) or coal seam gas extraction from within or underneath the York area"

Councillor Merrett presented the petition.

Following the debate the Lord Mayor confirmed that the petition and debate had been noted.

B. Petitions Presented Under Standing Order 7

Under Standing Order 7, petitions were presented by the following Members for reference to the appropriate Committee, Cabinet or Cabinet Member:

- i) Cllr Reid on behalf of residents of Woodthorpe and Acomb Park objecting to any development on Green Belt land south of Moor Lane, Woodthorpe.¹
- ii) Cllr Reid on behalf of residents of Newbrough Street in Bootham to ask the Council to consider taking the street into the Residents Priority Parking Scheme.²
- iii) Cllr Doughty on behalf of Earswick residents opposing plans to build houses on the Strensall Road site (Earswick).³
- iv) Cllr Runciman on behalf of local residents organised by the Strensall Liberal Democrats against the allocation of Site 810 (Land to the East of Strensall Road, Earswick) in the Draft Local Plan.⁴

- v) Cllr D'Agorne on behalf of local residents calling for a 20mph speed limit for the Heslington Road shopping area.⁵
- vi) Cllr Jeffries on behalf of residents of Westfield Ward asking the Council to improve their neighbourhood by resurfacing roads and footpaths, improving street sweeping, tackling anti-social behaviour and removing weed growth.⁶

Action Required

1-5 Schedule items on the Forward Plan, if required, and keep relevant Member updated on progress.

SS

6. Schedule item on the Forward Plan, if required, and keep Member updated on progress.

KS

18. Report of Cabinet Leader and Cabinet Recommendations

A written report was received from the Cabinet Leader, Cllr James Alexander, on the work of the Cabinet.

A Questions

Notice had been received of eighteen questions on the written report, submitted by Members in accordance with Standing Orders. The first four questions were put and answered as follows and Cllr Alexander undertook to provide Members with written answers to the remaining questions

(i) From Cllr Steward

“When the leader refers to good growth can he give examples of companies in York he believes are currently delivering bad growth?”

The Leader replied:

“I would not draw that distinction, rather that some growth is less beneficial to York and to the public purse where employers are delivering an increase in jobs but paying the minimum wage.

We want to support economic growth but clearly this is something that the council cannot deliver on its own and we need to work with businesses in the city. Clearly, there is an issue in York where we have large numbers of low paid jobs and high paid jobs but insufficient jobs in between. This means although York residents

have the opportunity to come off job seekers allowance and become employed, their income levels barely increase and they remain on benefits.

My argument would be to make work more attractive by increasing wage levels, thus reducing the benefits bill. The Conservative Liberal Democrat Government's answer is to demonise those on benefits and reduce access to this support. We want to build on the work we have already started with initiatives like the living wage which has seen two of the largest private sector businesses in the city, Aviva and Nestle, playing a key role."

(ii) From Cllr Aspden

"Why did the Cabinet Leader fail to convince even his West Yorkshire Labour colleagues on the Combined Authority that they should support York's Rail College bid?"

The Leader replied:

"Because the leaders never had a discussion to support any specific bid. Not all my colleagues on the West Yorkshire combined authority are Labour and the combined authority did not back any bid."

(iii) From Cllr Barton

"Would the Leader expand on his statement saying that "£175,000 will be invested in the Public Environment in Hungate," explaining what will be acquired with this money and how it represents an investment rather than simply a purchase?"

The Leader replied:

"My I first say how disappointed I am that you will be serving only one term on the council due to circumstances outside your control. I would not dream of attacking you for this as some Conservatives have attacked members of my party for making the same decision.

An investment can be a purchase. For example you could purchase an item that will increase in value as an investment or such an item could leverage additional funds.

The funding allocated will be used to improve the public environment in this area which is desperately needed after being left derelict for many years. It is an investment as such

infrastructure attracts new businesses to York, just as Kings Square has done.”

(iv) From Cllr Cuthbertson

“Whilst thanking ‘Welcome to Yorkshire’ for securing the event and the various organisations involved in delivering it, will the Cabinet Leader detail how much taxpayers’ money was spent on the Tour de France in York and what objective measures and targets are in place to judge the Tour’s “legacy”?

The Leader replied:

“The Tour de France coming to Yorkshire is amongst the best publicity the region has ever received. And is certainly good news for the tourist industry.

Whilst there are still a number of outstanding issues to resolve around the finances the latest indications show that the event has been managed within the £1,664k budget set by the council. The final costs of the event will be included in the report back to cabinet anticipated in October 2014 which will detail the outcomes of the event.

According to PWC, the concomitant impact of the Tour will exceed the £100m figure originally anticipated.

I am pleased Labour in York had the foresight to bid for the Tour and despite the talking down of the Tour by the Liberal Democrats, we delivered a fantastic event that will be remembered for years to come.

The Tour de France legacy will be:

Economic:

As well as the impact on tourism from 10 hours of continuous advertising for York and Yorkshire to half of the world's TV networks - this was the first Grand Depart to have a UK govt/UKTI and LCR sponsored business festival which showcased the city's businesses. As a result a memorandum of cooperation was signed with IAR the leading bio-economy cluster in northern France. Major bio-economy companies attended over three days.

Cultural:

Again the first Grand Depart to have a cultural festival, this brought work and audiences for over 100 events in the city. There will be a lasting cultural legacy.

Community:

This was the largest mass participation event ever to take place in the city and we will build on this in sustained work with communities for example through street closures, street parties and play days.

Cycling:

Cycle Yorkshire is taking the cycling legacy to get more people cycling more often. This already includes more cycling events, investment in cycling infrastructure such as the new velodrome, collaboration between road safety teams on urban and rural cycling safety, and between cycling business. Cycleyorkshire.com is the website to go to for more on this.”

(v) From Cllr Healey

“In light of the leader’s comments in his report on employment and economic growth and his tweet that the savings from the recent council strike will be given to foodbanks and health and social care, can the leader give:

1. The total amount saved?
2. The breakdown of how he will split this between foodbanks, health and social care?
3. The minutes and attendees at the meeting where this decision was taken?”

Reply:

“The exact figure will be unclear until next month but should it save a similar figure to last time there was industrial action, it will be in the region of £100k. On this basis, £10k will go to supporting food banks, the rest to health and adult social care.

While it's not entirely clear whether this is another Conservative attack on foodbanks and the service they provide to those struggling as a result of Coun. Healey's party's huge cuts to the most needy, I can assure him that the formal decision to agree this

support for foodbanks will take place in due course. The intent to take this decision I have publicised as I believe it is important that people know quickly where the money will be going.

Members of the public and opposition Members will have every opportunity to attend the meeting when this decision is taken and voice their opposition to it if they wish, or indeed support it. The Labour Group is fully supportive of this action.”

(vi) From Cllr Reid

“Will the Cabinet Leader now accept that with over 1,000 planning applications having already been approved over the last 18 months for the construction of homes on brownfield land in the city (none of which were identified in the draft Local Plan) his planned attack of the Green Belt around York is unnecessary and irresponsible?”

Reply:

“Will Councillor Reid now accept that York's requirements for homes cannot be satisfied by brownfield sites alone and can she welcome the progress being made on these stalled sites by Labour compared to the Liberal Democrats? I ask a very simple question. How many homes do the Liberal Democrats support and where should they be built? Until this is answered the Liberal Democrats are not having a proper debate about the future of the city, they are simply posturing.”

(vii) From Cllr Runciman

“Why does the Leader make no reference to the housing bubble generated under the last Labour government which pushed house prices beyond the reach of many in the city?”

Reply:

“There are any number of reasons - because the Labour Government wasn't solely responsible, because the Leader's report is that of the activity of the leader and the council rather than a Government that left office a number of years ago, because to do so would mean I couldn't without drawing the public's attention to your party's position on the Local Plan and its role in driving up house prices for those privileged enough to own a home and its abandoning of those who aspire to own a home in York but can't afford to.

It is about the 'now' and what Government or other agency decisions are affecting York. I do not believe Labour when in Government built enough homes just as I don't think the previous Liberal Democrat council did either. Labour in York, now, under my leadership is addressing this issue. The vast increase in planning consents has been recognised by your colleague in a previous question."

(viii) From Cllr Jeffries

"How much did the Fairness Conference cost to organise and can he explain why the money was better spent on this than on the direct relief of poverty in York?"

Reply:

"I refer you to the answer I gave to the question put by the main opposition Group Leader."

(ix) From Cllr Steward

"When the leader refers to wanting companies over 'a certain number of employees' to pay the Living Wage what is that number and why is he drawing a level?"

Reply:

"Clever people can make that decision but it is clear that some small to medium businesses are not in a financial position to pay the living wage. Therefore those who can afford to should and those that cannot should be helped to through Government support."

(x) From Cllr Ayre

"How many York based employees of Nestle have received a pay rise as a result of the company becoming a living wage employer and what is this number expressed as a proportion of the York based Nestle workforce?"

Reply:

"I do not have access to how many Nestle employees are York residents or not but I believe it will be significant as Nestle is a large employer."

(xi) From Cllr Barton

“Can the Leader identify, with the bypass as a geographical guide, the boundary between “urban” and “rural” York within this new Gigabit City and would he admit that the current developers plans primarily benefit Labour Wards?”

Reply:

“This is commercial sector investment and the 3x companies Sky, Talk Talk and City Fibre are currently working up the detail of their scheme and will share it in the Autumn. I cannot answer on their behalf but the level of coverage is expected to be very significant. We have also successfully bid for Government and other match funding to enhance connectivity in parts of the City where the private sector will not service.

I know that you are very aware of how great an achievement getting this investment is for the City and that we are very aware of the need to reduce any digital divide based on either location or wealth.

I find it fascinating the Conservatives argue for free markets unless it gives the outcome they do not like. We committed in 2011 to have 95% of York premises with access to Superfast Broad Band by 2014, this has been achieved as the current coverage level of Superfast Broad Band within the whole of York is now at 96%, from a start point of 8% in 2011.”

(xii) From Cllr Reid

“Will the Cabinet Leader apologise to council taxpayers for his decision to sell off – at the low point in the recession – this valuable development site which is now worth considerably more than the Council received for it?”

Reply:

“I can only assume from this question the Liberal Democrats think the sale should not have proceeded, that Hiscox should not have come to York and they did not want the 350 jobs that came with it. I can only also assume the Liberal Democrats would have been happy with the site remaining derelict, of no social value to the city.

If you want a real example of massively undervaluing a public asset you need only look at your party's role in the sell off of Royal Mail.

Let's get real and stop picking holes in success stories - it just talks down the city and York deserves better."

(xiii) From Cllr Aspden

"Could the Cabinet Leader outline the confirmed or estimated allocation York will receive under the two Local Growth Deals?"

Reply:

"York has been granted £1.7m for York Central, £8m for Biovale and the Biohub and a total of £10.9m for development at Askham Bryan college. These priorities were strongly reflected in both Leeds City Region and York North Yorkshire & East Riding Strategic Economic Plans, recognising York's importance to both economic geographies.

In addition, because of this Labour administration's commitment to constructive engagement with the West Yorkshire Combined Authority, York's transport priorities will be taken forward through the West Yorkshire Plus Transport Fund. As I hope the Councillor is aware, in recognition of the compelling case for investment in growth set out in the Leeds City Region Strategic Economic Plan and the robust governance that the Combined Authority represents, the coalition Government awarded the City Region a total of £1 billion in a 20 year settlement - the largest total award in any Growth Deal. This provides the opportunity for schemes such as access to York Central and improvements to the Outer Ring Road to be delivered."

(xiv) From Cllr Jeffries

"How does the Cabinet Leader defend the poor engagement with volunteer groups under his tenure with his comments in his report?"

Reply:

"I would argue we engage more meaningfully with volunteers than the previous Liberal Democrat administration and this was recognised by the comments mentioned in my report from

volunteers from Foxwood Residents' Association. This was the first time the council actually said thank you - and it won't be the last."

(xv) From Cllr Reid

"Will the Cabinet Leader say when he actually expects the development of the Hungate site to be completed (including the non Hiscox elements)?"

Reply:

"Construction work should be starting quite soon following the completion of on-site archaeological works and that construction may take up to two years. Officers are seeking an update on this situation which I will share with Members shortly."

(xvi) From Cllr Cuthbertson

"The Cabinet Leader says that "all premises" within urban York will have the opportunity to have a fibre connection". How much will it cost (installation/rental fees etc) a resident to have access to this network?"

Reply:

"Talk Talk and Sky are yet to announce their pricing structure."

(xvii) From Cllr Reid

"Is the Cabinet Leader aware that questions have been raised about possible state aid implications of extending the use of the CityFibre network (that was built to provide services to City of York Council) and if he is what action has been taken to ensure that there are no state aid implications for the Council?"

Reply:

"Yes and all of our work is legally compliant. Appropriate due diligence and legal compliance has been carried. We have made use of huge infrastructure that Liberal Democrats procured. Lack of vision held back the city for a long time in delivering on the digital economy. I am pleased to say Labour has reversed this trend and York is now set to have the fastest internet speeds in the country."

(xviii) From Cllr Reid

“Whilst the Cabinet Leader was happy to pick up the keys for the new Headquarters from a project that he inherited from the previous administration, does he not feel that democracy was enhanced by there being an all-party scrutiny review of the Hungate Project?”

Reply:

“Not particularly. I think it was a stick to beat your administration with and it worked.”

B Cabinet Recommendations

Capital Programme Outturn 2013/14 and Revisions to the 2014/15 Programme

Cllr Alexander moved, and Cllr Williams seconded the following recommendation contained in Minute 16 of the Cabinet meeting held on 1 July 2014:

Recommended: That Council approve the restated 2014/15 to 2018/19 programme of £203.851m as summarised in Table 3 and detailed in Annex A of the report. ¹.

Reason: To allow the continued effective financial management of the capital programme from 2014/15 to 2018/19.

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 be approved.

Action Required

1. Make the necessary adjustment to the Capital Programme.

RB, DM

19. Recommendations of the Corporate and Scrutiny Management Committee

As Chair of the Corporate and Scrutiny Management Committee, Cllr Galvin moved and Cllr Runciman seconded, the following

recommendation contained in Minute 62 of the meeting of that Committee held on 12 May 2014, subject to the two references to 2015, in the paragraph headed 'Online Business/E-Commerce Scrutiny Review' being amended to read 2014:

Draft Annual Scrutiny Report 2013-14

[That Council] approve the Annual Overview and Scrutiny Report, covering the period June 2013 to May 2014, including the additional information in relation to the Loans and Grants Scrutiny Review.

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

Resolved: That the above recommendation in relation to the Annual Scrutiny Report be approved, subject to the two references to 2015, in the paragraph headed 'Online Business/E-Commerce Scrutiny Review' being amended to read 2014 .

Request for Change of Scrutiny Committee Terms of Reference

Cllr Galvin then moved, and Cllr Runciman seconded the following recommendation contained in Minute 8 of the Corporate and Scrutiny Management Committee meeting held on 23 June 2014:

Recommended: That Council approve the slight change to the remits of Economic and City Development and Community Safety Committees, as detailed in paragraph 7 of the report, to redress the balance of responsibilities between the two.

Reason: To enable the work of Scrutiny Committees to progress efficiently and deliver effective outcomes.

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

Resolved: That the above recommendation in respect of the slight change to the remits of Economic and City Development and Community Safety Committees be approved.¹

Action Required

1. Amend the Constitution to reflect the change in remits.

JC

20. Recommendations of the Health Overview and Scrutiny Committee

As Chair of the Health Overview and Scrutiny Committee, Cllr Funnell moved and Cllr Doughty seconded, the following recommendations contained in Minute 99 of the meeting of that Committee held on 23 April 2014:

Joint Health Overview and Scrutiny Committee (Yorkshire and the Humber)

[That Council]

- (i) Reconfirms its support for the establishment of a Joint Health Overview and Scrutiny Committee (Yorkshire and the Humber), in relation to NHS England's new review of Congenital Heart Disease services.
- (ii) Delegates relevant functions, as set out in Annex A to the report, that shall be exercisable by the Joint Health Overview and Scrutiny Committee (Yorkshire and the Humber) (JHOSC), subject to such terms and conditions therein.
- (iii) Approves the appointment of Councillor Wiseman to serve on the JHOSC in relation to the new review of Congenital Heart Disease services.
- (iv) Confirms its support for the financial contribution of £1000 to Leeds City Council for the financial year 2014/15 to help cover administrative costs, printing, postage, room hire and other materials and an element of officer time in relation to the work of the JHOSC.

Reason: In order that the Council's voice is heard in relation to NHS England's new review of Congenital Heart Disease Services

On being put to the vote, the recommendations were declared CARRIED and it was

Resolved: That the recommendations in relation to the Joint Health Overview and Scrutiny Committee (Yorkshire and the Humber) from the Health Overview and Scrutiny Committee meeting held on 23 April 2014 be approved. ¹.

Action Required

1. Inform Leeds City Council of delegation of functions and financial support.

DS, JP

21. Recommendations of the Staffing Matters and Urgency Committee

As Chair of the Staffing Matters and Urgency Committee, Cllr Alexander moved and Cllr Simpson-Laing seconded, the following recommendation contained in Minute 14 of the meeting of that Committee held on 23 June 2014:

Appointments to Committees and Outside Bodies

Recommend: That Council agree to the appointment of Councillor Funnell as York's representative on the Joint Health Overview and Scrutiny Committee for Yorkshire and the Humber.

Reason: In order to make appropriate appointments to the Council's Committees and Outside Bodies for the current municipal year.

[Note: Councillor Funnell, being recommended to Council as a result of Councillor Wiseman subsequently being appointed at the Annual Meeting to the Health and Wellbeing Board and therefore having a conflict of interest.]

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

Resolved: That the recommendation relating to an appointment to the Joint Health and Overview and Scrutiny Committee for Yorkshire and the Humber from the Staffing Matters and Urgency Committee meeting held on 23 June 2014 be approved. ¹.

Action Required

1. Inform Leeds City Council of appointment. JP, DS

22. Recommendations of the Audit and Governance Committee

As Chair of the Audit and Governance Committee, Councillor Potter moved and Councillor Brooks seconded, the following recommendations contained in minutes 13 and 14 of the Audit and Governance Committee meeting held on 25 June 2014:

Draft Revised Financial Regulations

[That Council] approve the amendments to the Financial Regulations, as set out at paragraphs 5,6,7, and 8 and Annex A of the report, subject to the deletion of the word “solely” from paragraph 38.¹

Audit and Governance Committee Effectiveness – Action Plan Update

[That Council] approve the proposed changes to the terms of reference of the Audit and Governance Committee (as set out in Annex 2 of the report)².

On being put to the vote, the recommendations were declared CARRIED and it was

Resolved: That the above recommendations of the Audit and Governance Committee from their meeting held on 25 June 2014 be approved.

Action Required

1&2. Update the Constitution to include the revised regulations and changes to terms of reference. JC

23. Annual Report of the Audit and Governance Committee

Council received the Annual Report of the Audit and Governance Committee at pages 163 to 175, on the work of the Committee for the year ending 16 April 2014.

Councillor Potter then moved and Cllr Brooks seconded acceptance of the report and it was

Resolved: That the Annual Report of the Audit and Governance Committee for the year ending 16 April 2014 be received and noted.

24. Scrutiny - Report of the Chair of the Corporate and Scrutiny Management Committee

Council received the report of the Chair of the Corporate and Scrutiny Management Committee at pages 177 to 180, on the work of the Committee.

