

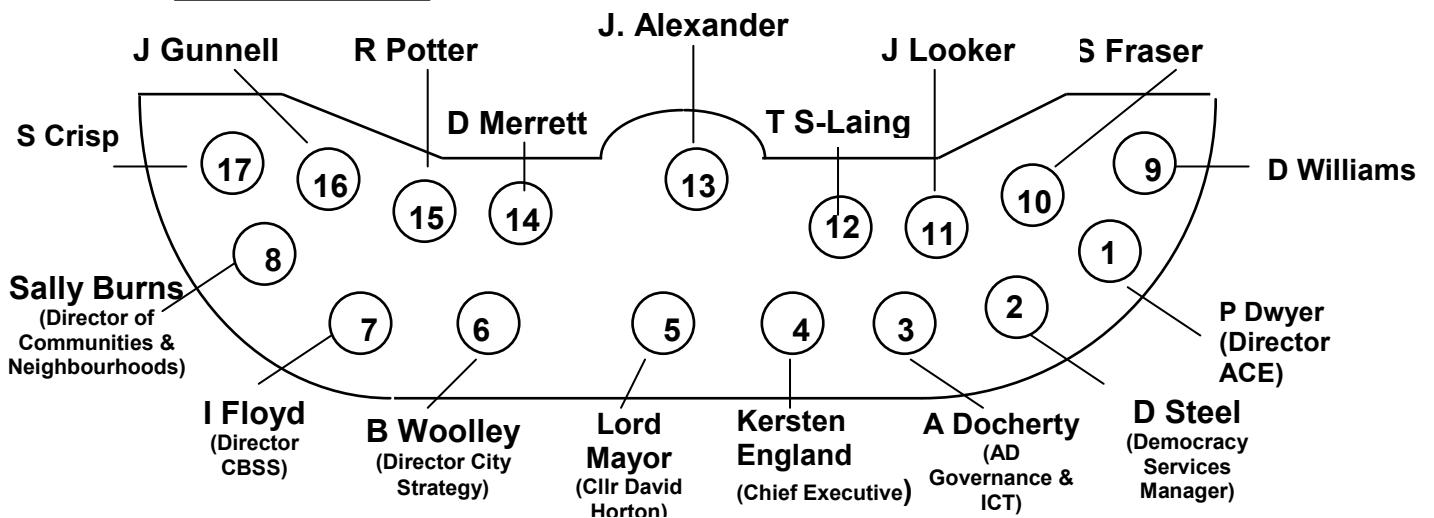
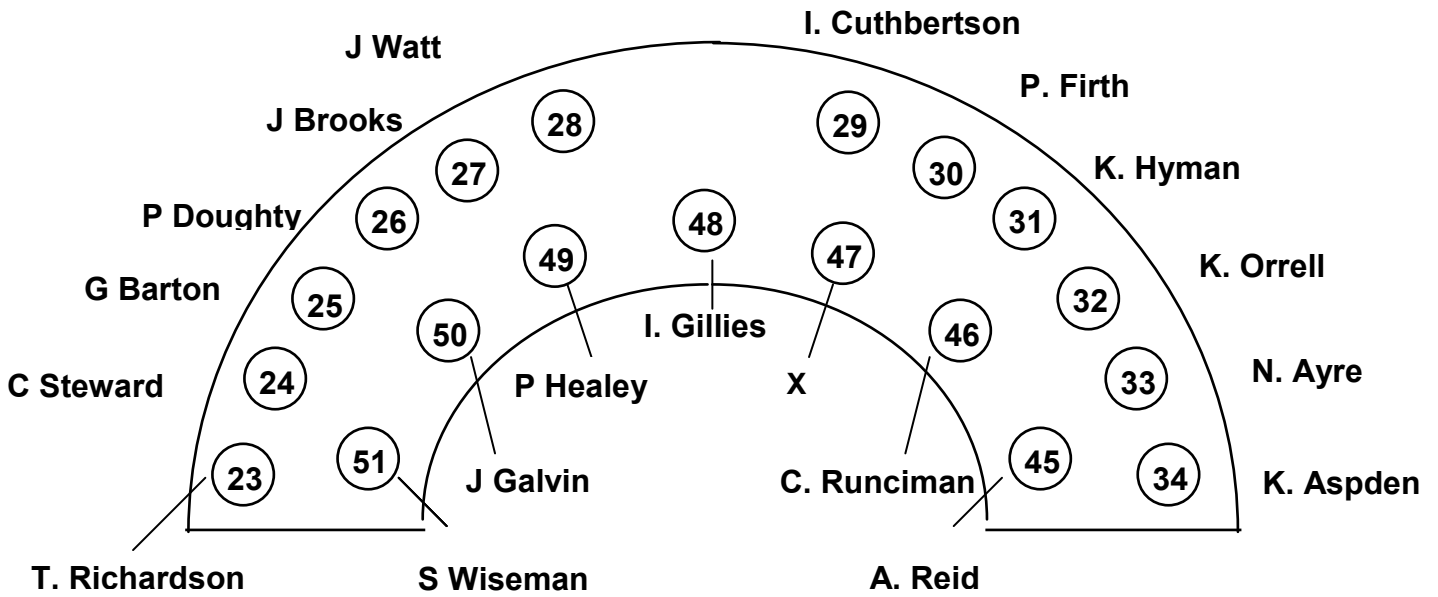
## CITY OF YORK COUNCIL SUMMONS

