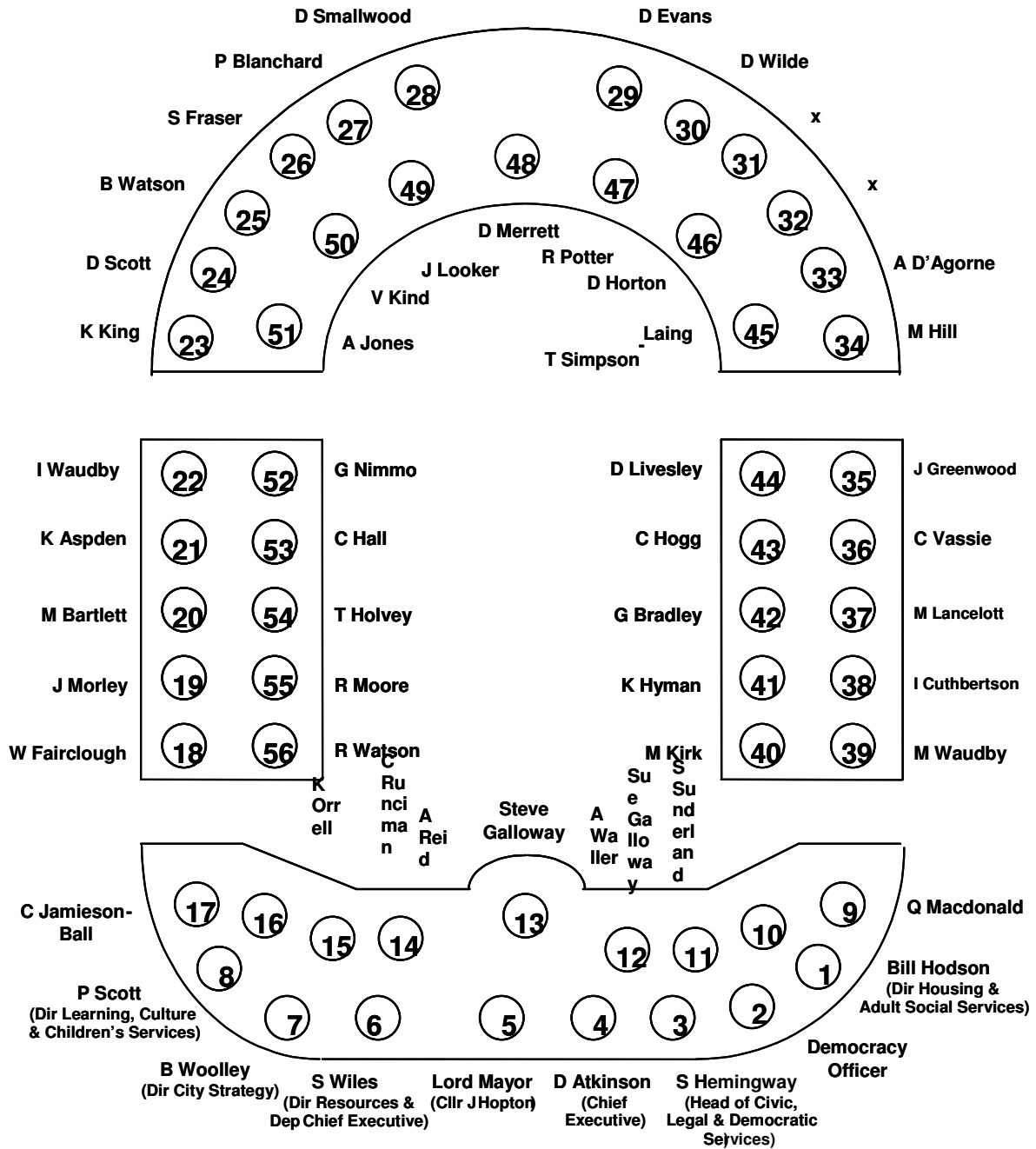


## CITY OF YORK COUNCIL SUMMONS

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, 12 April 2007 at 6.30 pm

**COUNCIL CHAMBER PLAN**



# **A G E N D A**

## **1. Declarations of Interest**

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

## **2. Minutes** (Pages 1 - 40)

To approve and sign the minutes of the ordinary Council meeting held on 25 January 2007 and Budget Council meeting held on 21 February 2007.

## **3. Civic Announcements**

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

## **4. Nomination of Sheriff**

To invite the Lord Mayor Elect to nominate her Sheriff for the 2007/2008 Municipal Year.