Councillor Galvin then moved and Cllr Runciman seconded receipt of the report and it was

Resolved: That the scrutiny report be received and noted.

25. Report of Cabinet Member

Council received a written report from Councillor Merrett, Cabinet Member for Environmental Services, Planning and Sustainability.

Notice had been received of nineteen questions on the report submitted by Members in accordance with Standing Orders. The first four questions were put and answered as follows and Councillor Merrett undertook to provide Members with written answers to the remaining questions

(i) From Cllr Watt

“Will the Cabinet Member explain why he has failed to honour the commitment made by the Labour Group to the people of York – through its support for the Council’s motion to respect the responses of York’s residents to the Local Plan Preferred Options consultation – by his issuing a Further Sites Consultation that confirms a disregard for the public’s consultation submissions?”

The Cabinet Member replied:

“Clearly Councillor Watt hasn’t understood, or doesn’t wish to, the nature of the recent limited supplementary consultation, despite sitting on the Local Plan working group where officers explained the purpose of this limited additional consultation in detail, which is about ensuring that additional sites that have been submitted as part of the initial consultation or where there have been significant changes to existing proposed sites that they are consulted on, so

we can consider the whole set of responses both to the original consultation and in regard to these additional sites on the same basis. The public response to both the Local Plan Preferred Options Consultation and the Further Sites consultation are being used to inform the drafting of the revised Publication Draft Local Plan version, which will come back to members and be subject itself to consultation later this year.”

(ii) From Cllr Aspden

“Could the Cabinet Member detail how many recharges have taken place at each point since they were installed and what is the breakdown of users by council/public sector and private residents/businesses?”

The Cabinet Member replied:

“The six electric vehicle charging points installed by City of York Council in Council car parks and Park&Ride sites have been used 212 times since activation in October 2013.

62001 – 35 uses

62002 – 45 uses

62003 – 23 uses

62004 – 85 uses

62005 – 9 uses

62006 – 24 uses

Usage by Council of electric pool car is on-site at Ecodepot, not public charge point so the usage has been by private residents/visitors/businesses.”

(iii) From Cllr Doughty

“Referring to the Local Plan Extra Sites Consultation, how does the Cabinet Member propose to engage with residents' perceptions that the Labour administration is encouraging developers to bring forward proposals for development on proposed 'safeguarded land' prior to the Local Plan having been adopted, leaving residents to believe these developments are 'done deals'?”

The Cabinet Member replied:

"I'm happy to make absolutely clear that no decision has yet been made on the final portfolio of sites for inclusion in the Publication Draft Local Plan. This will be considered by Members later this year. Any discussion with developers and landowners are carefully placed in the content of the current stage of plan development, and are in order to get them to demonstrate sufficient thought and evidence that their sites address the Government's requirements that proposed sites for inclusion are viable and deliverable, and meet the required housing trajectories. However we cannot control what individual landowners and developers say and claim about what they hope might happen with their sites. I hope Councillor Doughty and the Conservative Group and outer York MP will now correct some of the misleading information they have been giving to residents on this issue, and explain to their residents that this is what their conservative government requires us to do."

(iv) From Cllr Reid

"Could the Cabinet Member outline exactly what the £10,000 secured for the Home Energy Programme will deliver?"

The Cabinet Member replied:

"The purpose of this project is to save residents money on their fuel bills, through two different streams of work: 1. switching energy tariffs via the CYC/ iChoosr Big Community Switch and 2. using less energy in the home.

- 1) Saving money by switching energy. This funding part supports a dedicated resource for helping residents save money by switching energy providers. It capitalises on the momentum built from the first switching scheme in December 2013 to February 2014, where 743 people registered and 242 people switched (a 32% conversion rate, which is significantly higher than the national average of 22%). The next two scheduled switches are August 2014 and January 2015.
- 2) Behavioural changes. There are simple, practical actions that anyone can do around the home, with possible savings of £280 a year¹. This funding also helps support a dedicated officer to reach the community through face-to-face advice is an invaluable way to disseminate the messages

¹ Source: Energy Saving Trust

This project is city-wide but has a particular focus on specific areas in need and currently experiencing fuel poverty and / or living in an energy inefficient home.”

(v) From Cllr Steward

“In light of the comments of Nick Boles MP, the Planning Minister, regarding housing targets, re: that the Council is required to “demonstrate ... reasons it needs to supply those numbers [of houses], which cannot be that it is ambitious or that it is going for growth. If it has no good arguments or good evidence, it is a Plan to meet not need but ambition and dreams, which is... not what plans are meant to do” and also that “a vaulting ambition is not a sufficient justification for threatening protected land. Ambition and the desire to grow faster than one’s neighbours or perhaps to build a small empire is not a sufficient justification for putting protections at risk,” will the Cabinet Member assure us that he and his officers will give serious consideration to reducing the housing targets within the proposed Local Plan to a more sustainable level and one that complements York’s actual housing needs and residents’ views?”

Reply:

“The Council are required to produce an Objective Assessment of Housing Need under the NPPF. This work is ongoing and will evidence the approach to housing in the Local Plan.

More specifically the NPPF indicates that local planning authorities should:

- *use their evidence base to ensure that their Local Plan meets the full, objectively assessed needs for market and affordable housing in the housing market area, as far as is consistent with the policies set out in this Framework, including identifying key sites which are critical to the delivery of the housing strategy over the plan period;*
- *identify and update annually a supply of specific deliverable 11 sites sufficient to provide five years worth of housing against their housing requirements with an additional buffer of 5% (moved forward from later in the plan period) to ensure choice and competition in the market for land. Where there has been a record of persistent under delivery of housing, local planning authorities should increase the buffer to 20% (moved forward from later in the plan period) to provide a realistic prospect of achieving the planned supply and to ensure choice and*

competition in the market for land. In fact, at last week's meeting of Leeds City Region planning portfolio holders with him, he actually suggested that Council's look to a 40% buffer to give them a margin against particular sites not coming forward as expected so they would still have a five year housing supply in place and therefore be able to resist unplanned housing sites coming forward;

- *identify a supply of specific, developable 12 sites or broad locations for growth, for years 6-10 and, where possible, for years 11-15.*

We are doing exactly this, thereby hopefully avoiding the fate of a stream of other Conservative controlled Councils like Harrogate, who've pedalled illusions to their electorates that they can build minimally to protect green belts and who've been forced by the Conservative Governments National Planning Policy Framework via the planning inspectorate to withdraw their plans because of their failure to provide adequate housing land supplies in their local areas."

(vi) From Cllr Firth

"Could the Cabinet Member outline the timetable for the next stage of the Local Plan and explain what exactly he means by "later in the year"?"

Reply:

"Clearly the exact timetable will be dependent on the response we receive to the Further Sites consultation, we would anticipate, however, reporting a Publication Draft Plan to Members in September. This would be followed by a City Wide Consultation.

(vii) From Cllr Reid

"Could the Cabinet Member outline what York's share of the £4.95million secured by Leeds City Council from the DECC is and what is York's share of the 1000 vouchers connected to the Green Deal?"

Reply:

"Up to approx. £15k to refurbish and create a eco home in York which will support the promotion of the Council's new Green Deal programme (Paper on this new programme and delivery dates coming to Cabinet in October). Up to approx. £15k will be provided in the form of free measures that will be installed in a

home in York. The 1000 vouchers will be on a first come first served basis.”

(viii) From Cllr Aspden

“How can potential passengers exercise a preference to travel in an electric taxi and how are the services advertised?”

Reply:

“Services are advertised by the taxi firms directly.”

(ix) From Cllr Hyman

“Would the Cabinet member confirm the dates of the Local Plan Working Group meetings at which residents will have the opportunity to make their views known before a final draft is prepared for the examination in public?”

Reply:

“Please refer to the response to question (vi) above.”

(x) From Cllr Reid

“Whilst welcoming Labour’s commitment to continuing the Liberal Democrat programme of replacing the old 35 watt low pressure sodium lanterns to white LED lights, can the Cabinet Member outline who took the decision to turn off street lights in selected streets, when did they take it, where a cost analysis of the plan is, and how will residents be informed? As despite asking for this information on the 9th July I have yet to receive an answer.”

Reply:

“The operation of street lighting is the responsibility of my colleague Councillor Levene. I believe he would confirm that there are currently no schemes in place to turn off street lights in selected streets.

Officers have taken a decision to reduce the lighting intensity in the early hours of the morning as part of the roll out of LED lights as this is now an option with these new lights that continues to meet the council’s statutory street lighting duties. The roll out of LED lights with this capability was approved by the Executive Member for Communities and Neighbourhoods on 22nd June 2010. Paragraph 13 indicated the use of more efficient lighting including LED’s to replace the existing low pressure sodium (SOX) lanterns.

The funding for the project is through the council's capital investment programme and bids are submitted each year to support the works. In 2013/14 and 2014/15 the council provided £200k each year for the project. Due to the time taken to procure the supply of the LED lanterns it was not possible to install the LED's in 2013/14 and therefore £160k was carried over into this year equating to £360k. This fund is being used to install the LED lanterns."

(xi) From Cllr Watt

"I ask the Cabinet member for environmental services, planning and sustainability matters why he continues to pursue a local plan that will devastate the environment in our rural areas by destroying open countryside that is needed for future food production; grossly exceeds foreseeable planning needs for economic growth and housing needs; and is not sustainable as evidenced by the daily near gridlock traffic in the Northern sector of York?"

Reply:

"The approach included within the Local Plan is designed to allow the City address the priorities of housing need and economic growth whilst ensuring that York's unique built and natural environment is protected. The plan will consider the appropriate supporting infrastructure requirements and potential funding contributions from new developments via the new Community Infrastructure Levy process. You will also be aware of the major transport funding from the new Leeds City Region Combined Authority that will allow us to fund the Outer Ring Road upgrade if that is not sabotaged by you and your conservative colleagues."

(xii) From Cllr Steward

"When the Cabinet member comments that *"the Authority has continued to engage with developers in York"* and his discussion of sites that have already achieved planning permission, will he comment on the council's relationship with potential developers of sites identified in the draft Local Plan, none of which are anywhere near to achieving planning permission?"

Reply:

"Please see the response to question 3."

(xiii) From Cllr Reid

“Is the Cabinet Member aware that most of the electric bus trips from the Poppleton Bar Park and Ride site have been running empty over the last 4 weeks?”

Reply:

“The delivery and operation of the Park & Ride sites is the responsibility of my colleague Councillor Levene. I believe he would confirm that both of the new Park & Ride services have been designed with greater capacity than that required at launch. It is anticipated that, in line with the way we set up other Park & Ride sites, usage will grow significantly as awareness of the Poppleton service grows.”

	<i>Month 1 trip numbers</i>	<i>Month 13 trip numbers</i>	<i>Month 25 trip numbers</i>
<i>Grimston Bar (1994):</i>	3,889	14,525	21,891
<i>Designer Outlet (2000):</i>	9,606	18,495	21,524
<i>Monks Cross (2004)</i>	13,550	35,429	43,797
<i>Poppleton Bar (2014)</i>	9,148 (8/6/14 – 1/7/14)		

(xiv) From Cllr Steward

“Will he will acknowledge the deep concern within communities such as Earswick, Skelton and Rawcliffe, who are seeing eager developers already putting in the groundwork for planning applications, leading many residents to suspect an all-too-cosy relationship with the Council and worse still that these sites are already a ‘done deal’ and what is he seeking to do about it?”

Reply:

“Please see the response to question 3.”

(xv) From Cllr Reid

“Given that the electricity used to recharge batteries does not all come from renewable sources (and hence add to carbon emission levels) why did the Cabinet Member authorize the opening of the Poppleton Bar Park and Ride site before it was finished?”

Reply:

“The delivery and operation of the Park & Ride sites is the responsibility of my colleague Councillor Levene. I believe he would confirm that the electric buses charge overnight at the First Depot in York. The electricity grid is off-peak at this time and of lower carbon intensity. There was a wind turbine in the design for Poppleton Bar however the supplier went out of business a month before installation. Officers are currently exploring alternative suppliers of renewable generation equipment for Poppleton Bar which could supply sufficient power for the on-site Rapid chargers which boost the range of the electric buses.

It would not be possible to provide all the energy for the buses from renewable sources without both renewable generation and energy storage capability at the present time. However to address Climate Change Act requirements, the Government intends to increase renewable energy generation over time, which lies behind the vehicle electrification strategy. Energy storage capability is also currently under development in the UK however there is not an available product which could be purchased currently.

Charging an electric bus from grid does however represent a 60% reduction in CO2/km compared to conventional diesel buses due to greater ‘Well to Wheel’ efficiencies, leave aside removing the diesel particulate from an air quality and health point of view.

In respect of the timing of the opening of the facility I understand this decision was taken by officers to open the park and ride at the earliest opportunity to maximise the benefit to the public whilst providing a safe environment.”

(xvi) From Cllr Reid

“ How much will this depot cost to build and operate, who will pay for it, and why is it being located on a prominent Green Belt site?”

Reply:

“Assuming your reference to “this depot” actually refers to my comments on the compressed natural gas (CNG) / biomethane

refuelling facility linked to a freight transshipment centre, then it will be for the site promoter to demonstrate the viability and deliverability of the site as part of the local plan process. However I am aware from past discussions that there is clear commercial interest in a freight transshipment centre in York from the logistics industry. The particular site that has been proposed is apparently the one and only location in York where the CNG supply pipe currently surfaces. It is also a brownfield site and obviously extremely well located relative to the principal road network.”

(xvii) From Cllr Reid

“A number of residents in my ward have asked when those who responded to last year’s consultation will receive feedback. Could the Cabinet Member confirm when this will happen?”

Reply:

“The report on the Publication draft Local Plan that will be considered by LPWG and Cabinet will include responses to the points raised by residents and others. As indicated in other responses the exact timing of these reports will be dependent on the level of response to the recently ended consultation but we currently anticipate September.”

(xviii) From Cllr Reid

“During the last 18 months over 90% of approved planning applications for housing in and around the city have been on brownfield sites. In the light of that continuing trend would he agree to include all potential brownfield building sites able to accommodate 2 or more housing units in the next draft of the Local Plan and would he also agree to reinstate the 10% windfall allowance (which he supported when it was included in the 2011 draft) and which recognises the volatile and changing nature of land use in the City?”

Reply:

“We will seek to use the maximum amount of brownfield land that passes the Government’s viability, deliverability and other tests. We will also reconsider the use of a windfall allowance in the light of the latest Government guidance.”

(xix) From Cllr Reid

“How many houses have actually been completed (rather than just approved) for each of the following years 2011/12, 2012/13, 2013/14 and so far in 2014/15?”

Reply:

“As a result of a request for housing completions details from Cllr Reid for tonight’s Full Council Meeting, the table below provides both net and gross house completions levels for the previous three years.

Year	Completions	New Build	Net Conversions / COU	Net Conversions	Net Change of Use	Demolitions	Net Dwelling Gain
2011-2012	354	279	45	5	40	3	321
2012-2013	540	441	70	9	61	29	482
2013-2014	374	302	57	3	54	14	345
2011-2014	1268	1022	172	17	155	46	1148

Completions for this year’s monitoring period, 2014/15 (starting 1st April 2014), are currently being compiled, however, these have not been confirmed and will only be verified after September of this year when a 6 monthly update has taken place based on site visits, Building Inspection Returns and contact with applicants/agents.”

26. Substitute Arrangements for Independent Members

Councillor Alexander, presented the report and recommendations of the Monitoring Officer in relation to substitute arrangements on Committees for the Councillors who were not members of a political group, namely:

“[That Council]

- 1) Approve an amendment to paragraph 6.5.1 (a) of Part 4B of the Constitution adding, at the end of that paragraph, the words: “Independent Councillors may also be appointed to act as named substitutes for other independent Councillors within this rule.”
- 2) Appoint the substitute Members set out in paragraph 5 of the report.

Reason: To ensure that each Committee with independent representation has the benefit of such representation even where the appointed Councillor is unable to attend a meeting.”

Cllr Alexander then moved and Cllr Simpson-Laing seconded the above recommendations and it was

Resolved: That the above recommendations in respect of substitute members for Independent Councillors be approved. ¹.

Action Required

1. Provide update to the Constitution.

JC

27. Activities of Outside Bodies

Minutes of the following meetings had been made available for Members to view on the Council’s website:

- Quality Bus Partnership – 17 March 2014 (Draft Version)
- Local Government North Yorkshire and York – 6 December 2013
- Local Government Yorkshire and Humber – Member Improvement and European Board -2 April 2013, 18 September 2013, 20 January 2014 and 15 April 2014
- Safer York/DAAT Partnership Board –3 February 2014

No questions had been submitted to representatives on outside bodies.

28. Notices of Motion

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

(i) Lendal Bridge (proposed by Cllr Reid)

It was moved by Cllr Reid and seconded by Cllr Cuthbertson that:

“Council notes the report in *The Press* on 27th February which revealed important facts about the Lendal Bridge closure.

Council further notes that:

1. The Labour Cabinet's six-month trial closure of Lendal Bridge should have finished at the end of February
2. The closure has brought widespread criticism from local residents, business owners, tourists and tourist groups
3. Negative media and social media coverage has been generated to the detriment of our city
4. The closure has failed to significantly improve overall bus journey times
5. Traffic displaced by the closure has caused increased congestion elsewhere in the city e.g. Foss Islands Road and Water End at Clifton Bridge
6. Officers have admitted that the trial closure has had little impact on overall air quality
7. The Labour Cabinet Member responsible has admitted that the signage at the start of the trial was "very confusing"
8. Around 45,000 motorists have received fines for crossing the bridge.

Council therefore resolves to ask Cabinet to:

- a. immediately end the trial closure of Lendal Bridge
- b. publicly admit that the trial has been botched and to apologise for this
- c. immediately publish the raw data on the trial ahead of their detailed evaluation report
- d. commit to consulting with residents and local businesses before bringing forward any future plans for Lendal Bridge."

The first amendment was proposed by Councillor Aspden and seconded by Councillor Ayre as follows:

"Insert after paragraph 8.

9. In April when challenged as to what he would do if the fines given to motorists using Lendal Bridge were proved to have been unlawful, Cllr Merrett told BBC Radio York: "Yes, I accept that at the end of the day that if we've got it wrong to that extent that I'd have to resign".

10. The Cabinet's decision to reopen Lendal Bridge and withdraw the appeal against the Traffic Adjudicator's ruling that the fines given out were unlawful.

Following the words 'Council therefore resolves to ask Cabinet to:'

Delete paragraph a.

Replace paragraph c. with:

refund all Lendal Bridge fines as they were issued using an unlawful method of enforcement

Insert additional text

Council further calls on the Cabinet Member in charge of the trial to stick to his word and resign from the Cabinet; Council also calls for the Leader of the Council to take responsibility for this botched trial and resign.”

On being put to the vote the amendment was declared LOST.

At this point in the meeting, the guillotine fell and all the following business was deemed moved and seconded. Where a proposer and seconder were before Council, at the time of the guillotine falling, details are listed below:

A second amendment was proposed by Councillor D’Agorne as follows:

“**Add** a final paragraph:

“Council further resolves that:
The proposals for an 'independently chaired cross party congestion commission' should be brought to Audit and Governance Committee and a Leaders Meeting for consideration prior to Cabinet approval by September 2014. This should included a budget and smart targets for the work to deliver broad recommendations that are compatible with LTP3 and the Air Quality Action Plan, prior to May 2015.”

The second amendment was also declared LOST.