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

Thursday, 8 December 2011 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 - 52)

To approve and sign the minutes of the two Special and one Ordinary meetings of Council held on 6 October 2011.

**3. Civic Announcements**

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

**4. Public Participation**

At this point in the meeting, any member of the public who has registered to address the Council, or to ask a Member of the Council a question, on a matter directly relevant to the business of the Council or the City, may do so. The deadline for registering is **5:00pm on Wednesday, 7 December 2011.**

**5. Petitions**

To consider any petitions received from Members in accordance with Standing Order No.7. To date, no petitions have been received but any received before the appropriate deadline will be reported at the Council meeting.

**6. Report of Cabinet Leader and Cabinet Recommendations**  
(Pages 53 - 62)

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 contained in:
Cabinet	1 November 2011	Minute 64: <i>Capital Programme – Monitor 2</i>

Minute 65: *Treasury Management Monitor 2 Mid Year Review and Prudential Indicators 2011/12*

<http://democracy.york.gov.uk/ieListDocuments.aspx?Cld=733&Mid=6677&Ver=4>

Cabinet	6 December 2011	Community Stadium Project <i>(minute to follow)</i>
		Gym Expansion at Energise <i>(minute to follow)</i>
		Affordable Housing Targets in Rural Areas <i>(if Cabinet make any recommendations to Council on this issue – minute to follow)</i>

**7. Recommendations of the Staffing Matters & Urgency Committee** (Pages 63 - 70)

To consider the following recommendations for approval from the Staffing Matters & Urgency Committee:

Date of Meeting	Recommendations contained in:
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7 November 2011	Minute 68: <i>Community Covenant (document attached for information)</i>
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**8. Scrutiny - Report of the Chair of the Scrutiny Management Committee** (Pages 71 - 74)

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

**9. Report of Cabinet Member (Pages 75 - 86)**

To receive a written report from the Cabinet Member for Corporate Services 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.

**10. Activities of Outside Bodies**

Minutes of the following meetings of outside bodies, received since the last meeting of Council, have been made available for Members to view via the Council's website at <http://democracy.york.gov.uk/ecCatDisplay.aspx?sch=doc&cat=489&path=0>

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

- Quality Bus Partnership – Minutes - 8 Sept 2011
- Safer York Partnership/Drug Action Team Partnership Board Meeting – Minutes - 26 Sept 2011

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

**11. Appointments and Changes to Membership (Pages 87 - 88)**

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

**12. Notices of Motion**

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

**A – Motions referred from the 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 Funnell

“Council notes the benefits of solar power in reducing energy bills and our dependence on oil. It is the environmentally responsible option for business, the public sector and for private households.

Council expresses alarm at the Conservative-Liberal Democrat Government's announcement to bring forward, from 1st April 2012 to 12th December 2011, a reduction in the Feed in Tariff for solar panel electricity generation of around 61% for schemes tackling fuel poverty, such as City of York Council's, which was to provide solar panels to around 2,000 homes.

Council expresses its disappointment at the decision to reduce the Feed in Tariff, threatening the overall viability of the York solar scheme. Council also expresses concern at the loss of jobs, in York, that the solar installation industry has reported will result from the announcement.

