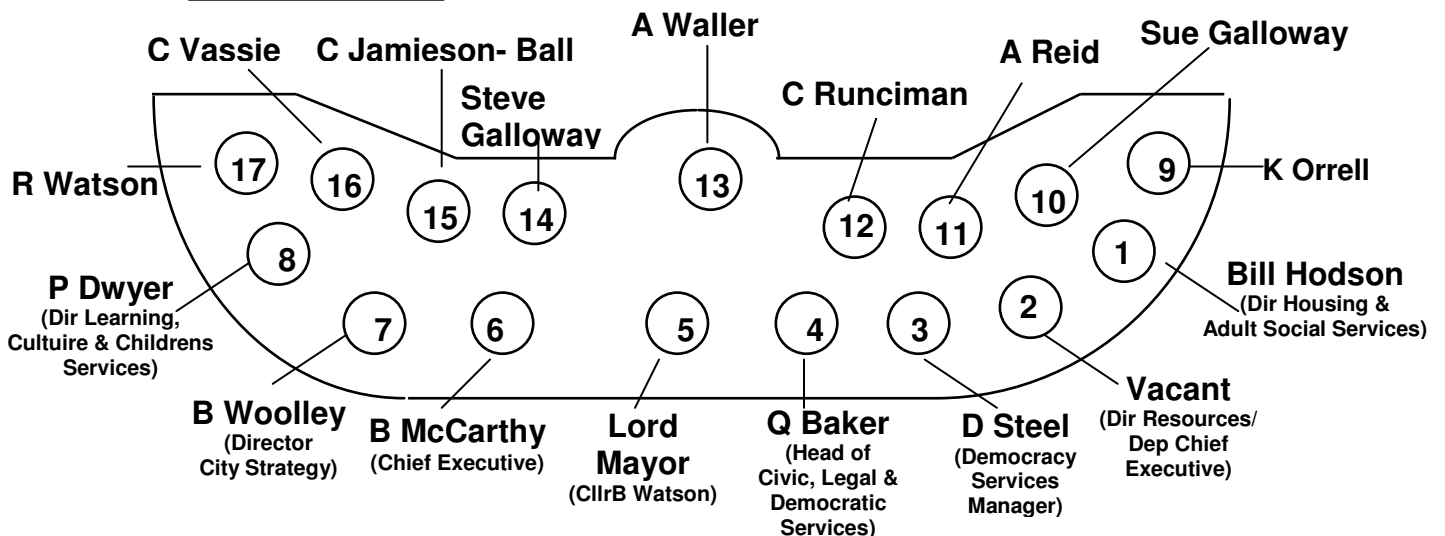
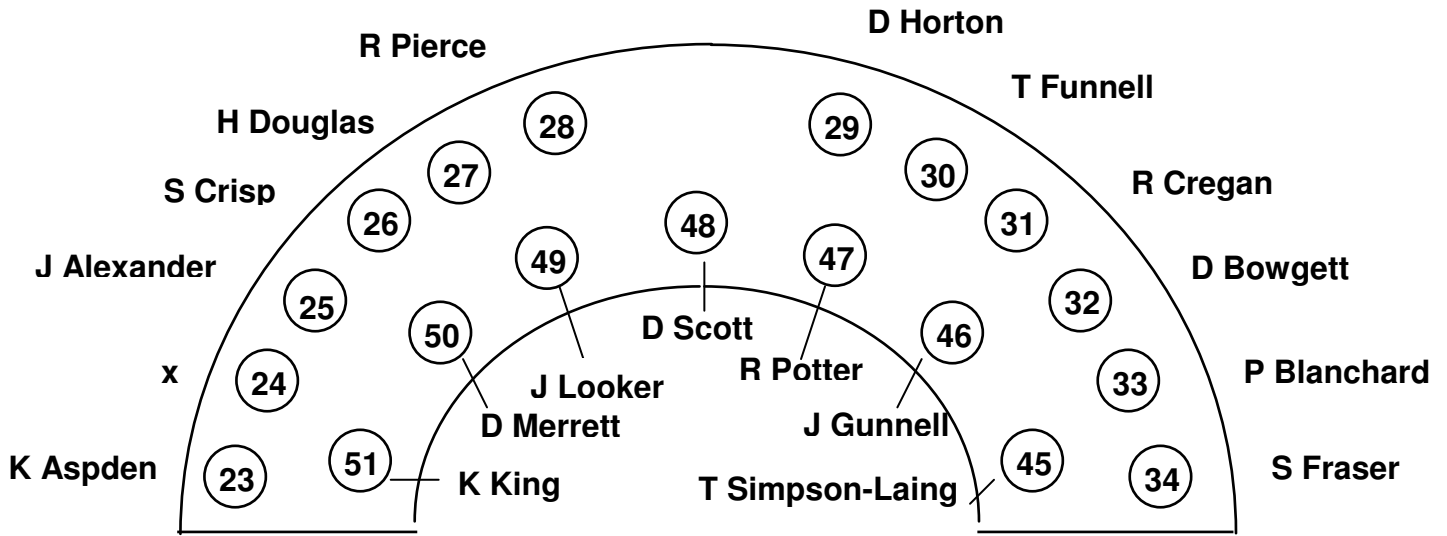