On being put to the vote, the original motion, was also declared LOST and it was

Resolved: That the original motion be not be approved.

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

(i) Business Rates, Acomb Front Street (proposed by Cllr Burton)

“Council notes the difficult trading circumstances of the high street with challenges from internet shopping and a fragile economic recovery. Although York has one of the lowest shop vacancy rates in the country, Acomb has some of the highest concentrations of empty properties of any concentration of retail in the city.

Council believes that under the Liberal Democrats City of York Council did little to reverse Acomb’s fortunes and this was a stance backed by Conservatives.

Council resolves that under a Labour administration the Cabinet will receive options to consider extending business rates relief for all empty properties on Front Street being brought back into use.”

The first amendment was proposed by Councillor Steward as follows:

Delete the second paragraph.

On being put to the vote the first amendment was declared LOST.

A second amendment was proposed by Councillor Jeffries as follows:

Delete the second and third paragraphs and replace with the following:

“Council notes that additional pressure was placed on the Front Street commercial area by the Cabinet’s decisions to close the Council’s local Acomb Office in 2012, to dramatically reduce the funding that local ward committees had available to invest in the public realm at neighbourhood level, and by the Council’s decision to reduce public service standards such as the number of litter and salt bins available in the Acomb/Westfield area.

Council further notes that the present administration has allocated funding in excess of £5 million for projects to “reinvigorate” the city-centre while spending only £7,764, of an allocated £30,000 budget, on improvements in the Acomb commercial area.

Council therefore calls on the Cabinet to take the following action:

1. Consider options for extending business rates relief for long-term empty properties in the Front Street area which are brought back into use, while giving full support and publicity to the availability of increased business rates relief for existing small shops and businesses as championed by the Business Secretary, Vince Cable MP.
2. Agree to initiate a comprehensive regeneration package for the Front Street area including the development of a public/private investment plan aimed at transforming the safety, reputation and appearance of the whole area.
3. Take immediate steps to uplift the streetscape including improvements to cleanliness, footpaths, back lanes and lighting while renewing/painting street furniture and providing better ice clearance standards in winter.
4. To use its powers to encourage the diversification of the type of business and retail outlets available in the area while resisting a proliferation of betting shops, amusement arcades and similar establishments.
5. Work with the Acomb Alive team, traders and local residents to ensure that a street market is established in the area as soon as possible

The Council also records its appreciation for the work of residents and traders which has resulted in an increase in the number of social, arts and other activities taking place in the Front Street area. Council further places on record its belief that the increase, in the number of new businesses setting up in Acomb during the last year, reflects its growing confidence in the future of the neighbourhood”.

The second amendment was also declared LOST.

On being put to the vote, the original motion, was CARRIED and it was

Resolved: That the original motion be approved. ¹.

(ii) West Yorkshire Combined Authority (proposed by Cllr Steward)

“Regarding York potentially becoming a fully constituted member of the West Yorkshire Combined Authority (WYCA), council notes:

1. Lack of cross-party support on a commitment which will affect York for many years;
2. Lack of consultation with residents, businesses and community groups;
3. That a minority of residents know about the WYCA and its implications for York, and of those who do the majority oppose membership;
4. That payments have been made by the council to the Authority with nothing to show and no tangible benefits for the future;
5. Disappointment that WYCA failed to back York’s bid for the Rail College.

Council notes that legislation requires local authorities to provide proof of support for joining a combined authority and therefore, as this exercise has never taken place, commits to an appropriate consultation period to engage with residents, businesses and community groups on membership of the WYCA and that it will take all such views into account prior to committing the City of York to permanent membership of the same.”

On being put to the vote, the motion was declared LOST and it was

Resolved: That the above motion be not approved.

(iii) Pupil Premiums (proposed by Cllr Runciman)

“Council notes:

- the Pupil Premium is an additional allowance to support certain groups of school-aged children and young people at risk of not achieving their potential;

- this year's allocation of £4,884,000 means that primary and secondary schools in York have received over £12.6 million since the Pupil Premium was introduced in 2011;
- children entitled to free school meals are eligible for Pupil Premium of £1,300 a year for primary pupils and £935 a year for secondary pupils;
- whilst eligibility for free school meals is the main criteria for entitlement to Pupil Premium, other groups are also entitled to the Pupil Premium, including children in care, adopted children, children in hospital schools and service personnel children.
- Tim Farron MP, Liberal Democrat Party President, along with groups such as the Carers Trust has called for this eligibility to be extended to include young carers;
- There are 113 young carers registered with the York Carers Centre; however, the number of young people undertaking caring roles in York is widely believed to be far higher;
- The Government is currently consulting on its plans to extend the Pupil Premium in April 2015 to include a new 'Early Years Pupil Premium' for three and four-year-olds alongside plans to move the statutory entitlement to early learning for disadvantaged two-year olds to a participation funding model;
- An Early Years Pupil Premium would pay early years providers up to an additional £300 for each of the estimated 359 children currently eligible in York, providing an additional £103,330 in funding every year.

This Council believes that including young carers as a category of recipient eligible to receive the Pupil Premium would enable schools and colleges to provide additional support to these young people in York.

Council further believes that introducing an Early Years Pupil Premium would help all children get the best start in life and tackle what the Sutton Trust has identified as a 19 month gap at the start of school between the most and least advantaged children.

This Council therefore resolves to ask:

- The Chief Executive to write to the Secretary of State for Education, the Minister of State for Schools, and Dr. John Dunford OBE, the national Pupil Premium Champion, noting the

contents of this motion and asking the Government to widen the eligibility for Pupil Premiums to include young carers;

- The Chief Executive to respond to the current consultation on Early Years Pupil Premium and funding for two-year olds in support of the Government’s proposals and its plans for rolling–out the schemes.”

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

Resolved: That the above motion be approved. ².

(iv) Safe Homes for Vulnerable People (proposed by Cllr Looker)

“Council notes the good work carried out by a range of organisations in the city providing safe homes for vulnerable people. Some of these and the people they help are facing an uncertain future with changed funding arrangements, tighter benefit entitlement and no clear plans for the bulk transition of existing claims to Universal Credit.

Council also believes that the absence of choice that can be exercised by tenants in deciding who the housing element of Universal Credit is paid to is a particular worry.

Council resolves to invite the Chief Executive, on its behalf, to write to the Minister for the Department for Works and Pensions expressing concern over the roll out of Universal Credit, the implementation of Personal Independence Payments (PIPs) and difficulties with the delays in the processing of Employment & Support Allowance (ESA) claims, all affecting people in very difficult circumstances, and to appeal to the Government to resolve these issues quickly.”

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

Resolved: That the above motion be approved. ³.

Action Required

1. Schedule report to Cabinet for extension of business rate relief.

WB, KE

2. CX to write to the S of S for Education, Minister of State for Schools and Dr Dunford in the terms stated in the motion.

WB, KE

3. CX to write to the Minister for the Dept for Works and Pensions in the terms stated in the motion. WB, KE

29. Questions to the Cabinet Leader and Cabinet Members received under Standing Order 11.3(a)

Fifty nine questions to the Leader and Cabinet Members had been received under Standing Order 11.3(a). The guillotine having fallen at this point, Members agreed to receive written answers to their questions, as set out below:

(i) To the Cabinet Leader from Cllr Steward:

“What were the full costs, including everything from time of officer salaries to pre conference wine and canapes of the recent Fairness Conference and what are the tangible outcomes which the conference led to?”

Reply:

“The recommendation to host an International Fairness Conference was a recommendation of York’s Independent Fairness Commission.

The drinks reception was kindly provided by the University of York. The event was held on Sunday to welcome our overseas guests and no staff overtime was claimed by City of York Council Employees.

The overall cost of the International Fairness Conference itself was £18,635.58. £8,635.58 was provided by City of York Council and £10,000 was donated by JRF. Some elements of the conference were provided free of charge, including the venue hire cost, by the University of York.

We are sharing policies and other evidence-based ways of tackling poverty with cities nationally. Much of this is to do with influencing government policy. The event and contacts made through the event will help inform the future development of the Financial Inclusion and poverty strategies.

We also used the session to share and discuss the experience of poverty and fairness in York. I was pleased that there was an excellent session led by the pupils of York High School and other York residents. Over the next few weeks, we will be working with the JRF and the York residents that ran the community session at

the conference to run sessions in York to help us better understand how to address financial hardship in the city.”

(ii) To the Cabinet Leader from Cllr Healey:

“What were the reasons given for the University of York's withdrawal of funding from Science City York?”

Reply:

“As a result of a strategic review of priorities for the institution the University of York has determined that it wishes to strengthen its work between university departments and business directly. The University will continue to partner and to co-invest in Biovale, an innovation cluster in biorenewables technologies, with City of York Council, continue to own York Science Park with the Council and has also expressed a willingness to engage with the new company being established to consolidate wider business support activity in the city.

The council's representative on the board of Science City was briefed during the change in policy as was the Chair of Economic and City Development Scrutiny Committee.”

(iii) To the Cabinet Leader from Cllr Jeffries:

“Why did the Council Leader not take earlier action to address the overspends being recorded on social care budgets and what is his latest estimate of expenditure against budget for this area for the current financial year?”

Reply:

“I have been raising issues about expenditure in this area since December 2009 when I was Chair of the council's Health Overview and Scrutiny Committee. I invited the Executive Member at the time to the committee to discuss the issue but he refused to attend on two occasions.

The council has received a 45% reduction in Government funding over the course of this parliament and this has clearly played a role in adding to financial pressures just as demographic changes have. You will recall from when you were elected as a Labour councillor that you used to stand up against such reductions in funding and support Labour's position of modest increases in council tax to place funding into health and social care. However you have chosen to support a Liberal Democrat policy of defending

these Tory cuts and to oppose modest council tax increases for this long term expenditure.

The pooling of health service funding with social care is recognised as essential by all parties, and this has not been helped by the low amount York receives in health funding from the Government you now support, nor from the reorganisation of the NHS you also now defend.

Significant progress has been made over the last six months by officers and both Cabinet Members; putting in place better financial controls that have been long overdue. I expect further progress to be made, rather than refusing to engage on the issue, as the former Liberal Democrat Executive Member did before your party lost control.

There has been well recorded pressure on adult social care budgets locally and nationally for the last 4-5 years due mainly to demographic changes and rising costs in the care sector. In the last five years, demographic change alone has increased demand nationally by an average of 14%. As a result, the budget has consistently overspent - by £1.453M in 2010/11, by £1.660M in 2011/12, by £2.083M in 2012/13 but by an improved £1.766M in 2013/14. These significant pressures have been recognised and, despite average adult social care budgets falling nationally by 12% over the last three years, we have provided £2.5m of extra growth funding in York in 2013-14 and a further £2.5m in 2014-15 as well as an additional one off £957k in 2013-14. I expect the progress made last year in reducing the overall overspend to continue this year.

The next 2-3 years will be an even greater period of challenge for Adult Social Care than the last 2-3 have been, both nationally and locally, as a direct result of the Conservative-led government's imposed austerity and legislative change.

The Care Act recently completed its passage through Parliament and is the biggest overhaul of social care statute for over 60 years. It creates a new duty for local authorities to promote and protect the well-being of local people and their carers with a duty to consider their physical, mental and emotional well-being and to provide preventative services to maintain people's health.

The Care Act provides the legislative platform that, coupled with the requirement for greater Health and Social Care integration

through the Better Care Fund, will drive huge transformational change in Adult Social Care. This transformational change will mean existing patterns of expenditure will need to be quite significantly amended to place greater emphasis on prevention and early intervention thereby enabling a balanced budget to be created.”

(iv) To the Cabinet Leader from Cllr Brooks:

“If the Leader of the Council may exercise any function of Cabinet where a decision cannot reasonably wait until the next meeting, will he explain what was so important about the decision to re-open Lendal Bridge that it could not wait until the Cabinet meeting?”

Reply:

“The published decision of the traffic adjudicator created confusion for residents and clarity was required quickly. This was a position supported by the Conservative Chair of Scrutiny Management Committee and I thank him for his help in dealing with this matter so swiftly.”

(v) To the Cabinet Leader from Cllr Aspden:

“As the council’s revenue account only came in on budget last year because of Automatic Number Plate Recognition fine income and lower than anticipated debt charges (itself the result of low interest rates coupled with many capital projects having slipped into the current financial year), will the Cabinet Leader agree now to abandon at least some of his profligate “vanity” projects?”

Reply:

“I find this question fascinating. I assume through the question you are arguing against the expenditure included in the Economic Infrastructure Fund Labour set up to boost York’s local economy and number of job opportunities.

Part of the same Fund in fact that you sought to re-badge as Future York Fund in your last council budget amendment and attempted to pass off as something original. Demonstrating once again, in a consistent way it has to be said, that Lib Dem trait of adopting conflicting positions on the same issue depending on which day of the week it is.

I would like to remind Council the Fund is financed through New Homes Bonus (NHB) and prudential borrowing at historically low interest rates. The NHB element is trumpeted by Liberal Democrats nationally as supporting York's economy, but locally is opposed. Further evidence of consistent inconsistency from the Lib Dems.

The following list of events funded from the EIF has or will result in a positive economic impact:

- 1. New Park and Rides, supported by all parties*
- 2. Investment in Newgate market, supported by Conservatives but not Liberal Democrats*
- 3. A commitment to a new bridge to unlock York Central, supported by Conservatives but not Liberal Democrats*
- 4. Investment in the high street, not supported by Conservatives or Liberal Democrats.*
- 5. Tour de France – talked down by the Liberal Democrats*

The amount being spent on council debt per year has increased by £300k a year since the budgets set by Liberal Democrats and Conservative councillors, yet we are delivering a huge amount more than they ever did.”

(vi) To the Cabinet Leader from Cllr Steward:

“Will the leader use this opportunity to finally apologise to York’s residents for the shambles of the Lendal Bridge trial?”

Reply:

“Councillor Steward may think I am naive in the art and science of politics and this question clearly shows such qualities.

What is important is we now build the consensus over the issue of congestion, cross-party, on what action is required in this city to cope with the problem of congestion. Opposition parties may wish to beat their chests over the issue, but it is an issue that is not going to go away without some action. We have received no suggestions on how to tackle congestion from the opposition over the course of this council.”

(vii) To the Cabinet Leader from Cllr Healey:

“What have been the outcomes and jobs created from the additional 2 year funding given to Science City York by this administration?”

Reply:

“The 2 year funding given to SCY is from EIF for high growth business support and the 3 year Innovate York programme. As the EIF programme has only just finished and the Innovate York programme is still ongoing, the outcomes are still being measured, but early outputs and outcomes are as follows:

High Growth Business Support Programme

The high growth business support programme has provided over 30 high growth businesses with business support, totalling over 96 mentoring days worth of support. GVA and job outputs are being calculated following engagement with businesses assisted.

Innovate York Programme

Positioning York as a Major Global Innovation Player

- *LLGA Global Awards and Pilots: Received Global Awards for proposals to pilot in Cape Town (2012) and Glasgow (2014) (£22k est. funding received)*
- *Lead city in URBACT EU pilot transfer programme sharing our GeniUS! York approach with Syracuse in Sicily, San Sebastian in Spain and Tallinn in Estonia. (EU 325k funding received)*
- *In top 21 most innovative cities in Europe through finalist status in Bloomberg ‘Mayor’s Challenge’ competition, with the intent to be in the winning top 5 most innovative cities by end September 2014. (est. funding if we win EU 1-5m)*
- *In talks with Citymart global innovation network around 2-3 year partnership with York to fast track alternative procurement solutions through their global innovation network of solution providers.*

Embedding Innovation as a Key Driver in the City of York

- *We have comprehensively mapped existing innovative businesses, initiatives and activities in York, and provide an accessible source of 'innovation intelligence' to the city through our web site. We have further enhanced this knowledge hub through contributing regular blogs, research, communications and innovation opportunities. (120 contributors to the innovation map)*
- *Created a draft 'Roadmap for innovation' paper which will assist CYC in developing their strategy for future innovation in the city*
- *We are continuing to develop an 'innovation ecosystem' through the 'GeniUS! York' platform, linking CYC with Businesses, the Community and Residents in a more meaningful way. To manage and deepen relationships between these groups and CYC, with a focus around 'open innovation'. To date we have 434 registered members on the GeniUS! platform and 1145 twitter members. 99 individuals have been involved in taking the pilot ideas forward from the previous 8 challenge areas.*

Delivering a City-wide Innovation programme of events and workshops to Catalyse Development

- *We have had over 1600 people attending the 43 events and workshops we have delivered over the last 22 months. Feedback has consistently been over 80% good/excellent for all events.*
- *Included in the workshops we have delivered, is a programme of Workforce Development to increase 'intrapreneurship' skills in the organisation. These took the form of lunchtime taster sessions over a five week period, and places were oversubscribed within a few days of becoming available and feedback from staff was excellent. We are now running the same course for a second time in CYC.*
- *Through partnership working with the University of York and the Institute of Leadership and Management, we will be offering intensive three day Innovation Leadership*

workshops for 25 more senior members of CYC staff to further embed innovation capacity within the organisation. This course is endorsed by ILM and can lead to further accreditation.

Comprehensive Provision of Support Activities to Drive Innovation

- *We have worked with 190 members of CYC staff over 33 service areas to build innovation capacity within the council.*
- *Over the last 22 months we have assisted 8 organisations to draw down funding from external sources e.g. TSB, Art Council, Joseph Rowntree Foundation etc to enable their projects. This amounted to £167,000 additional funding.*
- *We are working with TSB SBRI, to develop a Yorkshire-wide match funded initiative with the Technology Strategy Board to run pre-procurement competitions, to identify cutting edge solutions to challenges facing the region, and to implement them quickly in the city through pilot and scale approach. This system is similar to GeniUS! except that TSB SBRI looks for existing solutions rather than co-designing a new solution. This has great potential to support our SMEs as well as to fast track innovative solutions in the region.*

So as you can see the investment already has or has the potential to leverage significant extra funding to develop innovation both inside and outside the council.”

(viii) To the Cabinet Leader from Cllr Healey:

“How many applicants have been considered for the Interim Director position of the new company to be formed to provide 'Marketing and Business Development'?”

Reply:

“The post of Director for the new company (interim or permanent) has not yet been advertised. In the short time since Cabinet agreed the next steps, work has begun in a job description and recruitment process but no decisions have yet been made.”

(ix) To the Deputy Leader from Cllr Ayre:

“There has been interest from citizens in contributing to the revised council constitution – could the Deputy Leader explain how this can be facilitated in the light of the Leader's commitment to coproduction and engagement?”

Reply:

“The Council’s services, due to drastic cuts in funding from the Conservative Liberal Democrat Government, are as Cllr. Ayre’s knows having to under go dramatic change. The loss of around £80m in government funding will result in many services being delivered differently, if at all, in the future and so to ensure provision the Council will undertake engagement and work with partners and residents in coproduction. I am glad that Cllr Ayre now supports this process after his opposition to the services that have already become social enterprises.

With regard to the Constitution Cllr. Ayre is, of course, a member of the Audit and Governance Committee. That Committee has the responsibility of bringing forward proposals for amendments to the Constitution. We have such a proposal on the agenda tonight and we did at the last ordinary Council meeting. No doubt Cllr. Ayre has ensured that, if appropriate, the public have been able to make any contributions to the recommendations brought to Council. I am aware that the Audit and Governance Committee held a public engagement event in May at which members of the public were invited to express views as to how the Council operates. There is also a current Scrutiny review which has amongst its objectives:

- *Examine national best practice by other Local Authorities currently achieving excellence level in their democratic traditions.*
- *Identify optimum methods for raising awareness of the democratic process amongst York’s Communities of Identity.*

I look forward to seeing recommendations from the Group in due course – including any which suggest constitutional change- and I am sure that the Chair of the Task Group would be very happy to receive contributions from interested members of the public.