Council requests that the Chief Executive writes to Gregory Barker MP, Minister of State for Climate Change, and requests that all those signed up to schemes and that have undertaken preparatory work prior to the Minister's statement on 31st October, receive the Feed in Tariff rate previously agreed and promoted by his Government.

Council requests that officers and both York MPs lobby the Government following news reports that the Minister may be considering phasing in the Government's proposed cuts in response to strong opposition.”

(ii) From Cllr Steward

“Council welcomes the coalition Government's efforts to reduce the deficit and to provide a period of financial stability following 12 years of economic mismanagement by Labour. Council therefore supports the Government's offer of financial incentives to councils which commit to no rise in council tax.

In support of the coalition Government's policy of freezing council tax CYC pledges to undertake such a council tax freeze for the next two financial years."

(iii) From Cllr Cuthbertson

"Council believes that personal financial education for young people is vital to ensure that they have the skills needed to prosper in a complex economy.

Council notes that, while a petition calling on the Government to make personal financial education part of the national curriculum has attracted more than 100,000 signatures, there are as yet no plans to make such education compulsory or to specify what should be covered.

Council therefore resolves to take action to ensure that children and young people in York are taught these important financial management skills. Council requests that officers bring a report to Cabinet outlining the options available to encourage and support schools in providing personal financial education for every young person in our city."

(iv) From Cllr Cunningham-Cross

"Council places on record its grave concern over the number of young people aged 16-24 years old who are unemployed, which reached an all time record high of 1.02m last month.

Council wishes to express its concern over the continued attacks on the future of children and young people in York, including the cutting of:

- Educational Maintenance Grant
- Future Jobs Fund
- Care to Learn Grant
- Child Tax Credit
- Child Trust Funds

And partial cuts through:

- Childcare element of Working Tax Credit reduced from 80% to 70% of costs
- Three year freeze on Child Benefit.



Council also notes the increase in university fees which will stop many York young people entering higher education.

Council instructs the Chief Executive to write to the Secretaries of State for Education and Work and Pensions to express Council's grave concern over changes to education and welfare that will affect the daily lives and future prospects of York's children and young people."

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

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 explain to my residents how it is fair for Labour members who are members of unions to merely 'declare an interest' and then be able to vote on increasing funding to the unions?"
- (ii) To the Cabinet Leader, from Cllr Barton:  
"What does the Leader believe is the optimum number of people to attend a Britain in Bloom information event?"
- (iii) To the Cabinet Leader, from Cllr Runciman:  
"What plans does the Cabinet Leader have to release budget information to the opposition groups?"
- (iv) To the Cabinet Leader, from Cllr Boyce:  
"Government cuts to the BBC will mean BBC Radio York losing six hours of local programmes per day and ten hours each weekend, resulting in reduced coverage of local news and York City matches, both of which are valued by residents, as well as result in diminished coverage of council business. Will the Cabinet Leader please write to the Secretary of State for Culture, the Director General of the BBC and the Chair of BBC Governors requesting that the BBC's funding for local radio services is reviewed?"

- (v) To the Cabinet Leader, from Cllr Steward:  
“Can the Leader detail how many members of the public have attended Cabinet meetings as they move around the city and does the Leader consider the moving around worthwhile?”
- (vi) To the Cabinet Leader, from Cllr Steward:  
“Can the Leader explain what role the Council is paying Trade Unions for that could not be carried out by the Human Resources Department?”
- (vii) To the Cabinet Leader, from Cllr Cunningham-Cross:  
“Will the Cabinet Leader please inform Council where York’s Fairtrade City status certificate and plaque are and confirm whether they can be displayed in a prominent place in the Guildhall until the move to West Offices?”
- (viii) To the Cabinet Leader, from Cllr Steward:  
“Does the Leader consider that the Fairness Commission having zero meetings outside the ring road, zero meetings in villages and zero meetings in Conservative wards to be fair?”
- (ix) To the Cabinet Member for City Strategy, from Cllr Steward:  
“Can the Cabinet Member for City Strategy confirm that with the Council’s focus on ‘fairness’ and the existing inequality between rural and urban buses he will work to address this and encourage the retention of these important rural buses?”
- (x) To the Cabinet Member for City Strategy from Cllr Aspden  
“Given the delay in publishing the Air Quality Action Plan, what will the Cabinet Member be doing to ensure positive actions to improve air quality are undertaken quickly for the Fulford Road corridor?”
- (xi) To the Cabinet Member for Education, Children & Young People’s Services, from Cllr Richardson:  
“Does the Cabinet Member condemn those who disrupted children’s education last week by participating in a union walk-out whilst negotiations with the Government were and

are still ongoing?”