CITY OF YORK COUNCIL SUMMONS

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, 27 November 2008 at 6.30 pm

COUNCIL CHAMBER



A G E N D A

1. Declarations of Interest

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

2. Minutes (Pages 1 - 20)

To approve and sign the minutes of the Council meeting held on 25 September 2008.

3. Civic Announcements

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

4. Public Participation

It is at this point in the meeting that members of the public who have registered their wish to speak regarding an item on the agenda or an issue within the remit of Council may do so.

Anyone who wishes to register, or requires further information, is requested to contact the Democracy Officer for this meeting. Contact details are listed at the foot of this agenda. The deadline for registering is **5:00pm on Wednesday, 26 November 2008.**

5. Petitions

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

- (i) Cllr King, on behalf of residents of Rowntree Avenue asking the Council to consider installing layby parking in their street.

- (ii) Cllr Ayre, on behalf of local residents asking for safer crossing measures at Stockton Lane, Hempland Lane and Woodlands Grove.

6. Notices of Motion

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

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

None

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

(i) From Cllr Sue Galloway

“This Council urges the Government to act quickly to remove the barriers which currently deter local authorities and Registered Social Landlords from purchasing homes, from the private sector, to add to the pool of social rented accommodation available in the City of York area.”

(ii) From Cllr Simpson-Laing

“This Council instructs the Chief Executive to write to the Housing Minister with a request to introduce the following measures aimed at providing much needed affordable housing, to keep people in their homes, to stimulate the market to reuse empty homes and to maintain jobs in the construction industry by:

- a) Allowing councils and housing associations to become the tenants of over market surplus developments, built for the ‘buy to let’ market, to provide much needed affordable homes;
- b) Ensuring that repossession is the action of last resort and investigate how such properties could be part purchased by housing associations;
- c) Bringing back purchase and repair grants to allow housing associations to create new affordable homes out of run down empty property;
- d) Slashing the cost of renovating derelict empty homes by cutting VAT on repair and maintenance.”

(iii) From Cllr Gillies

“This Council agrees to join the campaign for suspension of the Rating (Empty Properties) Act 2007 on commercial buildings by:

- Instructing the Chief Executive to write to the office of the Prime Minister in support of the suspension of the Act; and
- Joining other councils and major businesses in support of the campaign by the British Property Federation to suspend the Act.”

(iv) From Cllr Crisp

“Council recognises the importance of Holocaust Memorial Day.

Council agrees that this event should be recognised fully within the City of York and requests that the Chief Executive takes such steps as are necessary to ensure this event becomes an integral and permanent feature in the annual civic calendar. Council further agrees to allocate sufficient resources, from reserves if necessary, to enable the appropriate recognition of Holocaust Memorial Day by the city on an annual, ongoing basis.”

(v) From Cllr Aspden

This Council:

- i) Notes that local authorities and their communities know the best ways to develop solutions to local problems, and how to promote thriving communities;
- ii) Supports the bottom up principle within the Sustainable Communities Act designed to allow local authorities and their communities to direct help from central government into reversing community decline and promoting thriving, sustainable communities;
- (iii) Notes that the Act gives local authorities the power to
 - make proposals to government on the actions and assistance government must provide to promote sustainable communities, and
 - argue for a transfer of public money and

- function from central to local control;
- (iv) Notes that the Act defines "Sustainable Communities" broadly, that definition having the four aspects of
- improvement of the local economy
 - protection of the environment
 - promotion of social inclusion
 - participation in civic and political activity.

Council welcomes the Sustainable Communities Act as a means of gaining new assistance from government, determining that assistance, arguing for transfers of public monies from central to local control and involving York residents in democracy

Council therefore resolves to use the Act by preparing and submitting proposals for local sustainability to central government, by 31st July 2009, and in doing so, welcomes proposals from York residents and community groups in York."