Of course it does have to be remembered that the Constitution has to reflect complex statutory provisions including those in the Local Government Acts of 1972 and 2000, the Local Government and Housing Act 1989 and the Localism Act 2011 as well as a myriad

of other Acts, Statutory Instruments statutory guidance and case law.

The Council has an expert legal team that undertake this work and they also work in partnership with colleagues in the region to ensure that our Constitution is legally compliant. Members of the public can send in suggestions to the legal team and these will be considered by them, but due to 'process' changes that can be made are limited."

(x) To the Cabinet Member for Homes and Safer Communities from Cllr Barton:

"Has the Dutch government's "Container Housing Scheme" been investigated for York and if so what conclusions have been drawn?"

Reply:

"I can inform Cllr Barton that I first instructed Officers to look at alternative build methods over two years ago. The council are currently considering a number of modular and prefabricated build options, including the Y:Cube and Portakabin methods. The investigations to date have been encouraging in terms of quality, construction time and quality, but the council will need to be satisfied that this represents the best value option for new housing before progressing."

(xi) To the Cabinet Member for Homes and Safer Communities from Cllr Barton:

"Does the Cabinet Member have statistics available showing the success in York of the Government's "Help to Buy" scheme?"

Reply:

"No the scheme has not been a success as many people are realising that the scheme is not for them. The York number is 94 I would point out to Cllr Barton that the Public Accounts Committee have said the portfolio of Help to Buy mortgage loans will create a "heavy administrative burden" and a "medium and long-term risk to the taxpayer" The Committee have also questioned whether it represented value for money for the taxpayer.

There is also concern that the scheme has fuelled price increases and worry in the markets that many people will not be able to pay the loan aspect of the scheme back after 5 years."

(xii) To the Cabinet Member for Homes and Safer Communities from Cllr Jeffries:

“When will tenants receiving the garden assistance service be notified about how the new contractor will catch-up the backlog of work which has left very neglected gardens all around the west of the city and what steps have the council put in place to ensure that this situation is not repeated?”

Reply:

“Cllr Jeffries should already be aware that letters have already been sent to all customers. The first letter advised residents of the appointment of Oakdale and the second that there may a delay due to the new contractor taking over the contract and catching up on work that needed to be done. A further letter will be sent next week, once we have received the weekly update from Oakdale as to where they are on the list of addresses.

In order to work through the backlog Oakdale are completing the grass and hedge cut simultaneously. They have also engaged more staff to assist with the rectification works. Oakdale have put together a managed route map. They are monitoring the gardens that were cut first and will divert further resources to them for grass cut 2 to ensure the situation does not arise again. The contract also has been awarded for 2 years with the option of a further 2.”

(xiii) To the Cabinet Member for Homes and Safer Communities from Cllr Jeffries:

“On the garden assistance scheme why were tenants not informed of the meeting to re-tender the work with yet another decision being made behind-closed-doors?”

Reply:

“The decision taken was not ‘behind closed doors’ – to suggest so is a factual inaccuracy- and Cllr Jefferies should know, if she had read our own Constitution Part 3D – Officers Delegation Scheme (version 4) and Section 13 Local Government Act 2000: The Local Authorities (Functions & Responsibilities) (England) Regulations that the decision has been discharged in accordance with arrangements made under Section 9E of the Local Government Act 2000.

Our Constitution sets out the aforementioned arrangements. This policy, which adheres to legislation, has not been altered from when used by the Liberal Democrat controlling administration.

The decision to re-tender was then made as part of the day to day business of the Council and the awarding of the contract was logged and published on the Council's website as an Officer decision made under the scheme of delegations set out in Part 3 of the Constitution.

The Constitution allows Officers to award contracts which are not "key decisions". The financial threshold for key decisions and the power for Officers to award these contracts were contained in the Constitution which the Labour administration inherited from Cllr. Jeffries' party. It was a sensible provision then and it is a sensible provision now.

It is not, nor has it ever been, standard practice to involve customers in the re-tender process. However, the feedback that they provided for last years scheme was that the quality of the cuts was poor. As a result the contract now has more robust performance monitoring elements, which include a break clause in the contract, should CYC receive a certain number of complaints.

I am then content that the contract was award by the correct legal process. I am concerned that Cllr Jeffries, and the Liberal Democrats seem to want every operational decision made in to a long process that will cost York's residents money. Cllr Jeffries should note then that Council is undertaking its legal requirements, and that her question is at the very least miss-leading."

(xiv) To the Cabinet Member for Homes and Safer Communities from Cllr Reid:

"What are the net additional dwellings delivered in the council area over the last five years - is this the same as the Communities and Local Government figures or is it defined differently?"

Reply:

"Cllr Reid is aware that she can ask Council Officers at any time the 'net additional dwellings delivered in the council area over the last five years' and whether it 'is this the same as the Communities and Local Government figures or is it defined differently?"

For her convenience I am supplying her with the figures over the last 10 years although I know she already has much of this.

The housing completions contained within City of York Council documents do differ to those presented by DCLG as they provide a full assessment of all housing permissions through to completion – this is a normal practice of Local Authorities. Housing figures are updated at least monthly through Building Control updates and include NHBC housing completion details, regular contact with developers, up to four site visits per year and contact with internal departments including Housing, Electoral Services and Council Tax.

Figures on the DCLG web-site will differ from our data as a result of delays in DCLG receiving paperwork from the private sector Building Control Services and the potential inaccuracies involved in monitoring this information.

I and Officers are of the opinion is that figures above provide below are a more accurate assessment of housing completions due to the methods of monitoring implemented and form a reliable source of evidence of past housing supply.”

Dwelling Completions and Demolitions by Year, 1st April 2004 - 31st March 2014

Year	Completions	New Build	Net Conversions/ COU	Net Conversions	Net Change of Use	Demolitions	Net Dwelling Gain
2004-2005	1193	993	180	27	153	13	1160
2005-2006	949	784	139	11	128	17	906
2006-2007	875	734	110	18	92	46	798
2007-2008	557	442	87	19	68	6	523
2008-2009	502	391	73	23	50	13	451
2009-2010	606	513	64	-2	66	70	507
2010-2011	571	489	65	9	56	40	514
2011-2012	354	279	45	5	40	3	321
2012-2013	540	441	70	9	61	29	482
2013-2014	374	302	57	3	54	14	345
2003-2013	6521	5368	890	122	768	251	6007

Housing Consents 2013/14

A significant increase in housing consents took place last year with a total of **1531 net additional homes** gaining permission.

Housing Consents 2013-14 (1st April 2013 to 31st March 2014)

Year	Type of Approval	Number of Sites Granted Consent for Housing	Gross Additional Homes Consented	Net Additional Homes Consented
1 st April 2013 - 30 th September 2013	Residential (Use Class 3) Approval	67	251	235
	Office Residential Conversion (ORC)	1	8	8
	Privately managed off campus student accommodation	1	361	361
1st October 2013 - 31 st March 2014	Residential (Use Class 3) Approval	63	623	614
	Office Residential Conversion (ORC)	6	136	136
	Privately managed off campus student accommodation	1	177	177
2013-2014		139	1556	1531

Housing Permissions Granted Between 1st April 2004 to 31st March 2014

Year	Gross Housing Permissions	Net Housing Permissions
2004/2005	927	859
2005/2006	1218	1176
2006/2007	1359	1316
2007/2008	1700	1629
2008/2009	665	534
2009/2010	207	182
2010/2011	224	198
2011/2012	203	174
2012/2013	365	337
2013/2014	1556	1531
2003 to 2012	8424	7936

(xv) To the Cabinet Member for Homes and Safer Communities from Cllr Reid:

“There is apparently a new housing office opening on Lindsay Avenue. Where is the business case that supports this decision?”

Reply:

“It is a shame that Cllr Reid has not read the Housing Revenue Account Business Plan as this contained the agreed approach to

engaging with communities. The plan placed emphasis on creating local touchdown bases for Council Staff and our partners to hold advice sessions in hubs in communities lacking appropriate facilities or facilities that lend themselves to becoming a hub where services can operate. This is about localising the service.

I would refer Cllr Reid to:

http://www.york.gov.uk/info/200485/housing_plans_and_strategies/417/housing_plans_and_strategies_page_19

The shop in Lindsey Avenue was a vacant premise that had been difficult to let. The previous use was as a takeaway and as there is already another takeaway within the precinct the ability to re let the shop as a takeaway or any other commercial concern was consider extremely limited.

Work was required on the premises to remove asbestos and to ensure that the building meets all statutory requirements including disabled access. This has been paid for from within an existing budget.”

(xvi) To the Cabinet Member for Environmental Services, Planning and Sustainability from Cllr Doughty:

“Can the Cabinet Member please give all details, including dates, when any officer or member has had any dialogue, written or otherwise, with any agent, developer, housing association or other interested party regarding the proposed removal of 220 acres of green belt land at Earswick, which as part of the Local Plan further sites consultation, is to be re-categorised as ‘safeguarded’ land for future development?”

Reply:

“I’m not in a position to confirm absolutely all these details at such limited notice. What I can say is that from both a planning and housing perspective there have been officer meetings with the site promoter of this site both before and following its submission during and after the June to July 2013 Local Plan Preferred Options consultation. Planning officers discussed and outlined concerns relating to the issues detailed in the Local Plan Further Sites Consultation document and technical appendix. They also met with them again during the latest consultation to explore these issues.

From the housing side, the Council has been aware of emerging proposals for this site since October 2012. Advice was sought by a property agent working on behalf of a single landowner regarding affordable housing policies. Officers were contacted by and met with Fabrick Housing Group in July 2013 where the broad ambitions of the current proposed development were presented. Following submission of the site under the 'call for sites' the Development Director of Fabrick Housing Group attended a meeting of the Get York Building Board in December 2013 to outline the vision for the development including 50% affordable housing and construction training opportunities. The council were also asked if they would be interested in investing in the development. Officer views are that if the site is allocated in the Local Plan the potential for housing investment could be considered depending on the business case presented. Also in December the site sponsor met with the Homes and Communities Agency and with the representatives of the Leeds City Region Local Enterprise Partnership and the York, North Yorkshire and East Riding Local Enterprise Partnership. Officers from the council were present at these meetings which explored whether there might be LEP or HCA funding available towards infrastructure costs were the development to proceed."

(xvii) To the Cabinet Member for Environmental Services, Planning and Sustainability from Cllr Richardson:

"Using Defra calculations fly tipping removal costs for York have risen year on year, with removal costs for 2011/12 approximately £44,618 and rising to £56,720 for 2013/14. How does the cabinet member propose to address this continuing overspend?"

Reply:

"The removal costs derived from Defra calculations do not accurately reflect the actual cost of removal/collections in York. It is not possible to accurately calculate this as many fly tips are removed as part of a number of scheduled tasks carried out in a day and disposed of amongst other daily collected rubbish, they are used by Defra as a bench marking tool."

(xviii) To the Cabinet Member for Environmental Services, Planning and Sustainability from Cllr Reid:

"Would the Cabinet Member confirm that residents will have an opportunity to address members of the Local Plan Working Group before a final draft Local Plan is drawn up?"

Reply:

“Following the current consultation on Local Plan Further Sites which ends on 16th July the Council will be producing the final (Publication) draft Local Plan. This Publication draft will be taken to the Local Plan Working Group and Cabinet prior to the commencement of public consultation which it is anticipated will take place later this year prior to Submission to the Planning Inspectorate with the usual public.”

(xix) To the Cabinet Member for Environmental Services, Planning and Sustainability from Cllr Richardson:

“Given Councils additional funding from Government of £311,000 for road repairs. Will Council replace the many pot holes across the City with infill of a consistent thickness and sealed with a proprietary sealant so as to reduce the number of return visits required by contractors?”

Reply:

“If you’d directed the question to the correct Cabinet member he would probably say, carriageway repairs will be undertaken using a permanent method as per our patching programme, repair method will be to excavate damaged area using a planing attachment / clean area / edge seal the area and fill with hot material.”

(xx) To the Cabinet Member for Environmental Services, Planning and Sustainability from Cllr Aspden:

“What steps does the new Cabinet Member propose to reverse the decline in recycling rates?”

Reply:

“Waste services has recently undertaken a trial in the Clifton area to identify ways to encourage more recycling and to assess the feasibility and affordability of a wider city roll out. The trial included a campaign against junk mail and incentives were used to increase public participation. After three months there was a 6% rise in participation and a 6% rise in recyclate collected, despite paper level dropping by 1% (an outcome of the success of the junk mail campaign).

The service is also trialling the collection of mixed plastics in the Upper Poppleton area. Again, this trial is aimed at assessing any

impact on our service capacity and how such collections might improve our recycling rate. The trial is still ongoing but early signs are encouraging with over 100 residents asking for more boxes to allow them to recycle more plastics.

We will continue to explore the potential for recycling kitchen waste.”

(xxi) To the Cabinet Member for Environmental Services, Planning and Sustainability from Cllr Aspden:

“The Government has recently announced new incentives for local authorities to build homes on brownfield sites, including an idea to put local development orders on brownfield sites that are suitable for housing. Will the Cabinet Member explore whether these options could help develop brownfield sites in York?”

Reply:

“Yes, when guidance or policy is published following the Chancellor’s announcement we will consider whether this type of Local Development Order would be an appropriate approach for any of York’s brownfield sites.

York’s Local Plan as a whole seeks to deliver sustainable patterns and forms of development and a key element of this is to maximise the development potential of existing brownfield sites. It is critical when planning for the future of the city that the Plan seeks to deliver for all development needs identified. In this way it can best meet the city’s economic and social ambitions and fulfil the requirements of the National Planning Policy Framework (NPPF) which states that ‘local planning authorities should seek opportunities to achieve each of the economic, social and environmental dimensions of sustainable development, and net gains across all three’ (paragraph 152). An important part of the Plan’s vision is to ensure sustainable growth patterns and it is therefore considered important that economic and housing growth is linked.

In taking sites forward we will consider all available policy approaches and appropriate funding streams available at the time. It should be noted that once allocated through the Local Plan, the principle of development (for housing or other types of development) would be established on all sites, including brownfield sites such as York Central, therefore providing a similar

planning basis as would be achieved through a Local Development Order.”

(xxii) To the Cabinet Member for Environmental Services,
Planning and Sustainability from Cllr Reid:

“How many Full Time Equivalent (FTE) staff did the council have working on gully cleaning in each of the last 4 years, how many vehicles are used for this purpose, and how many and what proportion of gullies were/are routinely cleaned in each year since 2010?”

Reply:

- *“2010-2011, 4 no FTE, approx 38000 scheduled gully cleans*
- *2011-2012, 4 no FTE, approx 39000 scheduled gully cleans*
- *2012-2013, 4 no FTE, approx 20664 scheduled gully cleans*
- *2013 -2014, 2 no FTE on 8 + 8 hour shift system rotation, approx 20664 scheduled gully cleans”*

(xxiii) To the Cabinet Member for Environmental Services,
Planning and Sustainability from Cllr Reid:

“How many FTE street cleaners were/are employed in each year since 2010?”

Reply:

“I am advised it is difficult to produce comparator figures due to changes in working practices - in order to increase efficiencies and the flexibility of our service a role of general operative has been introduced whereby some staff carry out a combination of grounds maintenance and street cleansing operations depending on seasonal workloads.”

(xxiv) To the Cabinet Member for Environmental Services,
Planning and Sustainability from Cllr Hyman:

“In the light of encouragement for cycling and the need to ensure a safe road surface could the Cabinet Member detail the response time for filling in potholes from being reported to the work being completed?”

Reply:

“If you’d directed this to the correct Cabinet Member, he’d probably say, the aim of the team is to rectify noticed defects within 20 days which are reported within the adopted highway network.”

(xxv) To the Cabinet Member for Environmental Services,
Planning and Sustainability from Cllr Firth:

“Could the Cabinet Member detail the response time for the removal of graffiti as reported to the council?”

Reply:

“We aim to remove graffiti from relevant land within 1 working day if the graffiti is offensive, and within 4 working days if non offensive. (Relevant land is land that the local authority is responsible for and excludes private property).”

(xxvi) To the Cabinet Member for Environmental Services,
Planning and Sustainability from Cllr Jeffries:

“Whilst recognising that staff are working hard to make the best of the situation they are being let down by the council in keeping the city tidy, in particular the state of grass cutting and strimming. When will the Cabinet Member take a lead on the situation and detail what will be done to make the city presentable?”

Reply:

“The issues with grass cutting and strimming are mainly due to the excessively wet and warm weather we saw in May and June, which in many areas led to delayed grass cutting, increased rate of growth and hence poor standards of cut, however following the recent two or three weeks mostly dry period, standards of cut are getting back to normal.

As part of the councils work with The Humberside, Lincolnshire and North Yorkshire Community Rehabilitation Company Limited’s (formerly The York & North Yorkshire Probation Trust) Community Payback team, we identify tasks for offenders to undertake as reparation for their offences, one of the ongoing tasks is undertaking the strimming of obstacles in grass areas across the city, which has taken some of the pressure of our front line staff as well as benefitting residents across the city at no cost to the authority.

We are as part of our annual fleet replacement programme constantly looking at new types of equipment that may cope better with the differing grass conditions.

We are as part of our annual fleet replacement programme constantly looking at new types of equipment that may cope better with the differing grass conditions.”

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

“Following Councils decision to close Haxby Hall and to relocate its residents to other homes across the City the site has a potential of helping reduce the parking congestion in Haxby. Would the Cabinet Member support its transfer to the local community?”

Reply:

“You will need to put the question of any transfer to the correct cabinet member, my colleague Councillor Dafydd Williams.”

(xxviii) To the Cabinet Member for Health and Community Engagement from Cllr Doughty:

“Can the Cabinet Member explain why we cannot receive an update on the Council’s Elderly Person’s Homes programme, a project way overdue?”

Reply:

“I am always happy to provide an update for Cllr Doughty on any aspect within my portfolio. As he is aware, the re-provision of Elderly Person’s Homes was subject to a tender process. We are currently in the Competitive Dialogue Phase and, as with any procurement process, the negotiations are confidential.”

(xxix) To the Cabinet Member for Health and Community Engagement from Cllr Doughty:

“Like myself, the Cabinet Member must be concerned that two Assistant Director’s and at least two other Senior Officer’s within Adult Social Care have either resigned or already departed recently. Has the Cabinet Member sought reasons for this and what will she do to steady the ship, protect services for our city’s most vulnerable and restore morale in the department?”

Reply:

“It is inevitable that staff will leave us and new staff will join – the average turnover rate for all CYC staff is 14.47% and for Adult Social Care is 16.57%. The two Assistant Directors have both been with CYC for over 7 years and it is coincidental that they have left at around the same time to take up new opportunities elsewhere. Two new Assistant Directors have already been appointed who had a two handover with the departing ADs to ensure good business continuity. Protecting and supporting vulnerable residents is and will always be my number one priority.”

(xxx) To the Cabinet Member for Health and Community Engagement from Cllr Jeffries:

“What is the expected timetable for the development of the Lowfields Care Village, when will local residents be updated on the project, when will a planning application be submitted and what are the estimated completion and occupation dates?”

