

## **EXECUTIVE**

**TUESDAY, 23 OCTOBER 2007**

### **DECISIONS**

Set out below is a summary of the decisions taken at the meeting of the Executive held on Tuesday, 23 October 2007. The wording used does not necessarily reflect the actual wording that will appear in the minutes.

Members are reminded that, should they wish to call in a decision, notice must be given to Democracy Support Group no later than 4pm on the second working day after this meeting.

If you have any queries about any matters referred to in this decision sheet please contact Fiona Young.

#### **6. REVIEW OF THE LEISURE FACILITIES STRATEGY (SWIMMING)**

RESOLVED: (i) That Option C be agreed: that is, to reconfirm the Council's commitment to the partnership with the University and also to plan for an additional city centre pool to meet further identified needs, subject to detailed agreement on the terms of the Council's contribution and in particular:

- the University adopting a project plan that will deliver the pool by 2011
- satisfactory arrangements being set out regarding location of and public access to the pool.

(ii) That approval be given to revise the respective schemes within the capital programme to take account of:

- allocating the pools programme contingency budget as set out in paragraph 77 of the report
- the additional prudential borrowing set out in paragraph 78
- allocating the overall procurement budget as set out in paragraph 75.

REASON: So that a clear and agreed strategy can be taken forward with immediate progress to create excellent swimming facilities in York and options developed for a central location for a further pool.

#### **7. SUSTAINABLE STREET LIGHTING POLICY**

RESOLVED: (i) That the sustainable street lighting strategy contained in Annex A to the report be approved.

REASON: To demonstrate the strategic importance of the service

and to enable it to develop and improve within set parameters to deliver the most sustainable outcome.

(ii) That Officers consult further with Ward Councillors and community groups on the options for modernising the street and public building lighting systems in use in the City and bring forward costed proposals for establishing an optimised system which both reduces the environmental impact (and running costs of the lighting) and improves public perceptions of safety standards.

REASON: In accordance with the Executive's intention to pursue a policy which ensures that appropriate and reliable lighting levels are maintained and which also achieve public safety, environmental and economic objectives, and to ensure that residents' views are taken into account.

## **8. WASTE PFI UPDATE**

RESOLVED: (i) That the award of £65m PFI credits towards the costs of this project be noted.

(ii) That the Executive's belief that Landfill Tax generated from York residents should be returned to recycling services in York, in line with the campaign by the Local Government Association, be re-affirmed.

(iii) That an Inter-Authority agreement under seal be entered into with North Yorkshire County Council on the basis of the issues set out in the report and that the Director of City Strategy and the Head of Civic, Legal and Democratic Services, in consultation with the appropriate Executive and Shadow Executive Members, be given delegated authority to agree the detail of the agreement in order to give effect to those terms.

(iv) That the Director of City Strategy be authorised to utilise the proposed evaluation methodology, in consultation with the appropriate Executive and Shadow Executive Members.

REASON: To progress the Waste PFI project, which has previously been agreed as the best way for CYC and NYCC to proceed in order to provide waste disposal facilities for the future, through the procurement phase.

## **9. COMPETITION POLICY**

RESOLVED: (i) That the work now on-going to develop a Competition Strategy and accompanying Competition Handbook at the Council, further to the adoption of the Corporate Procurement Strategy in May 2007, be noted.

REASON: To remain informed on progress in developing robust

competition and procurement arrangements at the Council.

(ii) That the draft policy set out in Annex A to the report be approved in principle, subject to any changes required and adoption by Full Council in due course.

REASON: To allow Officers to progress detailed work on the Competition Strategy in the context of an agreed policy framework for competition at the authority.

**10. COMMUNITY MANAGEMENT AND OWNERSHIP OF COUNCIL PROPERTY ASSETS**

RESOLVED: (i) That Option 1 be approved: that is, that in appropriate cases, where community groups wish to take on a greater responsibility for maintaining, improving and managing the publicly owned buildings that they may occupy, they be offered a lease, of up to 99 years depending on the needs of the community group, on a nil rent basis, and with full responsibility for repairs, management and payment of all other outgoings, including insurance, business rates and utility costs.

REASON: To show that the Council is responding to the Quirk review in a positive way, which maximises the benefits of transfer of assets to community groups whilst retaining the strategic control to ensure these benefits are delivered to the local community.

(ii) That the community groups be subject to a test of public acceptability for their management constitution (e.g. charitable status).

REASON: To ensure that transfers are made only in appropriate circumstances.

(iii) That this revision to the Council's policy not apply to areas of public open space.

REASON: It is considered that such areas should remain within the Council's full control

(iv) That the bid to the Community Assets Fund for the development of St Clements church hall be supported.

REASON: The St Clements church hall proposals have the best potential to meet the criteria for a successful application and would result in an example of Best Practice in how to deal with transfers to the community.

**11. PARK & RIDE BUS CONTRACT**

RESOLVED: (i) That the acceptance of First York, by the Director of City Strategy under delegated authority, as the preferred operator for the provision of the Park and Ride service with the intention, subject to the satisfactory conclusion of contractual terms negotiations, to enter into an agreement with the company to provide the service for five years, with an option to extend for a further three years, be noted and agreed.

REASON: To maintain a high quality Park and Ride service for the City.

(ii) That the proposed fare level and service options identified in paragraphs 23 and 42 of the report (and summarised in the table above) be approved.

REASON: To enhance the Park and Ride service in a cost effective and affordable way.

(iii) That further discussions be held with First York, aimed at providing more flexible ticketing arrangements for the whole of the First fleet which operates in York.

REASON: To ensure that the issue of integrated ticketing is progressed as quickly as possible.

## **12. MONK BAR GARAGE - FUTURE USE OF SITE**

RESOLVED: That Option A be approved and that the freehold of the Monk Bar Garage site be sold for the best consideration reasonably obtainable, on terms and conditions that are appropriate to achieve a successful sale.

REASON: To ensure that the development potential of the site is fully utilised and that the maximum capital receipt is obtained to support the capital programme.

(ii) That approval be given to vire £8,250 in lost rent from the provision in the general fund budget to the commercial property rental budget, pro rata, from the date of the sale.

REASON: To ensure that the integrity of the Property Services budget is maintained, and for good financial purposes.

## **13. URGENT BUSINESS - NEW GROWTH POINTS AND ECO-TOWNS - LEEDS CITY REGION BID**

RESOLVED: That Option 1, to support York's inclusion within the Leeds City Region bid, be approved.

REASON: In view of the context of growth within the Leeds City Region and the government's clear signals, through the

Housing Green Paper, that additional housing must be accommodated.