7. **Report of Executive Leader and Executive Recommendations** (Pages 21 - 40)

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	7 October 2008	Minute 94 – <i>Capital Programme: Monitor 1</i>
Executive	21 October 2008	Minute 104 – <i>Thriving City: Report Back</i>
Executive	18 November 2008	Minute 122 - <i>Amendments to Officer Scheme of Delegation to provide for an officer to act in the absence of the Chief Executive.</i> [Note: The report referred to in this minute is attached at pages 37-39]

8. Report of Executive Member (Pages 41 - 46)

To receive a written report from the Executive Member for Neighbourhood Services, and to question the Executive Member thereon, provided any such questions are registered in accordance with the timescales and procedures set out in Standing Order 11.1.

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

To deal with the following questions to the Executive Leader and / or other Executive Members, in accordance with Standing Order 11.3:

(i) To the Executive Member for Children's Services, from Cllr Alexander:

"Can the Executive Member for Children's Services detail what extra resources are being given to ensure a successful outcome in the second round 2 bidding for the 'Myplace' scheme?"

(ii) To the Executive Member for City Strategy, from Cllr Potter:

"Would the Executive Member agree with me that the Council needs to set a target to achieve at least a 5% reduction in its energy consumption over the next 12 months?"

(iii) To the Executive Member for City Strategy, from Cllr Potter:

"Would the Executive Member inform Council what action is being taken to re-invigorate the stalled Carbon Management Programme and what steps are being taken to properly resource the need for data analysis to inform the implementation of the programme?"

(iv) To the Executive Member for City Strategy, from Cllr D'Agorne:

"As part of the Access York Phase 2 (ring road improvements) bid, the objectives of 'reducing congestion in the city centre'...'reallocation of roadspace to buses cyclists and pedestrians' and 'manage the demand using parking charges and possibly access restraint over the city

centre bridges' have been stated. If the funding bid is successful, what is the timescale for taking these objectives forward and how will you ensure they are achieved as part of any increased capacity on the outer ring road?"

- (v) To the Executive Member for City Strategy, from Cllr Firth:
"Would the Executive Member for City Strategy comment on how York's LTP2 performance compares with that of similar local authorities elsewhere?"
- (vi) To the Executive Member for Corporate Services, from Cllr Potter:
"What progress has been made with the implementation of the Sustainable Procurement Policy?"
- (vii) To the Executive Member for Leisure, Culture and Social Inclusion, from Cllr Horton:
"Given the numerous occasions in the past when Absolute Leisure have promised to commence works at the Barbican, what assurances can the Executive Member give that this current offer is not another 'empty promise'; and if a start is not made in January 2009 as promised, what action would the Executive Member propose to take?"
- (ix) To the Executive Member for Housing and Adult Social Services, from Cllr Horton:
"Given that grant aided refurbishment works to the property at 17, Almsford Road should have been substantially completed by the end of March 2008, when does the Executive Member anticipate occupation to be taken up, noting that little action appears to have taken place at the property in the last two months?"
- (ix) To the Executive Member for Housing and Adult Social Services, from Cllr Sunderland:
"Would the Executive Member for Housing and Adult Social Services comment on the Council's performance at the Great North Care Awards?"

10. Scrutiny - Report of the Chair of the Scrutiny Management Committee (SMC) and SMC Recommendations (Pages 47 - 104)

To receive a report from Councillor Galvin, the Chair of the Scrutiny Management Committee (SMC) on the work of the SMC and to consider the SMC recommendations for approval, as set out below:

Meeting	Date	Recommendations
Scrutiny Management Committee	17 November 2008	Minute 25 - <i>Review of the Council's Overview and Scrutiny Function</i>

11. Allocation of Local Choice Function – Approval of Local Area Agreement (Pages 105 - 108)

To consider a report of the Head of Civic, Legal and Democratic Services which recommends that the 'local choice' function to approve the Local Area Agreement (LAA) be allocated to the Executive.

12. 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/mqListOutsideBodies.asp?bcr=1>

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

- Association of North Yorkshire Councils – meeting on 16/10/08
- North Yorkshire Fire and Rescue Authority – meeting on 10/09/08
- Police Authority – meeting on 29/09/08
- Quality Bus Partnership – meeting on 11/09/08 (*draft minutes*)
- Regional Transport Forum – meeting on 19/09/08
- Safer York Partnership – meeting on 13/10/08
- Without Walls Partnership – meetings on 03/07/08, 21/07/08 and 18/09/08
- Yorkshire and Humber Assembly – meeting on 02/10/08

- York NHS Foundation Trust – meetings on 23/04/08, 23/06/08 and 09/07/08

Members are invited to put any questions to the Council's representatives on the above bodies of which notice has been given, in accordance with Standing Order 11.2.

13. Appointments and Changes to Membership (Pages 109 - 110)

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

14. Urgent Business

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

Democracy Officer for this meeting:

Name: Fiona Young

Contact details:

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

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.