Reply:

“The re-provision of the EPH was subject to a tender process. We are currently in the Competitive Dialogue Phase and, as with any procurement process, the negotiations are confidential. A finalised timetable for planning, construction and occupation cannot be given until negotiations are complete.”

(xxxii) To the Cabinet Member for Health and Community Engagement from Cllr Jeffries:

“On the Lowfields Care Village, would the Cabinet Member confirm that she intends to restrict any development to the “footprint” of the former school and would she indicate what the future of the rest of the site is please?”

Reply:

“The Lowfields site is 13.71 acres of which the proposed care home and care village will cover 6.95 acres. The remaining 6.76 acres is not part of the proposed scheme and there are currently no plans for that part of the land.”

(xxxii) To the Cabinet Member for Transport from Cllr Reid:

“Would the Cabinet Member confirm the total cost – including the provision of external disabled parking spaces – of the new barrier

controlled system at the Marygate Car Park and would he say who made the decision not to include a charge card payment option as part of the new arrangements?"

Reply:

"The total cost of the Marygate car park scheme, long a key ask from city centre businesses, is approximately £100k. As has already been explained, there is an ongoing national issue which has affected the installation of chip and pin devices and this facility will be installed at the earliest opportunity, which the current national timetable for roll out would suggest will be available in early autumn."

(xxxiii) To the Cabinet Member for Transport from Cllr Aspden:

"Would the Cabinet member confirm the number of Fixed Penalty Notices issued for breaches of the access restrictions on Coppergate since 1st April 2014 and would he confirm that no action is currently being taken to enforce the restrictions?"

Reply:

"No Penalty Charge Notices have been issued since 1st April 2014 and no enforcement action is currently occurring, due to the uncertainty created by the Traffic Penalty Tribunal's decision and the ongoing review of that decision."

(xxxiv) To the Cabinet Member for Transport from Cllr Reid:

"Who took the decision, and when, to open the new Park and Ride site at Poppleton before work had been completed (the outstanding works on 9th June included car parking space, signage, traffic signals, road junction layout, layout, A1237 junction improvements etc) and when will all work connected with the Park and Ride site and associated road works be completed?"

Reply:

"The opening of the Park & Ride site at Poppleton Bar was taken by officers to make the facility available at the earliest opportunity that it was safe to do so, in order to maximise the benefit of the facility to the public and the city. The contractors are scheduled to leave site by the end of the month."

I would like to briefly thank Poppleton residents for bearing with the disruption while the works were undertaken."

(xxxv) To the Cabinet Member for Transport from Cllr Doughty:

“Can the Cabinet Members please advise when work will be completed on the cycle path and the shoulder length grass and weeds on the northern A1237 between Haxby and Wigginton, whether costs will exceed further the already £400,000 over budget cost and what general maintenance will take place in the future as it currently stands as a very sad and expensive Labour ‘legacy’ to the Tour De France?”

Reply:

“The installation of the new bridge is the key activity, and following a tender process the Council will shortly award the contract for this. If all goes to plan, the bridge should be installed by the end of the year, but this is dependent on weather and limited to a few available dates available to us when the railway line can be closed to facilitate the lifting of the bridge onto its foundations. The construction of the embankment paths at either end of the bridge and the toucan crossing on Haxby Road will follow the bridge installation, and will probably take place in early 2015.

It is not expected that the scheme cost will exceed the current budget. Once the scheme is complete the area in question will be included in the council’s routine grass cutting and other highway maintenance programmes.”

(xxxvi) To the Cabinet Member for Transport from Cllr Reid:

“What has been the number of vehicles parked on average each day at the new Park and Ride site at Poppleton and how many passengers have been carried by the new buses on each day since 9th June?”

Reply:

“From opening, the number of cars parked at the new Poppleton Park & Ride site is between 70 – 100. On a Saturday this increases to 200. Once the permanent signage and landscaping is completed, the site will be considerably more visible to the public and increased use is anticipated.

The number of passengers carried on route 59 from 8th June to 1st July is 9148. This is in line with other Park & Ride services. The route 7 service to the Designer Outlet Park & Ride carried

9606 passengers in its first month. On comparable Park & Ride services, passenger numbers after the first month averaged about 40% of passenger numbers after a year.”

(xxxvii) To the Cabinet Member for Transport from Cllr Reid:

“Would the Cabinet Member confirm the numbers who were killed and seriously injured on York’s roads in each of the last 5 years and what target for accident reduction has he set for the current calendar year?”

Reply:

“The KSI figures are as follows:

	2009	2010	2011	2012	2013
KSI	60	62	63	51	58

The Conservative-Liberal Democrat Government scrapped nationally-set casualty reduction targets in 2010/11 and the Council have never had a locally-set target. Our local policy is to monitor them year on year and strive to keep them as low as possible by working locally and regionally with other road safety groups to maximise our budgets and campaigns.”

(xxxviii) To the Cabinet Member for Transport from Cllr Reid:

“How many residents have so far applied and paid for one of the new “Minster” badges and when, where and by whom was the decision taken not to allow non-residents, who make frequent trips to the City, to purchase a badge if they wished to do so?”

Reply:

“From the 1st July to the 9th July almost 1000 Minster Badges have been purchased by residents.

Minster Badges have only ever been available exclusively to residents and the decision to introduce a charge for the Minster Badge did not alter this. Either we have a resident discount or we do not – if we do, it needs to be properly enforceable, if we do not and the Liberal Democrats are simply calling for an across-the-board cut in parking charges, they should explain a) how they will pay for this in the face of massive cuts from their Party in Government, and b) how they will deal with the resulting increase in congestion.”

(xxxix) To the Cabinet Member for Transport from Cllr Reid:

“At the March Council meeting the Cabinet member confirmed that car parking space availability information had not been accessible through the Council’s website “since the move to West Offices”, but assured Council that “live information from the car parks (would be) available on the web site by May 2014”. Why was this deadline not met and what alternative steps have been taken to provide real time parking information for those travelling to the City for events like the Tour de France?”

Reply:

“Live car park availability information can be found on the Council's YorkLive website for many car parks with more to be added in the near future. We also employ a range of channels to communicate event information, including extensive use of social media, and this was the case with the Tour de France.”

(xl) To the Cabinet Member for Transport from Cllr Reid:

“When can we expect the car park space availability information to be available again “on-line” and when does the Cabinet Member anticipate that the street located Variable Message Boards will all be working reliably?”

Reply:

“In terms of the online facility, would refer Cllr Reid to my previous answer.

For the street-based facility, much of this technology is obsolete, and finding compatible components to replace and upgrade the technology has proved a challenge. This work has been scoped and agreements are in place to ensure that this is done expeditiously.”

(xli) To the Cabinet Member for Transport from Cllr Runciman:

“When will the relevant part of the Council’s website be updated to allow residents to see when road repairs in their area are likely to take place?”

Reply:

“Perhaps Cllr Runciman needs to look at the website more closely, as this information is already available at

http://www.york.gov.uk/info/200328/temporary_restrictions/1023/temporary_traffic_restrictions”

(xlii) To the Cabinet Member for Transport from Cllr Reid:

“How long have the automated car park spaces signs been out of action, why haven't they been working, and when will they be working again?”

Reply:

“The ageing technology - not addressed by the previous administration but being addressed by this administration as set out in my previous answer as part of a rolling plan of refurbishment and investment in our parking facilities - is indeed coming to the end of its useful life, with some units being out of action for around 12 months while others are far more recent.”

(xliii) To the Cabinet Member for Transport from Cllr Richardson:

“Government funding for the Real Time Information System has been a resounding success for many of the bus users of this City. However given the displacement of the information points are mainly in the City Centre. Can Council confirm when the remainder of routes across the City are to be installed including the replacement of bus shelters?”

Reply:

“There is an ongoing Better Bus Area Fund programme of works (funded by national government, local government, and private operators) for bus stops outside the city centre that have been identified for improvement. The BBAF works will be completed by spring 2015, but budget permitting, we would of course plan to continue to improve bus stops across the city beyond this point.”

(xliv) To the Cabinet Member for Finance and Performance from Cllr Steward:

“Does the Cabinet Member agree with me that it is wrong so many officers have been appointed on what Cllr Warters correctly calls ‘living it up wages’ of over £500 per day without any elected member input?”

Reply:

“Other than trying to score points I am really not sure what the purpose of this question is as clearly I do not accept the premise that lies behind it.

For permanent directors, a budget provision of £132,000 is made to cover salary and employer costs such as tax, national insurance and pension. This is one of the lowest amounts for unitary authorities in the country. Whether or not he thinks this represents value for money, in York we generally pay less than the market rate. Assuming he does not want the Council to carry vacancies at a senior level and put front line services at risk, I would be interested to know what Cllr Steward's suggested alternative approach would be.”

(xlv) To the Cabinet Member for Finance and Performance from Cllr Galvin:

“Given that the Guildhall complex has been empty for some 12 months what plans are being discussed by officers or Cabinet member for it’s future use?”

Reply:

“There is a full report coming to October Cabinet outlining progress made on the Guildhall project which will clearly set out proposals for its future use. The complex is still in regular use with the Guildhall having forward bookings through to spring 2015 and the offices being used for rehearsal space for local theatre productions. Other interim uses are also being explored.”

(xlvi) To the Cabinet Member for Finance and Performance from Cllr Galvin:

“What have been the overall costs expended on the Guildhall complex in the past 12 months in terms of heating, business rates and any other charges incurred?”

Reply:

“Total costs incurred on the Guildhall in 2013/14 were £118.4k, breakdown as follows:

	£000's
<i>Repairs and Maintenance</i>	<i>14.8</i>
<i>Energy Costs</i>	<i>26.6</i>
<i>Business Rates</i>	<i>63.1</i>

<i>Cleaning and Domestic Supplies</i>	<i>13.0</i>
<i>Other misc charges e.g alarms</i>	<i>0.9</i>

(xlvi) To the Cabinet Member for Finance and Performance from Cllr Richardson:

“With the introduction of the new Residents Parking Discount Badge at £20 for two years in September. Can Council state what is the expected average savings expected for a resident over that time frame and will residents be given extra discount for paying for there parking by Credit/Debit Card?”

Reply:

“There are potentially over 30,000 active Minster Badges in use at this time. It will be up to individual residents to decide for themselves whether the Minster Badge makes economic sense to purchase. For those that work in the city during evenings – savings of up to £1,000 could be achieved from not paying evening charges over a two year period. However for those that only park on an irregular basis it may not make any financial sense to purchase a badge and pay the higher rate.

It should be noted that a range of parking options are available for residents.

There are no plans to provide discounts for paying by credit / debit card as the primary advantage to motorists of being able to pay this way is the convenience of not having to find the correct change, rather than any financial saving.”

(xlviii) To the Cabinet Member for Finance and Performance from Cllr Barton:

“What measures is the Cabinet Member taking to investigate the cause of what appears to be job dissatisfaction amongst senior officers?”

Reply:

“Much as I like Cllr Barton and want to give him the full and frank answer he deserves I am finding it hard to do so on this occasion as I have absolutely no idea what he is talking about.

We have had two recent promotions amongst senior staff and the results of staff surveys are showing as 'Green' (thereby good) in all

but one area, which would not indicate the job dissatisfaction he refers to.”

(xlix) To the Cabinet Member for Finance and Performance from Cllr Richardson:

“Given Councils flagship call centre has had time to find its feet, will Council provide the following information:

1. What is the longest time taken to answer an incoming call?

Reply:

“In the last quarter the longest time to answer a call was 29mins 46 secs, which is clearly unacceptable. However it is also quite exceptional. The average time to answer calls across the call centre in the last quarter was 53 secs across all of our lines. Average waiting times for the quarter across each of our lines is outlined below:

	Average Speed of Answer
Operators	00:00:38
Council Tax	00:00:58
Smarter	00:01:00
Neighbourhoods	00:01:00
Parking	00:00:10
Planning	00:00:58
Benefits General	00:01:43
Benefits Changes	00:01:01
Benefits New Claim	00:00:51
YFAS Freephone	00:01:45
YFAS	00:01:17

2. What was the cost of that phone call based on the standard local call rate?”

Reply:

“Based on BT phone tariff guide for residential customers of 3.3p per minutes is (so 29.76 x 0.033 =) £0.98p for the longest call in the quarter.”

- (l) To the Cabinet Member for Finance and Performance from Cllr Ayre:

“Why is the facility to report potholes, faulty street lights, blocked footpaths etc from the “Do it on line - Report it” section of the council website still not available despite assurances given by the Cabinet Member in March that this would be available by the end of April?”

Reply:

“I could give a long and technical answer to this question which would no doubt be dismissed as gobbledegook so I will give the shortened version which is simply technical problems. Cllr Ayre raises a valid issue and I know that officers are working hard to ensure that the commitment given on this is honoured.

The revised and current plan is to start the phased replacement programme to allow this to happen for these services within the next 3 weeks.”

- (li) To the Cabinet Member for Finance and Performance from Cllr Reid:

“Residents are still not being given a reference number for any complaint that they raise and instead are being given a standard response saying: “at present, due to current technical problems, we are unable to provide you with a reference number”. This has been the position for over 12 months now. When can those reporting issues to the Council expect to be given a reference number?”

Reply:

“All customers whose complaint is logged directly via ‘haveyoursay’ or passed to ‘haveyoursay’ inbox / email address or via phones direct to the Customer Centre - are all given a unique CF or CCF reference number.

The Customer Centre Manager has spoken to the customer centre phone team manager and they think the issue might be that until recently we were not communicating sufficiently that the complaint will be passed to another team and a reference number allocated.

This has been rectified and we now let customers know when we are taking complaint details from them, that the customer feedback team will contact them with a reference number.”

(lii) To the Cabinet Member for Finance and Performance from Cllr Ayre:

“What is the current gap between the Council’s overall borrowing requirement and the amount that has currently been borrowed and does the Cabinet Member expect that borrowing to take place before or after the local elections?”

Reply:

“The difference between the actual current borrowing and the borrowing requirement (capital finance requirement) is set out in regular reports to Audit and Governance, and to Cabinet, therefore this information is freely available to all Members of the Council. I can confirm the figures below at the end of 13/14 financial year :-

*13/14 capital finance requirement £ 311.2m (includes £140.3m Housing revenue account)
13/14 actual debt £253.3m*

All decisions regarding the actual borrowing are delegated to the Chief Finance Officer (the Director of Customer and Business Support), and he determines when borrowing is taken, and the balance between actual borrowing and underlying need for borrowing. This is influenced by a number of factors including levels of cash balances, current/forecast future interest rates, and planned capital expenditure. There is no political influence in terms of these decisions. As such I cannot confirm when borrowing might be taken, though clearly the member can speak to the Director himself.”

(liii) To the Cabinet Member for Education, Children and Young People from Cllr Brooks:

“Does the Cabinet Member have an estimate of the expected uptake of free school meals for classes up to Year 2 in September?”

Reply:

“We have been very focused on this issue since the change in the law came in and as I visit primary schools it is always something I ask about; responses vary, some schools are very confident,

others have some concerns particularly about managing the length of lunch breaks when an increase in uptake from younger children may mean that the overall meal time may take longer. But all are confident they will manage the situation. We have worked generally on an 85% take up – in line with the two pilot schemes in Durham and Newham. This will be monitored across all Key Stage 1 schools in the first few weeks of the new school year and this will allow us to monitor the impact on kitchens and kitchen staff as well as how the schools manage the increased take up. We have put in new equipment to many school kitchens to assist catering staff.

One side benefit from the expected increase in school meal take up in key stage 1 has been that the LA have been able to re-negotiate the contract with our catering contractor ISS and as a result for the parents of children in those schools which are in the contract and whose child is in KS 2 the price of a school meal reduces from £2.25 to £2.00 per day from September.”

(liv) To the Cabinet Member for Education, Children and Young People from Cllr Barton:

“In view of the shortage of foster parents, does the Cabinet Member agree that the dissemination of what little information that exists to the general public is sadly lacking and needs to be more proactive?”

Reply:

“It is one of our major priorities to recruit and approve more foster carers and it is an ongoing exercise as well as the targeted work that was done during the recent Fostering Week initiative. The Team work with the Council’s Communications Team to ensure that all our marketing and publicity is targeted to achieve the best outcomes. In addition we also work with North Yorkshire, East Riding and Fostering Network to explore new initiatives, which enhance the publicity and recruitment of new foster carers.

We have revised our arrangements with foster carers recently and believe that we now have a very strong and attractive offer to people wishing to become foster parents. We are currently developing a piece of work that could further enhance the role of foster carers and therefore make it a more attractive opportunity. The Corporate Parenting Board receives regular reports on all aspects of the Fostering and Adoption Service.”

(lv) To the Cabinet Member for Education, Children and Young People from Cllr Runciman:

“Could the Cabinet Member update Council on what is happening with Space 217?”

Reply:

“Regrettably Space 217 does not fall within my sphere of influence – although I very recently went past it on my way to somewhere else.”

(lvi) To the Cabinet Member for Education, Children and Young People from Cllr Aspden:

“Will the Cabinet member make a commitment to retain the same number of Youth Centres as currently exist and detail the activities which will be available to young people operating from them?”

Reply:

“Both the Council’s local Youth Centres – 68 Centre and Moor Lane Youth Centre have been retained. There are no immediate plans to close either centre and we are looking to find a wider community role for them. We are opening up our buildings to other youth groups at minimal cost.

A full programme can be circulated. Members are being given every opportunity to attend regular briefings around youth and community services.”

(lvii) To the Cabinet Member for Leisure, Culture and Tourism from Cllr Barton:

“Can the Cabinet Member inform the council what stage has been reached in the discussions between the York Conservation Trust and the York Theatre Royal to take over or purchase the Theatre Royal and the De Grey rooms, and has a value been agreed for the properties?”

Reply:

“I am not party to any discussions that might have taken place between the York Conservation Trust and the York Theatre Royal and cannot therefore comment.

Just in case Cllr Barton is confused over who owns what: The Theatre Royal in fact belongs to the Council, whilst the de Grey building is owned by the York Conservation Trust.

However, with regard to the Theatre, the Council is open to innovative ideas about the best way forward to secure investment in the building to secure its long-term future, especially in light of the excellent news concerning the Theatre's successful Arts Lottery bid supported by £500k of capital from the Council.

Culture is a vital part of the life of this city and York Theatre Royal is a vital part of our cultural heritage. It is therefore in the interest of this council that we support and encourage the increased sustainability of York Theatre Royal.

I have therefore instructed officers to investigate all the options and talk to all interested parties."

(lviii) To the Cabinet Member for Leisure, Culture and Tourism from Cllr Cuthbertson:

"Regarding the "Grand Depart" held at Huntington Stadium on 4th July, how much was spent on this event (broken down by artist fees, charity contributions, equipment hire, stadium costs, traffic management, staffing costs, hospitality etc), how much income was derived (broken down by ticket sales, sponsorship etc), and who took the decision – and when – to add this event to the Tour de France calendar?"

Reply:

"The Huntington Stadium concert was added to the calendar of events under the delegated authority of the Director of Communities and Neighbourhoods.

The final costs and income of the concert, along with an evaluation of all aspects of the immensely successful Tour de France York Depart are currently being worked on and a report will be produced shortly and available to members.

I would personally like to thank and congratulate the ward councillors who worked with residents on all of our community events, officers who enabled them to do that and most importantly our communities for embracing the Tour de France and ensuring there were so many wonderful aspects to the cultural and sporting calendar in York and Yorkshire in the run up to the 6 July."