## **5. Public Participation**

It is at this point in the meeting that members of the public who have registered their wish to speak regarding an item on the agenda or an issue within the remit of Council may do so. Anyone who wishes to register, or requires further information, is requested to contact the Democracy Officer for this meeting. Contact details are listed at the foot of this agenda. The deadline for registering is **5:00 pm on Wednesday, 11<sup>th</sup> April 2007**.

## **6. Petitions**

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

- i) Cllr Scott, on behalf of the residents of Horner Street, Wilberforce Avenue and Cromer Street, regarding traffic problems in these streets.
- ii) Cllr Vassie, on behalf of residents of Elvington village, calling for a bus service between Elvington and Monks Cross.
- iii) Cllr Bartlett, on behalf of local residents and parents of pupils at St Paul's Primary School, seeking traffic safety

- measures near the school.
- iv) Cllr Moore, on behalf of Clifton Moor Residents' Association, calling on the Council to investigate and address speeding on two roads near the local primary school.
  - v) Cllr Reid, on behalf of residents asking for the snicket between Chantry Close and Carrfield to be closed at night.
  - vi) Cllr Jamieson-Ball, on behalf of some residents of Main Street, Heslington, calling for the introduction of a Respark scheme.

## **7. Notices of Motion (Pages 41 - 48)**

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

### **A – Motions referred from the Executive in accordance with Standing Order 11(a)(i)** *(copies of the relevant report to the Executive and extract from the Executive minutes are attached):*

(i) From Cllr Bartlett:

“This Council:

- Supports the Press campaign to ‘Let your Doctor decide’ which calls on North Yorkshire and York Primary Care Trust (NYYPCT) to scrap the Prior Approval Panel;
- Records its thanks to those MPs and North Yorkshire Councils who have recorded their support for the ‘ditch the debt’ motion passed by the York Council at its meeting on 25<sup>th</sup> January;
- Remains concerned that reductions, restrictions and delays in NHS treatment in York could have a negative impact upon Council services and budgets.”

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

(ii) From Cllr Merrett:

“This City of York Council places on record its belief that the ruling Liberal Democrat Executive has failed miserably to honour many of its 2003 Election pledges to the residents of York. In particular, the ruling Group has been guilty of:

- Failure to honour their pledge of £100 cashback off Council Tax
- Failure to extend full recycling to all properties, particularly terraced streets and flatted dwellings
- Failure to properly consult residents over the introduction of fortnightly alternate bin collections
- Failure to secure a larger supply of affordable housing for use by York's residents
- Failure to provide proper and effective management – losing millions on the Barbican fiasco
- Failure to expand sufficiently Park and Ride schemes.

In addition to these failures, Council is also mindful of the self-inflicted catastrophes which have befallen this ill-directed administration, recalling in particular:

- The introduction of evening car parking charges, which had a detrimental effect on many areas of York's night time economy
- The flawed consultation process associated with the relocation of a new swimming pool
- On-street car parking charges
- The fireworks day fiasco
- Cllr Reid's 'Green Wave'
- Misleading statements on the re-provision of a Barbican pool
- Several wasted years sorting out street cleaning in terraced areas.

Council awaits with interest the outcome of York residents' opinions following the elections on 3<sup>rd</sup> May."

(iii) From Cllr Potter:

"This Council regrets the lack of commitment from the Liberal Democrat administration to tackling community safety issues in the City. This is evidenced by:

- Cutbacks to the Safer York Partnership budget
- Long term delays in resolving the issues over the future Chair of the SYP Board management of the senior staff, and effective integration of the Drugs Advisory Team
- Repeatedly rejecting the advice of the Chief Executive to fund a Safe City Co-ordinator within the

#### Council

- Failure of the CYC chaired Anti-Social Behaviour task group to function properly for nearly two years
- CYC Neighbourhood Pride Unit not supporting facilitation of the roll out of the joint Ward working with the police after the initial support of the pilots
- The long delays in first repairing and then modernizing the City Centre CCTV system, and consistent voting against extra CCTV in the City Centre to cover the violence and disorder hotspots, and for extra staff to provide adequate weekend night time monitoring and resilience
- Inadequate funding of the Youth Offending Team and lack of focus on reparational and restorative justice
- Inadequate funding arrangements for the Alleygating initiative, so that very few gates have been installed over the last four years.

This Council asks for urgent action to ensure that all departments of the Council are focused on their contribution to increasing community safety and reducing the fear of crime.”

#### (iv) From Cllr Waller:

“Council notes;

1. the substantial sums in Landfill Tax that have been avoided due to the dramatic increase in recycling rates in the last four years, and successful waste minimisation campaigns run by City of York Council.