- (xii) To the Cabinet Member for Education, Children & Young People’s Services, from Cllr Aspden  
“Given that Pupil Premium funding is tied to the number of pupils registered for free school meals, what steps are the Council taking to promote take up of free school meals ahead of the schools census on 19<sup>th</sup> January?”
- (xiii) To the Cabinet Member for Education, Children & Young People’s Services, from Cllr Richardson:  
“Will the Cabinet Member consider following Lincolnshire County Council’s example and encourage all schools to become academies?”
- (xiv) To the Cabinet Member for Corporate Services, from Cllr Steward:  
“Can the Cabinet Member for Corporate Services clarify whether in the budget consultation the Cabinet will be as, less or more willing to listen to people than it was at the Union Terrace ‘consultation’?”
- (xv) To the Cabinet Member for Corporate Services, from Cllr Steward:  
“Can the Cabinet Member for Corporate Services detail how many hours of council staff paid time have been spent on Fairness Commission related work and what is the cost of literature produced?”
- (xvi) To the Cabinet Member for Health, Housing & Adult Social Services, from Cllr Cuthbertson:  
“Would the Cabinet Member please give an assurance that the facilities at our elderly persons homes, which are enjoyed by the wider community, will still be available during the re-organisation?”
- (xvii) To the Cabinet Member for Health, Housing & Adult Social Services, from Cllr Steward:  
“Can the Cabinet Member for Health confirm, with a simple yes or no, whether her Labour government committed to a real terms increase in NHS funding for York’s residents at the last General Election?”

- (xviii) To the Cabinet Member for Health, Housing & Adult Social Services, from Cllr Riches:  
“Will the Cabinet Member for Housing please give her assessment of the potential impact of the Government’s Housing Strategy paper, ‘Laying the Foundations: A Housing Strategy for England?’”
- (xix) To the Cabinet Member for Health, Housing & Adult Social Services, from Cllr Orrell:  
“What steps are the Council taking to help organisations like York People First adjust to the personalisation agenda and cope with the reduced availability of grants?”
- (xx) To the Cabinet Member for Health, Housing & Adult Social Services, from Cllr Cuthbertson:  
“Given the increase in the number of people with dementia, both now and forecast, is the Cabinet Member confident that there will be sufficient capacity in the new proposals to accommodate this?”
- (xxi) To the Cabinet Member for Leisure, Culture & Social Inclusion, from Cllr Ayre  
“What does the Cabinet Member believe would be the minimum requirement of facilities for a true community stadium?”
- (xxii) To the Cabinet Member for Leisure, Culture & Social Inclusion, from Cllr Hodgson:  
“Will the Cabinet Member for Leisure, Culture and Social Inclusion voice her opposition to specific changes contained within The Legal Aid, Sentencing and Punishment of Offenders Bill, changes that will severely limit entitlement to legal aid and access to justice for some of the most vulnerable residents in our city?”
- (xxiii) To the Cabinet Member for Leisure, Culture & Social Inclusion, from Cllr Ayre  
“How many Ward Committees need to agree to fund the planned York 800 celebrations for the plan to be viable and what is the fall back plan if there is insufficient sign up?”

(xxiv) To the Cabinet Member for Leisure, Culture & Social Inclusion, from Cllr Ayre

“What advice will the Cabinet Member be giving Ward Committees and Community groups on how to deal with public expectations for Ward Committee funded schemes, given the current uncertainty around the amount of money available to Ward Committees next year?”

(xxv) To the Cabinet Member for Leisure, Culture & Social Inclusion, from Cllr Ayre

“Does the Cabinet Member support the Fairness Commission proposal to scrap Ward Committee funding?”

(xxvi) To the Cabinet Member for Communities and Neighbourhoods, from Cllr Reid

“Given Labour’s manifesto commitment to increase highways spending, will the Cabinet Member be rejecting the proposals by the Fairness Commission to make major savings in this area?”

(xxvii) To the Cabinet Member for Crime & Community Safety, from Cllr Steward:

“Can the Cabinet Member for Crime detail what the Council is doing to combat the problem of metal theft?”

#### **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](mailto: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

Contact details are set out above.