(lix) To the Cabinet Member for Leisure, Culture and Tourism
from Cllr Cuthbertson:

“What is the Cabinet Member’s deadline for starting work on the ground at the new Community Stadium at Huntington and what is her current best estimate of its opening date?”

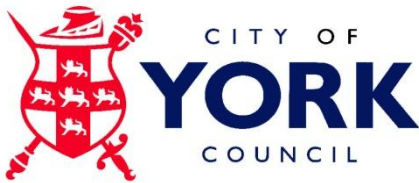
Reply:

“The current best estimate for the start of work at the new stadium is March 2015 with an estimated completion date of July 2016.”

Cllr Julie Gunnell

DEPUTY LORD MAYOR OF YORK

[The meeting started at 6.30 pm and concluded at 9.55 pm]



Labour Leader of City of York Council
Report to Full Council – October 2014

Lynn Jeffries

This is the first meeting of Full Council since Councillor Lynn Jeffries passed away. I would like to place on record my thoughts and those of other Labour councillors being with her family and loved ones following this very sad news.

Unemployment

The number of people claiming Jobseekers Allowance in August fell by 75 to 1,441. This represents 1.1% of the working age population. This time last year it was 2,451 people or 1.8% of the working age population.

York is outperforming the region which stands at 3.0% and the country which stands at 2.3%. It is good to see the correct environment being fostered in York to help people into employment.

I reiterate my concern though at the growth in part time and zero hour contract work – especially with regards to the income of women. Although the local economy is back to pre-recession levels of Gross Value Added (GVA) and Jobseekers Allowance (JSA) claimants the real incomes of families are not. The city therefore needs a greater focus on higher wage jobs. This is where we must capitalise on our infrastructure and skills whilst making land sites available through the Local Plan.

Whilst I am pleased to see significant reductions in the number of people claiming JSA in Hull Road, Clifton and Heworth wards, I am concerned to see no reduction in the numbers of people claiming JSA in Osbaldwick, Heslington and Fulford. The total number of claimants in the more central wards is higher but these wards are seeing a reduction in the number of claimants. In the outer wards listed the number of claimants is lower but we are not seeing the same reduction.

Local Economy

There are many indicators to show how well York's economy is doing from low unemployment to low empty retail units to high GVA. However, productivity is low and falling compared to the UK average so is something the city needs to tackle. This is something York's Economic Partnership is addressing.

York has been performing above the national average with regards to business survival rates.

Anaplan

I was honoured to be invited to the opening of Anaplan's new office at the Bonding Warehouse. This is a company which deals in cloud-based business planning and operations.

The company was set up by a York resident and has a head office based in San Francisco. Anaplan has decided to take space in this iconic property that had been left derelict for far too long. The business wanted to access the high skills set York has thanks to our universities. The expanded operation in York includes programming jobs which are well-paid.

The company now turns over \$100m (US) per year.

York-Harrogate Rail Line

During the council meeting Members will hopefully get the opportunity to debate the motion we have submitted on electrification of the rail line between York, Harrogate and Leeds.

I'm pleased that we are working closely with Harrogate and North Yorkshire councils on how we make this a reality. It will require strong representations cross-party from councils, MPs and also from business representatives such as Chambers of Commerce.

There are identifiable economic benefits from such an improvement to rail infrastructure so I hope with the right collaboration, it can become a reality.

Tour de Yorkshire

Welcome to Yorkshire and Amaury Sports Organisation (ASO) have announced they are to collaborate again on an annual three day cycle race in May 2015 in Yorkshire.

This is fantastic news for the county and reflects the huge appetite the county has for cycling as well as the incredible reception the Tour De France received for this year's Grand Depart.

It is clearly testament to the good work of staff, volunteers and the participation of the public that ASO wants to continue their involvement in cycle races in Yorkshire.

The route for 2015 is yet to be confirmed, but I'm confident York will feature along with many areas which missed out back in July. This would be great news for them and help spread the message that the whole of Yorkshire is a great destination for cycling.

Electric Buses

York was the place where we launched the world's first electric tour bus, which involved the conversion of an existing vehicle. I am pleased to see electric buses currently running on our new A59 Park and Ride route and look forward to further electric buses operating soon on other existing Park and Rides in the city.

This shows our commitment to sustainable transport in this city. It is good to see York leading the way nationally and internationally on this issue.

Community Stadium

The community stadium project has been discussed for around 10 years. Since leading the council Labour has secured planning permission, funding and has appointed a preferred bidder. Construction work is due to begin early next year. The stadium will be underpinned financially by different community and commercial facilities at the site. It will create a great resident destination of national quality. The council will be providing £8m to the £37m project. £4m of this was already allocated in 2003 and includes £2m for the relocation of the Athletics Club.

The project includes a replacement pool at Waterworld which would have closed in the not too distant future due to the level of investment required to bring it up to standard and its long term viability as a business. The council could not be in a position where it needed to pump significant subsidy into the facility annually on an ongoing basis. Despite pools and libraries closing around the country due to Government funding cuts, I am pleased in York Labour is replacing a decaying facility with a brand new pool and opening an additional library.

I have been disappointed by Conservative opposition to this plan for some time, but I was surprised by new Liberal Democrat hostility to the project. This was called into scrutiny and Liberal Democrats abstained on their own call-in. I, and I'm sure many others, believe this was a waste of people's time and money.

The project has been talked about long enough and action is needed. Due diligence has been done, extensive work with partners has been undertaken and we should now proceed to delivery.

There are no plans to close Yearsley Pool. We do need to work with the community to help reduce the public subsidy of £250k a year if it is to be sustainable in the long term. Through the installation of a new boiler, we have already reduced this by £100k per year.

Any delays to this project will now put York City Football Club at risk. This is unacceptable.

Minimum Wage

Ed Miliband announced at the Labour conference a commitment to increase the minimum wage to £8 by 2020.

After consulting with my Labour colleagues I can announce a second term Labour council would plan for uprating our current Living Wage of £7.65 an hour to £8 per hour well before 2020 should this level exceed our Living Wage commitment at that time.

Local Plan

Labour has announced the final draft of the Local Plan for the last phase of city-wide public engagement. Within minutes the Conservatives called-in this decision. This will delay the public having their say on this latest draft by around three weeks.

The Plan has taken into account public feedback, recent progress on brownfield developments and the Government's latest density guidance. This means that we have reduced the overall housing numbers from 22,000 to just under 17,000. This brings the annual housing figure down to 996 homes a year.

Liberal Democrats still support 575 homes a year, while Conservatives now back 800 homes a year. Both figures in officers' professional judgment would render the Local Plan unsound at inspection. An annual target of 800 new homes is what Labour proposed in June 2011 and this was voted down by Conservatives. At the time the Conservative Group leader said this was too high.

If the figure was 800 a year, this would still require new land sites – which so far the Conservatives have been unwilling or unable to identify. Though it would appear that they are moving towards a position of tacit acceptance of the need for Whinthorpe which is a step in the right direction.

Furthermore, the Government says York has only four years land supply for homes and requires at least five. Further land allocation is therefore required regardless.

Labour understands the homes crisis York has and that we need more homes for current York residents and their families. Labour also understands this need, which is independently assessed, cannot be addressed through brownfield developments alone. We have limited the requirement for village extensions by planning two new settlements on the periphery of the city.

David Cameron has announced a Conservative policy to have new homes built and sold at a discount to first time buyers. I am writing to him to request this starts in York earlier than his plans set out.

But the Plan is not just about homes, it is also about employment sites. Labour has listened to businesses and ensured land is allocated to cater for up to 13,500 jobs. This land allocation also delivers choice for businesses in the correct locations.

I would encourage everyone to get involved with this last, critical phase of engagement before the final Local Plan is prepared for submission to the Planning Inspector.

Food Bank

I spent a day with the York Food Bank at their base operating from Tang Hall Community Centre. It was very interesting speaking to volunteers, staff and the users of the service. People cannot just access the food bank without being referred by one of 96 different agencies. They can also only use the service up to twice in a year.

Tesco at Askham Bar is the third most generous depositing point for food from the public in the country. Tesco also donates in cash 30% of the value of the weight of this food. This is the main collection point for the York food bank which operates from four separate locations. There are irregular collection points elsewhere in York, including at Asda.

Labour announced we were willing to give up to £10k from the savings made through the recent strike towards supporting the work of food banks. It is clear from my time at the food bank that the best way we can help is through the purchase of a vehicle to support its activities. At the moment staff must hire a vehicle and this limits in operational terms the number of collections that can be made at irregular depositing points.

As much as I admire the work food banks do, it is wrong that we live in a society and a relatively wealthy city where food banks have to operate.

Councillor James Alexander
Labour Leader of City of York Council
29th September 2014

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City of York Council

Extract from the Committee Minutes

Meeting	Cabinet
Date	9 September 2014
Present	Councillors Alexander (Chair), Crisp, Cunningham-Cross, Levene, Looker, Merrett and Simpson-Laing (Vice-Chair)
In attendance	Councillors D'Agorne, Healey, Warters, Watson
Apologies	Councillor Williams

PART B - MATTERS REFERRED TO COUNCIL

34. Capital Programme Monitor One 2014/15

[See also Part A minute]

Members considered a report which set out details of the Council's projected capital programme outturn position for 2014/15, including any under/over spends and adjustments, together with requests to re-profile budgets to/from current and future years.

It was noted that the current 2014/15 capital programme, as approved by Council and updated in July was £83m, with current monitor showing a decrease of £6.912m resulting in a revised capital programme of £76.319m, the majority of which was attributable to the re-profiling to future years budgets and the remainder to a reduction in government grants.

The variances in each portfolio were shown at Table 1 of the report and a summary of the key exceptions and implications on the capital programme reported in paragraphs 8 to 26. Revisions to the 5 year programme were also reported together with details of funding for future years to 2018/19.

The Leader highlighted work proposed on the city's War Memorials and to the extensive capital works set out in Annex A to the report. Members also referred to the demographic pressures on local schools and the need for good sustainable planning for the future needs of children in the city.

Recommended: That Council agree to:

- (i) The adjustments in the Capital programme of a decrease of £6.912m in 2014/15 as detailed in the report and contained in Annex A.
- (ii) The use of £75k Contingency for works in relation to the War Memorial sites as set out at paragraph 16 of the report. ¹.

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

Action Required

1. Refer to Council.

JP

35. Community Stadium and Leisure Facilities Update

[See also Part A minute]

Consideration was given to a report which updated Cabinet on the progress of the procurement for the Community Stadium and City Leisure Facilities contract. Since approval of the business case, in March 2012 it was reported that the scope of the project had expanded with the inclusion of the city's leisure facilities.

With the final stage bid now complete, Greenwich Leisure Ltd had been selected as the preferred bidder and were proposing to create a new Stadium Leisure Complex, comprising an 8000 all-seat community stadium, leisure and sports centre, NHS Training and Development Centre, community hub and commercial retail/ digital cinema and restaurants/bars.

It was noted that, whilst the scheme would increase the city's sport and leisure offer, the total direct cost of the project would be c.£37m, which would require c.£8m of CYC funding, requiring Council approval. Further information on the financial implications and associated risks of proceeding with the project up to contract award were reported.

Officers referred to points raised by earlier speakers confirming that the original scheme for a smaller stadium had not included

any commercial income streams which were required to make the scheme commercially viable. Work had been undertaken to bring forward a sustainable solution which included a number of commercial properties. Officers acknowledged the risks, although they confirmed operators would take on many of the risks once any commercial deals were agreed. With regard to Yearsley Pool it was confirmed that a number of options had been explored and, if the Pool was to have a long term future, further work was required.

Members expressed their support for the Stadium scheme which would provide facilities of both regional and national significance. They confirmed that a wide range of options had been explored but pointed out that it was the authority's duty to obtain the optimum from the site.

Officers were thanked for the comprehensive report and it was confirmed that the Cabinet Members for Transport and Leisure, Culture and Tourism were keeping a watching brief on the proposals as they progressed.

Following further lengthy discussion it was

Recommended: That Council approve £4m Prudential Borrowing for the capital investment in the replacement leisure facilities (as shown in the tables at paragraph 22 of the report). The associated revenue costs of the borrowing will be c£360k per annum and will be shown as growth in the treasury management budget from 2016/17. ¹.

Reason: To update Members on the procurement of the New Stadium Leisure Complex and in order to progress the scheme to provide a landmark leisure destination for the City.

Action Required

1. Refer to Council.

JP

36. Financial Close for the Long Term Waste Management Service Contract

Consideration was given to a report which updated Cabinet on progress of the Long Term Waste Service Contract with

AmeyCespa for the provision of a waste treatment service at Allerton Quarry, Knaresborough.

The City Council had agreed in December 2010 to enter into a Joint Waste Management Agreement with North Yorkshire County Council for the provision of a Long Term Waste Management Service, as a long term sustainable alternative to landfill for the treatment of residual municipal waste.

Details of the significant key changes affecting the proposals which had taken place since December 2010, including receipt of planning permission, changes in technology and waste tonnage together with funding information for the project, following the Government's withdrawal of PFI credit support, were also reported in detail and in Annexes 1 to 4 in the report. Following consideration of all aspects of the proposals Cabinet were asked to decide whether the long term waste treatment project should progress to Financial Close within the approved affordability envelope.

The Leader confirmed that North Yorkshire County Council had, earlier in the day, approved the recommendations put to their Council as detailed in the report at paragraphs 206 to 215.

Members acknowledged that whilst this was not a perfect solution, the project was preferable to the landfill option available. Officers confirmed that Financial Close took place following the October Council meeting and highlighted changes that could occur in e.g. the Euro which could affect financial aspects of the project and to the costs which could be incurred if either authority withdrew from the contract.

Following further discussion it was

Recommended: That Council be asked to confirm:

- (i) The City Council is supportive of the County Councils recommendation to proceed to Financial Close for the Long Term Waste Treatment Service contract given the revised environmental and financial assessments carried out and detailed in this report given the positive long term benefits; subject to the final terms within the Value for Money Envelope set out at paragraph 146 of the report.

- (ii) That delegated authority be given to the Director of Customer and Business Support Services (acting in consultation with the Director of City and Environmental Services and the Assistant Director (Governance & ICT) to amend the Joint Waste Management Agreement and to agree any other documents necessary to give effect to this project.
- (iii) That the Director of Customer and Business Support Services, is authorised to issue the certificates under the Local Government (Contracts) Act 1997 to confirm the City Council's powers to enter into the contracts referred to above;
- (iv) That an indemnity be given by the City Council to the Director of Customer and Business Support Services, against any claim that may arise out of or in connection with the issue of the certificates under the Local Government (Contracts) Act 1997.
- (v) That all the Executive Decisions recommended above will not be implemented unless and until Full City Council agrees to the recommendation to proceed to Financial Close and Financial Close can be delivered within the Value for Money Envelope set out at paragraph 146 of the report.¹

Reason: In order for Full Council to determine whether to enter into a long term waste management contract.

Action Required

1. Refer to Council.

JP

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City of York Council

Draft Committee Minutes

Meeting	Audit & Governance Committee
Date	24 September 2014 and reconvened on 2 October 2014
Present	Councillors Potter (Chair), Brooks (Vice-Chair), Ayre (minute 23-34), Fraser, Gunnell, Burton (Substitute for Councillor Barnes - minute 23 -34), Warters (Substitute for Councillor Wiseman - minute 23-34), Watson (Substitute for Councillor Wiseman - minute 34) and Cuthbertson (Substitute for Councillor Ayre - minute 35) and Mr Whiteley (Co-opted Non-Statutory Member) – minute 23-34
Apologies	Councillors Barnes (for meeting of 24 September 2014), Ayre (for meeting of 2 October 2014) and Wiseman (for meeting of 24 September 2014 and 2 October 2014) and Mr Whiteley for meeting of 2 October 2014

Part B - Matters Referred to Council

34. Updating the Constitution - New Council Procedure Rules

Consideration was given to a report which asked Members to make recommendations to Council in respect of revised procedure rules for Full Council.

It was noted that the draft revised rules had been the subject of considerable consultation and sought to address issues including:

- A view that motions were not given sufficient priority and that time should be found within the agenda to allow for them to be debated
- A wish to reinvigorate the system of asking questions of Members
- Suggestions that the current process for dealing with petitions could be improved upon

Members were also asked to consider whether the rules detailed in paragraph 19 of the report should also apply to other bodies.

Members gave consideration to the draft revised procedure rules and put forward a number of changes to the wording.

Members also recommended that consideration be given to the following:

- As there is usually a ten minute break during the course of the meeting, para 11.1 should be amended to read *“All ordinary meetings (including Budget Council) will finish three hours and forty minutes after the start time of the meeting, unless extended by the agreement of the Council”*
- para 15 to include *“Members will be permitted to speak for up to one minute to present a petition”*
- para 24.3 - guidance to be put in place to provide clarity regarding the negating of motions

- Recommend: (i) That the rules set out in the attached annex be adopted in place of the existing constitutional provisions.
- (ii) That the rules set out in paragraph 19 of the report apply to Committees, Cabinet and other groups referred to in the Constitution.
- (iii) That the recommendations in respect of paragraphs 11.1, 15 and 24.3 (as detailed above) be approved.

Reason: To ensure that the Council meetings operate effectively.

[Members agreed to adjourn the meeting at this point and reconvene on 2 October 2014 to enable time for full consideration of the remaining agenda item].

35. Arrangements for Petitions

[Reconvened meeting held on 2 October 2014]

Members considered a report that proposed new arrangements for handling petitions to Council.

Discussion took place regarding a proposal that petitions would be reported to a committee of the Council and that, at least initially, this should be the Corporate and Scrutiny Management Committee.

Members' attention was drawn to paragraph 4 of the report which listed some exceptions. It was noted that these exceptions were in line with the existing criteria.

Members agreed that the current arrangements for dealing with petitions required improvement in order that petitioners were better informed as to the outcome of their petition.

Members suggested that, although in the longer term it may be necessary to establish a Petitions Committee, initially it would be appropriate for the terms of reference of the Corporate and Scrutiny Management Committee to be amended to incorporate this function on a pilot basis. Members also agreed that the arrangements for handling petitions should be better publicised on the Council's website.

Members supported the suggestion that had been put forward by the co-opted member that the arrangements should include notifying the petition organiser of how the petition was being handled. Members suggested that the timescale for responding to the petitioner should be five working days.

Recommend: (i) That Council amends the terms of reference for the Corporate and Scrutiny Management Committee by adding:
"7. To receive details of petitions received by the Council in line with the Council's published arrangements and responses or proposed responses to those petitions. To consider using its powers as a scrutiny committee to support the Council in responding appropriately to issues raised by such

petitions and, in doing so, to promote public engagement”

- (ii) That, as part of the updating of the petitions scheme to reflect the changes detailed in the report, consideration be given to the inclusion of:
- A requirement for the petitioner to be notified, within five working days, of how the petition was being handled.
 - A requirement for a report to be presented to Full Council detailing the petitions that had been considered by the committee and the action that had been taken in response.

Reason: To ensure that the Council responds appropriately to petitions.

Councillor Potter, Chair

[The meeting started at 5.30 pm and finished at 9.00 pm on 24 September 2014. It was reconvened at 7.45pm on 2 October 2014 and finished at 8:10pm].