2. the £8 per tonne annual increments in Landfill Tax that will start from 1<sup>st</sup> April 2008

3. the establishment of the Landfill Tax was not intended to be a net revenue raiser for HM Treasury but York Council Tax payers have paid considerably more in Landfill Tax than has been received back in assistance for recycling services.

Council supports;

1. the Local Government Association policy to have Landfill Tax rises returned to local government in full.

2. the Retail Packaging Bill before Parliament as presented on 6<sup>th</sup> March 2007.”

(v) From Cllr D'Agorne:

“This Council confirms its opposition to any form of incineration of York's municipal waste. Key concerns include:

1. the effect of emissions on human health and the environment;

2. the fact that incineration contracts with private companies create a demand for waste

This detracts from the objective to reduce the amount of waste that is produced, and the secondary objective to recycle as large a proportion of the remainder as is possible and efficient in terms of environmental impact.

The Council also opposes any other form of treatment involving burning (such as forms of Mechanical Biological Treatment that produce Refuse Derived Fuel for burning), as the concerns expressed above apply in each case.

This Council notes the significant achievements of the city in increasing recycling, through the work of the Council and community groups such as the Friends of St. Nicholas Fields and the York Recycling Network. The Council will support the work of such groups wherever possible.

The Council notes that measures on waste reduction are almost always more financially efficient than the construction of large treatment facilities, and that recycling creates more jobs than incineration.

The Council further notes that as recycling rates increase around the country, incineration is falling further out of favour. Norwich City Council has recently confirmed its opposition to incineration, joining the councils of Essex, Lancashire, Bath and Milton Keynes, among others.

Furthermore, this Council calls upon the Government to introduce legislation to reduce waste at source by strict regulation and taxes on packaging.”

## **8. Report of Executive Leader and Executive Recommendations** (Pages 49 - 56)

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

Meeting	Date	Recommendations
Executive	27 February 2007	Minute 174 – Children and Young People’s Plan.

**9. Report of Executive Member (Pages 57 - 58)**

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

**10. Executive Key Decisions taken under Formal Urgency Procedures (Pages 59 - 62)**

To receive details of key decisions which have been taken by the Executive and Executive Members between 1 March 2006 and 1 March 2007 under formal urgency procedures, in accordance with Section 5 of the Council’s Access to Information Protocol.

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

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

**(i) To the Executive Member for City Strategy, from Cllr Vassie:**

“Can the Executive member report on the success of the relaunched Yozone Card?”

**(ii) To the Executive Member for Adult Social Services, from Cllr Fraser:**

“In the light of continuing failures to maintain services to customers reliant on Home Care, and the recent decision to re-tender part of the contract in the West locality, will the Executive Member for Adult Social Services take responsibility for the inadequate implementation of her decision to reorganise the service?”



**12. Standards Committee - Annual Report** (Pages 63 - 70)  
To receive the Annual Report of the Standards Committee, which was approved by the Committee at its meeting on 9 March 2007.

**13. Scrutiny - Report of the Chair of SMC** (Pages 71 - 74)  
To receive a report from Cllr Kirk, the Chair of the Scrutiny Management Committee (SMC) on the work of the SMC.

**14. Activities of Outside Bodies**  
Minutes of the following meetings of outside bodies, received since the last meeting of Council, have been made available for Members to view via the Council's website at <http://sql003.york.gov.uk/mgListOutsideBodies.asp?bcr=1>  
Copies may also be obtained by contacting Democracy Support Group at the Guildhall, York (tel. 01904 551088).

- Yorkshire and Humber Assembly (minutes of meeting on 19 October 2006)
- Pension Fund Committee (minutes of meeting on 23 November 2006)
- North Yorkshire Fire and Rescue Authority (minutes of meeting on 18 December 2006)
- North Yorkshire Police Authority (minutes of meeting on 5 February 2007)
- Safer York Partnership (minutes of meeting on 7 March 2007)

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

**15. Appointments and Changes to Membership** (Pages 75 - 76)  
To consider the appointments and changes to membership of committees and outside bodies set out on the list attached to this summons.

**16. Urgent Business**  
Any other business which the Chair considers urgent under the Local Government Act 1972.

Democracy Officer for this meeting:

Name: Simon Copley

Contact details:

- Telephone – (01904) 551078
- E-mail – [simon.copley@york.gov.uk](mailto:simon.copley@york.gov.uk)

For more information about any of the following please contact the Democracy Officer responsible for servicing this meeting:

- Registering to speak
- Business of the meeting
- Any special arrangements
- Copies of reports

Contact details are set out above.