SECTION 4

1.0 FULL COUNCIL

1.1 Introduction

The Full Council is a formal meeting of all Councillors. The Full Council is required by law to take certain important decisions including setting the Council's budget and Council Tax and approving a number of key plans and strategies, which together form the Policy Framework. These plans are listed in paragraph 2.1 below. Full Council is responsible for all of the functions which are not the responsibility of the Cabinet. It will carry out some functions itself, but others will be delegated to Committees or named Officers. Further details of the functions which Council has delegated are set out in section three of the Constitution.

2.0 The Policy Framework

2.1 The Policy Framework means the following plans and strategies:

- Sustainable Community Strategy
- Crime and Disorder Reduction Strategy
- Development Plan documents
- Local Transport Plan
- Licensing Authority Policy Statement in relation to Gambling
- Licensing Act 2003 Policy Statement
- The Council's Corporate Plan or its equivalent

3.0 Functions of the Full Council

3.1 Only the Full Council will exercise the following functions:

- a) adopting and changing the Constitution;
- b) approving or adopting the Policy Framework, budget and treasury management strategy;
- ~~e) approving the Council's Statement of Accounts;~~
- ~~d)c) approving the pay policy statement;~~
- ~~e)d) authorising any application to the Secretary of State under section 32 or section 43 of the Housing Act 1985 where the Secretary of State's consent is required to any Housing Land Transfer;~~

- f)e) making decisions on matters which are the responsibility of the Cabinet where the decision maker is minded to make it in a manner which would be contrary to the Policy Framework or contrary to/ or not wholly in accordance with the budgetary framework – unless urgency procedures set out in part four of the Constitution apply;
- g)f) appointing and removing the Leader;
- h)g) deciding the terms of reference for Committees and making appointments to them - unless the appointments have been delegated by the Council;
- i)h) changing the name of the area or conferring the title of freedom of the City;
- j)i) making or confirming the appointment of the Head of Paid Services;
- k)j) making, amending and revoking bylaws and promoting or opposing the making of local legislation or Personal Bills;
- l)k) taking decisions in respect of functions which are not the responsibility of Cabinet and which have not been delegated by the Council to Committees, sub Committees or officers. Further detail relating to the allocation of functions appears in section three of this Constitution;
- m)l) appointing representatives to outside bodies - unless the appointment has been delegated by the Council;
- n)m) adopting the Council's Code of Conduct for Members;
- o)n) any other matters which by law must be reserved to the Council.

4.0 Chairing the Council

- 4.1 The Lord Mayor will preside at meetings of the full Council. In the absence of the Lord Mayor the Deputy Lord Mayor will preside. In the absence of both, then the Council will elect a Member to preside for that meeting. Any powers or duties of the Lord Mayor, as Chair, in relation to the conduct of a meeting may be exercised by the person presiding at the meeting.
- 4.2 The Lord Mayor will cease to be Lord Mayor if he or she resigns, is dismissed by a vote of Full Council, ceases to be a Member of the Council, or is unable to act as a Member of the Council. He or she

will continue to act as Lord Mayor (whether or not remaining a Councillor) after an election until his or her successor has been appointed. If the Lord Mayor is no longer a Councillor he or she may not vote other than to exercise a casting vote.

4.3 The Lord Mayor shall:

- a) uphold and promote the purpose of the Constitution, and interpret the Constitution when necessary;
- b) preside over meetings of the Council so that its business can be carried out fairly and efficiently and with regard to the rights of Councillors and the interests of the local community;
- c) ensure that the Council meeting is a forum for the debate of matters of concern to the local community and the place at which Members who are not on the Cabinet are able to hold the Cabinet and Committee Chairs to account;
- d) promote public involvement in the Council's activities.

5.0 Council Meetings

5.1 There are three types of Council meeting:

- a) the annual meeting;
- b) ordinary meetings;
- c) extraordinary meetings.

6.0 Rules of Procedure and Debate

6.1 The following Council Procedure Rules will apply to meetings of the Full Council.

7. Annual Meeting of the Council.

7.1 The date and time of the Annual Meeting will be determined by the Chief Executive following consultation with the Lord Mayor Elect and the Leader of the Cabinet and Political Group Leaders.

7.2 In a year when there is an ordinary election of councillors, the Annual Meeting will take place within 21 days of the retirement of the outgoing councillors. In any other year, the annual meeting will normally take place in May.

7.3 At the Annual Meeting of the Council, the order of business shall be as follows:

- a) declarations of interest;
- b) to elect the Lord Mayor for the ensuing municipal year;
- c) to appoint a Deputy Lord Mayor for the ensuing municipal year;
- d) to appoint a Sheriff for the ensuing municipal year;
- e) at the first Annual Meeting following local elections to appoint a Member as the Cabinet Leader;
- f) to approve the size and membership of the Council Committees in accordance with the political balance rules;
- g) to approve any new terms of reference for those committees;
- h) to appoint Chairs and Vice-Chairs (where appropriate) of the Council's Committees for the ensuing municipal year;
- i) to approve appointments of Council representatives on outside bodies for the ensuing municipal year except where this is the function of the Cabinet or is delegated to another person or body under the Council's Constitution;
- j) to agree a schedule for the allocation of motions for Ordinary Meetings during the forthcoming Municipal year;
- k) to consider any other business set out in the notice convening the meeting;
- l) to consider any business brought before the Council by the Lord Mayor on grounds of urgency in accordance with Section 100B(4)(b) and paragraph 4 (5) of schedule 12 of the Local Government Act 1972.

8.0 Ordinary Meetings

8.1 The Council will hold Ordinary meetings for the transaction of general business. The arrangements for these meetings shall be determined by the Chief Executive in consultation with the Leaders of Political Groups.

8.2 ~~All Normally~~ ordinary meetings of the Council will be held at 6.30 pm ~~and will take place~~ at the Guildhall, ~~unless otherwise determined by the Council~~Different arrangements may be made with the agreement of Council.

- 8.3 The order of business at every ordinary meeting of the Council shall be:
- a) to choose a person to preside if the Lord Mayor or Deputy Lord Mayor is absent;
 - b) declarations of interest;
 - c) to approve as a correct record and sign the minutes of the last meeting or meetings of the Council;
 - d) Lord Mayor's Business;
 - e) Public Participation under Rule 14;
 - f) To receive without discussion petitions which Members wish to present to Council
 - g) to receive and consider a written report from the Leader on the work of the Cabinet, to ask him or her questions thereon
 - h) To debate such recommendations requiring Council approval as may have been made by the Cabinet;
 - i) to consider motions under Rule 22;
 - j) to ask questions of the Leader or Cabinet members in respect of any matter for which they have responsibility
 - k) To receive and consider a written report from Cabinet Members in an agreed rotation as set out in Standing Order 18 and to question such Members thereon
 - l) to receive and consider a written report from the Chair of Corporate and Scrutiny Management Committee including such recommendations for approval as may have been made by that Committee under Rule 21;
 - m) to receive and consider and report on recommendations of other Scrutiny bodies;
 - n) to receive and consider recommendations of Committees (other than Scrutiny Bodies) under Rule 21.1.
 - m) to make any changes in the membership of the Cabinet, Committees and outside bodies, together with changes to relevant Chairs and Vice Chairs;
 - o) to dispose of any business standing adjourned from any previous meeting of the Council;
 - q) to consider any other business set out in the notice convening the meeting;

- r) to consider any business, brought before the Council by the Lord Mayor on the grounds of urgency in accordance with Section 100B(4)(b) of the Local Government Act 1972.

The order of business may be varied at the Lord Mayor's discretion, or by resolution passed on a motion duly moved, seconded and decided without discussion.

9.0 Budget Council

9.1 The order of business at Budget Council shall be:

- a) to consider any business raised by the Lord Mayor;
- b) to hear any public participants in relation to business associated with setting the Council's budget for the coming financial year;
- c) to receive any petitions presented by Members in relation to business associated with setting the Council's budget for the coming financial year;
- d) to consider and determine the Cabinet's recommendations on setting the following budgets for the coming financial year;
 - i) revenue budget (including fees and charges and Housing Revenue Account estimates);
 - ii) capital programme;
- e) to agree a Council Tax resolution for the coming year based on the above agreed budget; and
- f) to consider and determine the Cabinet's recommendations in relation to the Treasury Management Statement and Prudential Indicators, as necessary;
- g) to consider any other business set out in the notice convening the meeting;
- h) to consider any business, brought before the Council by the Lord Mayor on the grounds of urgency in accordance with Section 100B(4)(b) of the Local Government Act 1972.

10.0 Extraordinary Meetings

10.1 Schedule 12 of the Local Government Act 1972 allows extraordinary meetings of the Council to be called by the Lord Mayor. In addition any five Members of the Council may sign and

present to the Lord Mayor a requisition calling for an extraordinary meeting. If the Lord Mayor refuses to call a meeting or does not call for one within seven days of being presented with the requisition, then any five Members of the Council may call an extraordinary meeting of the Council.

10.2 Extraordinary meetings of the Council will only deal with the business for which the meeting has been called.

11.0 Duration of Meetings

11.1 All ordinary meetings (including Budget Council) will finish three and a half hours after the start time of the meeting, unless extended by agreement of the Council.

11.2 A motion to extend the meeting which has been duly proposed and seconded, before the allocated time has elapsed shall be put to the vote without debate.

11.3 All outstanding items of business will be deemed to have been proposed and seconded and will be voted on without debate prior to the expiry of the meeting time.

12.0 Notice of and Summons to Meetings

12.1 The Chief Executive will give notice to the public of the time and place of any meeting in accordance with the Access to Information Procedure Rules in Part four. At least five clear days before a meeting, the Chief Executive will send a summons signed by him/her to every Member of the Council. The summons will give the date, time and place of each meeting and specify the business to be transacted, and will be accompanied by such reports as are available.

13.0 Quorum

13.1 The quorum for a meeting of the Council is one quarter of the whole number of Members of the Council.

13.2 If at any time during the meeting of the Council, the Lord Mayor declares there is not a quorum present, the meeting stands adjourned. The consideration of any business not transacted will be adjourned to a time fixed by the Lord Mayor at the time the meeting is adjourned, or if the Lord Mayor does not fix a time, to the next ordinary meeting of the Council.

14.0 Public Participation

- 14.1 Any member of the public shall be entitled to address the Council for up to 3 minutes or to ask any Member of the Council a question.
- 14.2 In order to exercise this right prior notice must be given to the Chief Executive/Head of Civic and Democratic Services before 5:00 pm on the working day before the meeting.
- 14.3 At an ordinary meeting any address or question from a member of the public may be on any matter directly relevant to the business of Council or the City.
- 14.4 In the case of Budget Council, any public participants must address business on the agenda in so far as it may relate to the setting of the budget for the coming financial year.
- 14.5 In the case of an extraordinary meeting public participants must only address the business on the agenda.
- 14.6 In the light of the special nature of the annual meeting the public participation rights given by this Rule will not apply.
- 14.7 In exercising his or her public participation rights a member of the public is entitled to express views positive or negative about the performance of the Council but must not:
- Say anything which is defamatory or discriminatory
 - Criticise or make any personal attack on an officer
 - Disclose confidential or exempt information including personal information about an individual without that person's consent
- 14.8 Any questions to Council shall be put and answered without discussion, either by a direct answer or, on questions which could not reasonably be dealt with at the meeting, by a written answer sent within ten working days.
- 14.9 No other discussion will take place on any matter raised by a member of the public when addressing the Council. When the speaker has finished, the Lord Mayor will announce how the issues raised by the participant will be dealt with. The options most usually being:
- i. to note the comments made;

- ii. to refer the issues to the Cabinet or another appropriate Committee for consideration; or
- iii. to take into account the comments made as part of any debate on related decisions to be made later on the agenda.

14.10 The time spent on this item shall not, except at the discretion of the Lord Mayor, exceed 30 minutes.

15. Petitions presented by Members

15.1 A Member may submit a petition for inclusion on the Council agenda by giving notice of the petition to the Head of Civic and Democratic Services not later than midday on the eighth working day before the day of Council meeting at which it is to be ~~considered~~received.

15.2 Petitions will be formally received without discussion and will stand referred to the Corporate and Scrutiny Management Committee and the appropriate decision maker.

16.0 Report of the Leader

16.1 The Leader will present a written report on the work of the Cabinet. In the absence of the Leader, the Deputy Leader will present the report. In the absence of both the Leader and Deputy Leader, a Cabinet Member will present the report. The presentation of the Leader's report will not exceed 5 minutes.

16.2 Leaders of Opposition groups on the Council will have up to 5 minutes each to respond to issues raised in the Leader's report. The Leader will have 5 minutes to respond thereafter.

17.0 Questions and comments on the Leader's report

17.1 A Member of the Council may ask the Leader any question or make a comment directly arising from an item of the Leader's report, ~~when that item is being received or is under consideration by the Council~~during the time allocated for such questions.

17.2 The original speaker may ask one supplementary question or make one supplementary comment. A maximum of two other Members of the Council may each ask one further supplementary question or make one supplementary comment. All

supplementary questions or comments must arise from the response of the Leader.

17.3 The Leader may respond directly to any question asked or comment made or may agree to submit a written answer to be circulated to all Members of the Council within five working days.

17.4 A maximum of 15 minutes will be permitted for questions and comments on the Leader's report

18.0 Report of Cabinet Member

18.1 At each Council meeting a Cabinet Member will submit a written report. The Cabinet Member will formally move ~~their~~ his or her report but will not deliver a speech in support of it.

19.0 Questions and comments on the Cabinet Member's report

19.1 A Member of the Council may ask the Cabinet Member any question or make a comment directly arising from an item of the Cabinet Member's report, when that item is being received or is under consideration by the Council.

19.2 The original speaker may ask one supplementary question or make one supplementary comment. A maximum of two other Members of the Council may each ask one further supplementary question or make one supplementary comment. All supplementary questions or comments must arise from the response of the Cabinet Member.

19.3 The Cabinet Member may respond directly to any question asked or comment made or may agree to submit a written answer to be circulated to all Members of the Council within five working days.

19.4 A maximum of 10 minutes will be permitted for questions and comments on the Cabinet Member's report

20.0 General Questions to Leader and Cabinet Members

20.1 A Member of the Council may during the time allowed for this agenda item ask the Leader or a Cabinet Member any question on any matter within their portfolio responsibility.

20.2 The original speaker may ask one supplementary question. A maximum of two other Members of the Council may each ask one

further supplementary question. All supplementary questions must arise from the response of the Leader or Cabinet Member.

- 20.3 The Leader or Cabinet Member may respond directly to any question asked or comment made or may agree to submit a written answer to be circulated to all Members of the Council within five working days
- 20.4 A maximum of 15 minutes will be permitted for questions under this Rule

21.0 Committees of Council

- 21.1 The Chair of a Committee will present any recommendations of that Committee requiring confirmation to Council, and move that they be received and approved. In the absence of the Chair another Member of the Committee may move the recommendation.
- (a) When the recommendations of a Committee requiring confirmation have been presented to Council and duly moved and seconded, they will be open to debate;
 - (b) Any Member may without notice move references back of any item requiring confirmation by Council.
- 21.2 The Chair of the Committee has the final right of reply to any amendment or motion moved under this Rule.

22 Motions on Notice

- 22.1 Notice of every motion to be considered by Council, must be given in writing to the Head of Civic and Democratic Services not later than midday on the eighth working day before the day of Council meeting at which it is to be considered. This Rule does not apply to motions which may be moved without notice under Rule 23 or to recommendations brought before the Council by the Cabinet or a Committee
- 22.2 No Council meeting will receive more than four Motions on notice at any one meeting
- 22.3 Motions may only be submitted in accordance with the schedule for allocation of motions approved at Annual Council

22.4 Motions will be considered in the order determined by the Lord Mayor based on an appropriate order for the effective conduct of business

23.0 Motions without Notice

23.1 All motions and amendments not requiring prior notice must, if the Lord Mayor so requests, be put in writing and handed to the Lord Mayor, before they are discussed or put to the meeting.

23.2 The following motions may be moved without notice:

- a) to appoint a ~~Lord Mayor~~Chair of the meeting at which the motion is moved;
- b) in relation to the accuracy of the minutes;
- c) to change the order of business in the agenda;
- d) to refer something to an appropriate body or individual;
- e) to appoint a committee or Member arising from an item on the summons for the meeting;
- f) to receive reports or adopt recommendations of the Cabinet, committees or Officers and any resolutions following from them;
- g) that leave be given to withdraw a motion;
- h) to proceed to the next business (such a motion may only be moved by a Member who has not already participated in the debate);
- i) to adjourn a meeting (such a motion may only be moved by a Member who has not already participated in the debate);
- j) to suspend a particular Council Procedure Rule;
- k) to exclude the public and press in accordance with the Access to Information Procedure Rules;
- l) to not hear further a Member named under Rule 37 Error! Reference source not found. or to exclude them from the meeting;
- m) to give the consent of the Council where its consent is required by this Constitution.
- n) to extend the meeting. Such a motion must be moved and seconded before the Lord Mayor announces that the guillotine has fallen.

- o) To extend any other time limit set out in these Rules

24.0 Notice of amendments

24.1 Written notice of every amendment, must be delivered to the Head of Civic and Democratic Services not later than midday on the third working day before the day of Council meeting at which it is to be considered

24.2 An amendment must be relevant to the motion and must:

- a) propose leaving out words, or
- b) propose leaving out words and inserting or adding others, or
- c) propose inserting or adding words.

24.3 The effect of an amendment must not be to negate the effect of the motion before Council

25.0 Rules of Debate

General

25.1 The decision of the Lord Mayor is final on all matters of order or personal explanation.

25.2 When speaking, a Member is to stand and address the Lord Mayor as Lord Mayor.

25.3 When the Lord Mayor speaks or rises to speak during a debate, any Member then speaking or seeking to speak is to sit down.

25.4 If two or more Members indicate that they wish to speak, the Lord Mayor will call one and the other(s) will wait until called by the Lord Mayor. When a Member is speaking, the others are to remain sitting unless rising to make a point of order or a personal explanation.

25.5 Members may speak once only on the matter under discussion except for the following reasons:

- a) to speak once on an amendment moved by another Member;

- b) to move a new amendment if the motion has been amended since he or she last spoke;
- c) to speak on the main issue, if the Member first spoke on an amendment moved by another Member (whether or not it was carried);
- d) as the mover of a motion (but not of an amendment), to exercise the right to reply at the end of the debate on the motion before it is put to the vote;
- e) as the seconder of a motion or amendment, having reserved (when seconding the motion or amendment) the right to speak until later in the debate;
- f) to make a point of order (any point of order must refer to the relevant Standing Order or statutory provision) or personal explanation

26.0 Altering and withdrawing motions

26.1 With the consent of the Council, indicated without discussion, a Member may alter a motion or amendment of which s/he has given notice.

26.2 A motion or amendment may be withdrawn by the mover with the consent of the seconder and of the Council (indicated without discussion). No Member may speak after the mover has asked permission for its withdrawal, unless permission to withdraw the motion or amendment is refused.

27.0 Order of debate

27.1 No speeches may be made after the mover has moved a proposal and explained the purpose of it until the motion has been seconded.

27.2 When seconding a motion or amendment, a Member may reserve their speech until later in the debate.

27.3 When a motion is under debate no other motion may be moved except :

- a) to amend the motion;
- b) to proceed to the next business (such a motion may only be moved by a Member who has not already participated in the debate);

- c) that the question now be put (such a motion may only be moved by a Member who has not already participated in the debate);
- d) that a Member be no longer heard;
- e) that a Member leave the meeting;
- f) to exclude the public and press from the meeting under the terms of the Local Government Act 1972;
- g) to extend the time of the meeting or the time for the agenda item .

27.4 No Member may move more than one amendment to any motion or substantive question before the Council unless the further amendment comprises new material which is not related to the subject of the previous amendment.

27.5 Only one amendment may be moved and discussed at a time unless the Lord Mayor rules otherwise and no further amendment is to be moved until the Council has reached a decision on the amendment under discussion.

27.6 When the Council has reached a decision on a motion or amendment, the Lord Mayor will refuse to put at the same meeting any subsequent motion or amendment which, if carried, would substantially contradict, override or repeat the former one.

27.7 If an amendment is lost, other amendments may be moved on the original motion.

27.8 If an amendment is carried, the amended motion replaces the original motion on which any further amendments are moved.

28.0 Right of reply

28.1 The mover of a motion has a right of reply at the end of the debate on the motion immediately before it is put to the vote. If an amendment has been moved, the mover of the original motion also has a right of reply at the close of the debate on the amendment but may not otherwise speak on the amendment. The mover of the amendment has no right of reply to the debate on his/her amendment.

29.0 Closure motions

29.1 A Member who has not spoken on the substantive issue may move without comment at the end of another Member's speech one of the following:

- a) "That the Council proceed to the next business"
- b) "That the question be now put" or "Move to the vote"
- c) "That the Council now adjourn"

If the motion is seconded, the Lord Mayor may do one of the following:

- i. on a motion to proceed to the next business, unless in the Lord Mayor's opinion the matter has not been sufficiently discussed, he ~~or she may~~ ~~or she may give the mover of the original motion a right of reply and then~~ put to the vote the motion to proceed to the next business. If that vote is carried the Lord Mayor shall give the mover of the original motion the right of reply before putting that motion to the vote;
- ii. on a motion that the question be now put, unless in the Lord Mayor's opinion the matter has not been sufficiently discussed, he or she may put to the vote the motion that the question be now put. ~~and, if it~~ if that vote is carried, then Lord Mayor shall give the mover of the original motion ~~or, if an amendment is under debate, then the mover of that amendment,~~ the right of reply before putting that motion ~~or amendment~~ to the vote;
- iii. on a motion to adjourn the meeting, the Lord Mayor may put the adjournment motion to the vote without giving the mover of the original motion his/her right of reply on that occasion.

30.0 Points of Order

30.1 A member who believes that there is some irregularity in the constitution or conduct of the meeting may rise on a point of order. Such irregularities may include:

- a) discussion of a question not before the Council
- b) the use of improper language
- c) interjection of remarks while a Member is speaking.

- d) that a quorum is not present
- e) breach of any other Procedure Rule or law

30.2 When a Member rises on a point of order he or she must state at the outset the rule or law which he or she considers to have been breached. The Member raising the point of order must then sit down immediately while the Lord Mayor gives a ruling.

30.3 A Member against whom a point of order is being raised must sit down until the Lord Mayor has ruled on the matter.

30.4 If the Lord Mayor rules that the language used by a Member is improper, it is the duty of the Member to withdraw it.

31.0 Personal Explanation

31.1 A Member may make a personal explanation at any time. A personal explanation may only relate to some material part of an earlier speech by the member which appears to have been misunderstood or is being misquoted in the present debate. The ruling of the Lord Mayor on the admissibility of a personal explanation will be final.

32.0 Content and Time Limits

32.1 Speeches must be directed to the question under discussion or to a personal explanation or point of order

32.2 When moving a motion a Member may speak for a maximum of five minutes.

32.3 No other speeches (including the moving of amendments and the right to reply) may take more than three minutes without the consent of the Council, which will be determined by a vote on a motion without discussion.

(Note:) These time limits shall not apply to the Leader of the Council and the Leaders of other Groups on the Council when they are proposing a motion or an amendment during the meeting which sets the Council's annual budget.

33.0 Voting

- 33.1 All matters will be determined by use of the electronic voting system unless at least three Members of the Council demand that the names be recorded. In that event, the Chief Executive will ensure that the names and votes of the Members present are recorded and included in the Minutes of the meeting.
- 33.2 If the Lord Mayor indicates that the electronic voting system is not operating then votes may be taken by a show of hands
- 33.3 If there are equal numbers of votes for and against, the Lord Mayor will have a second or casting vote. There will be no restriction on how the Lord Mayor chooses to exercise a casting vote.
- 33.4 Any Member is entitled to have his/her own vote recorded in the Minutes whether or not a full recorded vote is taken.
- 33.5 Details of all motions and amendments that are lost will be duly recorded in the published minutes of the meeting.

34.0 Voting on Appointments

- 34.1 If there are more than two people nominated for any position to be filled and there is not a clear majority of votes in favour of one person, then the name of the person with the least number of votes will be taken off the list and a new vote taken. The process will continue until there is a majority of votes for one person.

35.0 Minutes

- 35.1 The Lord Mayor will sign the minutes of the proceedings at the next suitable ordinary meeting of the Council. The Lord Mayor will move that the minutes of the previous meeting be signed as a correct record. The only part of the minutes that can be discussed is their accuracy.

36.0 Exclusion of Public

- 36.1 Members of the public and press may only be excluded either in accordance with the Access to Information Procedure Rules in Part four of this Constitution or Rule 38 (Disturbance by Public)
- 36.2 If any question arises at any meeting of the Council relating to the appointment, dismissal, promotion, conduct, remuneration or conditions of service of any member of the Council's staff no

discussion shall take place until the meeting has considered whether or not to exclude the public and press in accordance with the Access to Information Procedure Rules.

37.0 Misconduct by Members

37.1 If any Member at a meeting of the Council disregards the authority of the Lord Mayor or is guilty of obstructive or offensive conduct the meeting may, on a motion being duly moved, seconded and carried, resolve that the Member should not be heard and should leave the meeting. Such a motion need not be in writing and is put without discussion. If the motion is carried, the Member must leave the meeting immediately

38.0 Disturbance by Public

38.1 If a member of the public interrupts the proceedings of any Council meeting, they will be warned by the Lord Mayor. If the disruption continues, the Lord Mayor may order them to leave the meeting. In the event of general disturbance in any part of the Council Chamber, the Lord Mayor may order that part to be cleared.

38.2 In the event of general disturbance which in the opinion of the Lord Mayor makes the orderly conduct of business impossible, the Lord Mayor may ~~adjourn~~ suspend the meeting for as long as necessary.

39.0 Filming and Use of Social Media During Meetings

39.1 Filming and use of social media is permitted during meetings in accordance with a protocol approved by the Council so long as there is no disturbance to the conduct of the meeting.

40.0 Suspension ~~and Amendment~~ of Council Procedure Rules

40.1 All of these Council Rules of Procedure except Rule 33.3 (the right for an individual Member to have his or her vote recorded) may be suspended by motion on notice identifying the Procedure Rule which is to be suspended. Such a motion may only be moved without notice if at least one half of the whole number of Members of the Council is present. Suspension can only be for the duration of the meeting.

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**Scrutiny Report to Council
9 October 2014**

Report of the Chair of Corporate & Scrutiny Management Committee

1. This report is submitted by the Chair of Corporate & Scrutiny Management Committee, in accordance with the constitutional requirements set out in Standing Order 4.3(I) to update Council on scrutiny work and to set out any recommendations such as may be made to Council in relation to that work.

Finance & Performance Monitoring

2. Throughout September and early October, CSMC and three of the four standing Overview & Scrutiny Committees received their 1st quarter finance and performance monitoring reports. Community Safety OSC will consider their 1st quarter report at their meeting in early November.

Refresh of Single Equality Scheme

3. During September and October all the standing Overview & Scrutiny Committees received update reports on the refresh of the Single Equality Scheme including the introduction of focus areas relevant to the four Committees.

Attendance of Cabinet Members

4. The Cabinet Member for Environmental Services, Planning and Sustainability attended a meeting of the Community Safety OSC in late July and a meeting of the Economic & City Development OSC in early October to provide Members with an update on the priorities and challenges within his portfolio area during the municipal year.

Corporate & Scrutiny Management Committee (CSMC)

Call-ins

5. Since the last report of this kind in July 2014, there have been four call-ins:
 - Improving York's City Centre - Reinvigorate York Public Realm Improvement Projects: Exhibition Square/Theatre Interchange project.

- Lendal Bridge and Coppergate Traffic Regulation Orders
- Community Stadium and leisure Facilities Update
- City of York Local Plan Publication Draft

The decisions of the Cabinet were upheld in each of the first 3 cases, none of those being referred back for further consideration. At the time of writing this report, the Call In meeting for the Local Plan had not met.

Overview & Review Work

6. Since full Council meeting in July 2014, CSMC has met once. In early September CSMC received an update report on the progress of the Workforce Strategy 2012-15 relating to the work in the eight months between January and August 2014. The Committee also considered an update of the refresh of York's Equality Scheme which it had last considered in July 2014 and as a result of which four draft priorities had been identified:

- Economic Wellbeing
- Learning and Educational Wellbeing
- Health and Wellbeing
- Community Wellbeing

Progress with monitoring equalities priorities is being made with scrutiny having agreed that updates should be included in future Finance and Monitoring reports to the four standing Overview and Scrutiny Committees.

In addition at this meeting, CSMC also considered an update on the implementation of recommendations from the previously completed Loans and Grants Scrutiny review.

7. CSMC takes its management role very seriously in relation to effective scrutiny. As such it considered a report looking at recommended CfPS (Centre for Public Scrutiny) good practice in relation to evidence based scrutiny and outcomes. CSMC felt that, whilst this is a practice Scrutiny Officers currently attempt to adopt in supporting scrutiny reviews, it was not always consistently embedded as a practice across scrutiny reviews and recommendations. It acknowledged there could be many reasons for this but resolved to re-enforce this practice across scrutiny reviews. At the very least all reviews and reports should be evidence-based and

recommendations should lead to tangible outcomes, with targets where appropriate.

8. CSMC continues, too, to take an overview of progress with reviews by all Committees. Where they considered some to be 'flagging', they raised concerns, which the Chair has taken up with relevant Officers.

Community Safety Overview & Scrutiny Committee

9. The Committee has met twice since the last meeting of Full Council. In late July they received their end of year Finance and Performance Monitoring Report and a scoping report on a proposed Discretionary Charges in Waste Management Scrutiny Review. They also received the annual report of the Cabinet member for Homes and Safer Communities.
10. In early September the Committee considered an update report on the work of AVANTE (Alcohol, Violence and Night-Time Economy) and the Draft Final Report on the Domestic Waste Scrutiny review.

Learning & Culture Overview & Scrutiny Committee

11. This Committee has also met twice since the last meeting of Council. In late July they received a six monthly update report on key children's safeguarding issues, a scoping report for a possible scrutiny review on narrowing gaps in attainment and progress in York, a scoping report for a suggested review of Entrepreneurship for Young People and their end of year Finance and Monitoring Report. They also considered an update report on the implementation of recommendations from the previously completed scrutiny review into Careers, Education, Information, Advice and Guidance.
12. In September the Committee received an update report on the progress and performance of York Theatre Royal under the current Service level Agreement. They also received the annual report of the City of York Safeguarding Board and an update report on recent developments and future plans for parks and open spaces across the City. Finally, they considered an update report on primary and secondary school performance in 2014 together with information about the position of York schools according to Ofsted judgements during 2013-14.

Economic & City Development Overview & Scrutiny Committee

13. The Committee has met twice since the last report to Council. In late July they received their end of year Finance and Performance Monitoring Report and considered a scoping report on the Supporting Older People Scrutiny Review to explore how economic growth benefits older people.

The Committee appointed a Task Group to carry out this work on their behalf. They also received an update report on the implementation of recommendations from the previously completed External Funding Scrutiny Review and considered York's latest Create Jobs and Grow the Economy Economic Dashboard. In addition, Members were given verbal updates on the progress of the ongoing scrutiny reviews into "Higher Value Jobs, Entrepreneurialism and Graduate Employment" and "Online Skills / E-Commerce".

14. At the beginning of October ECDOSC received an overview report on York's Low Emissions Strategy including an update of the Air Quality Action Plan and considered six monthly update reports on Major Development Schemes in York and Major Transport Initiatives in the City. Again Members were given verbal update reports on the ongoing scrutiny reviews being undertaken by Task Groups on behalf of the Committee.

Health Overview & Scrutiny Committee

15. This Committee has met just once since the last report to Council. In September they were given update reports on interim plans for Bootham Park Hospital by the Vale of York Clinical Commissioning Group and Leeds & York Partnership NHS Foundation Trust. They were presented with the annual reports from the Chief Executive of Yorkshire Ambulance Service and York Teaching Hospital NHS Foundation Trust and considered an update report on the implementation of recommendations arising from the Personalisation Scrutiny Review. Finally, they were given a presentation by Healthwatch on a report into Discrimination Against Disabled People in York. The Committee next meets on 15 October.

Councillor John Galvin
Chair of Corporate & Scrutiny Management Committee

Report of the Cabinet Member for Health and Community Engagement

30/09/2014

Health and Adult Social Care

“Adult social care, including care of an ageing population, is one of the big issues we face at present. It is important to understand this in the context of the wider healthcare system of acute and primary care. There are no easy answers, but we need to think clearly and in a joined-up way about the predictable and growing challenges in years to come.”

Amyas Morse, head of the National Audit Office, 13 March 2014

Creating a sustainable adult social care system is perhaps the biggest challenge that councils across the country currently face. York is no different in this regard and it is vital that members across this council work together with residents and communities to find solutions to the challenges of an ageing population.

Finance and performance

The 2014-15 (First Quarter) Financial, Performance and Equalities Monitoring Report on Health & Well-being shows a projected overspend for Adult Social Care for 2014-15 of £1.441M for which there are 3 major reasons – direct provision of care packages, changes to the Council’s Deprivation of Liberty Safeguard (DOLS) responsibilities and continuing cost pressures relating to the running of the Council’s own Elderly Person’s Homes. Cabinet agreed on 9th September to release £600K of contingency funds to Adult Social Care in recognition that a significant part of these costs, especially those related to DOLS, could not have been foreseen [there has been a 400% plus increase in workloads relating to DOLS since the Cheshire West Judgement]. This reduces the predicted Adult Social Care overspend for 2014-15 to under £1M at the end of Quarter One, this is the lowest that it has been for some years (since 2009/10).

In relation to financial systems issues within the department that led to previous criticism of the department, an action plan was produced that went further than the original auditors recommendations. This is well underway and the auditors have concluded that: “an action plan has

been developed in response to our findings, which we believe addresses the areas requiring improvement.”

Work has been undertaken with the Council’s auditors to establish the true value-for money position of services that the Council commissions on behalf of vulnerable adults. This has including benchmarking with peer authorities. The auditors concluded that the Council has been getting good value-for-money from the services it has commissioned.

The departmental savings plan has been reviewed in terms of the potential for realisation of previously identified savings and potential new savings. This has reduced the gap in the savings plan to £0.4M in 2014/15 with work continuing.

Care Act

The Care Act 2014 is arguably one of the most significant pieces of legislation affecting adult social care in England in a generation. The emphasis moving forward is on person centred, asset based care so that in future people’s care and support needs will be met by: harnessing existing capacity within neighbourhoods and families to provide support; addressing people’s needs at an earlier stage and before the need for formal services; the provision of high quality state support based on clear national entitlements. The Act also envisages that care and support will be more effectively joined up across all local services (particularly health and housing) and will work more collaboratively across local authorities, providers and other statutory organisations.

We have made good progress across the council on preparations for the Care Act coming into force next April. Colleagues not only in social care but across finance, communications, workforce development and policy and performance are all engaged in readiness. The Safeguarding Adults Board is making the necessary preparations for becoming a statutory body in April 2015.

Integration and the Better Care Fund

Greater integration between health and social care provision is vital for creating a sustainable system for the future. The first step toward such integration, and a key part of the Council’s Rewiring programme, is our work with the Vale of York Clinical Commissioning Group (CCG) on the Better Care Fund. The re-submission of the Better Care Fund agreement was submitted on time on 19th September. Although subject

to a risk-sharing agreement, within the current plan there is an additional planned transfer to social care identified in 2015/16.

Health and Wellbeing Board

Over the past few months I have met with every member of the Health and Wellbeing Board (HWBB) individually to review the workings of the board and their priorities for the future. There is a great willingness across the city – in the public, private and voluntary/community sectors – to work more closely together to improve the health and wellbeing of *all* residents in the city. The Board will continue to lead this work with particular focus on the wider wellbeing agenda. This will include tackling key public health priorities in the city such as tackling poor air quality and reducing smoking, addressing issues relating to alcohol and reducing the city's consumption of sugar. The HWBB launched a web-based Joint Strategic Needs Assessment (JSNA) earlier this year.

Public Health

Health in York is generally very good and in a lot of areas we out-perform national and regional averages. Nevertheless, there are still significant health inequalities in the city with nearly a 10 year gap in life expectancy between men in the city's most and least deprived areas and 5.6 years in women. Furthermore, our figures for excess winter deaths and smoking in pregnancy are above national averages. In response, we are re-procuring our stopping smoking service to be better targeted at most high-risk groups.

The Council's Public Health responsibilities include the national child measurement programme, school nursing service and, from September 2015, the health visiting service. Whilst our figures are again below national average with around 8% of children entering reception year obese, this figure rises to 16% by the time they leave reception year.

We are currently re-procuring the city's sexual health service seeking to provide a more integrated service and to address the inherited overspend in this area due to the funding settlement when Public Health responsibilities came over to the local authority.

In May this year the city achieved White Ribbon Status showing our commitment to eradicating violence against women and children.

Community Engagement

The Rewiring transformation programme has so far seen the council engage with around 7800 residents across the city on a range of service areas as well as asking residents to share their aspirations and ideas for the city as a whole. This included open days at Council offices, conversations with residents on the buses, using social media, workshops with Parish Councils and Resident Groups and sessions with different stakeholder groups. On children's services alone the Council spoke with around 1700 parents, carers and childcare providers about the future of our children's centre provision.

Through the Local Plan process, the Council has consulted with over 14,000 residents and businesses across the city making it one of the most widespread consultation processes we have undertaken as an authority.

Community Conversation events have now taken place in 15 wards giving residents and local community groups the opportunity to get together to share ideas, to solve problems and to challenge the council leader, cabinet members and local ward councillors.

These are just a few examples of the strong emphasis on engagement and consultation as the Council reshapes its services in response to the extremely challenging financial circumstances we now face. Council services in the future will, as far as possible, be designed and produced together with the communities who use them.

Ward councillors play a vital role in this engagement work and I want to personally thank those who are actively leading their ward teams, bringing together residents and community groups to collectively solve problems and improve their local areas.

Voluntary sector

As a Council we are continuing to build strong links with the voluntary and community sector (VCS) within the city, both in terms of individual projects and at a strategic level. We also continue to run a number of very successful volunteer programmes across the Council and held the first ever celebration of volunteers earlier this year. The VCS plays a vital role in enhancing the wellbeing of our city.

Equalities

I continue to work closely with the Council's Equalities Advisory Group (EAG) and Fairness and Equalities Board on embedding equalities across the organisation and the city as a whole. I welcome the work of the Corporate and Scrutiny Management Committee in taking a lead on members' involvement in this area. This work is vitally important in ensuring that every resident in York has access to all the opportunities our great city has to offer.

Finally, I would like to personally congratulate the Communities and Equalities team for being shortlisted for a Community Pride Award in recognition of the vital work they do across this city's communities.

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