

Strategic Policy Panel

- To:** Councillors Waller (Chair), Runciman (Vice-Chair), Steve Galloway, Sue Galloway, Looker, Moore, Potter, Scott, Simpson-Laing, Gillies and Taylor
- Date:** Monday, 20 April 2009
- Time:** 5.30 pm (*please note revised time*)
- Venue:** The Guildhall, York

AGENDA

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. Public Participation

At this point in the meeting, members of the public who have registered their wish to speak regarding an item on the agenda, or an issue within the remit of the Strategic Policy Panel, can do so. The deadline for registering is **5:00 pm on Friday, 17 April 2009**.

3. Minutes

(Pages 3 - 4)

To approve and sign the minutes of the Strategic Policy Panel meeting held on 14 July 2008.

4. Referral of Called In Item: 2009/10 City Strategy Capital Programme Budget Report (Pages 5 - 14)

This report asks Members to consider a decision taken by the Executive (Calling In) on 7 April 2009 in respect of the City Strategy Capital Programme Budget, which has been referred to the Strategic Policy Panel by the Leader of the Labour Group.

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

Democracy Officer:

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.

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- ensure that what you want to say speak relates to an item of business on the agenda or an issue which the committee has power to consider (speak to the Democracy Officer for advice on this);
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If you have any further access requirements such as parking close-by or a sign language interpreter then please let us know. Contact the Democracy Officer whose name and contact details are given on the order of business for the meeting.

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The majority of councillors are not appointed to the Executive (38 out of 47). Any 3 non-Executive councillors can 'call-in' an item of business from a published Executive (or Executive Member Advisory Panel (EMAP)) agenda. The Executive will still discuss the 'called in' business on the published date and will set out its views for consideration by a specially convened Scrutiny Management Committee (SMC). That SMC meeting will then make its recommendations to the next scheduled Executive meeting in the following week, where a final decision on the 'called-in' business will be made.

Scrutiny Committees

The purpose of all scrutiny and ad-hoc scrutiny committees appointed by the Council is to:

- Monitor the performance and effectiveness of services;
- Review existing policies and assist in the development of new ones, as necessary; and
- Monitor best value continuous service improvement plans

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City of York Council

Committee Minutes

MEETING	STRATEGIC POLICY PANEL
DATE	14 JULY 2008
PRESENT	COUNCILLORS WALLER (CHAIR), RUNCIMAN (VICE-CHAIR), POTTER, SCOTT, SIMPSON-LAING, GILLIES, TAYLOR (PRESENT FOR PART OF THE CALLED-IN ITEM ONLY AND DID NOT VOTE ON THIS ITEM), REID (SUBSTITUTE FOR CLLR STEVE GALLOWAY), VASSIE (SUBSTITUTE FOR CLLR SUE GALLOWAY), ORRELL (SUBSTITUTE FOR CLLR JAMIESON-BALL) AND GUNNELL (SUBSTITUTE FOR CLLR LOOKER)
APOLOGIES	COUNCILLORS STEVE GALLOWAY, SUE GALLOWAY, JAMIESON-BALL AND LOOKER

5. **DECLARATIONS OF INTEREST**

Members were invited to declare at this point in the meeting any personal or prejudicial interests they might have in the business on the agenda. No interests were declared.

6. **PUBLIC PARTICIPATION**

It was reported that there had been no registrations to speak at the meeting under the Council's Public Participation Scheme.

7. **MINUTES**

RESOLVED: That the minutes of the last meeting of the Strategic Policy Panel, held on 9 June 2008 be approved and signed by the Chair as a correct record.

8. **REFERRAL OF CALLED IN ITEM: YORK RACECOURSE – APPLICATION FOR LEASE EXTENSION AND AMENDMENTS – REPORT BACK ON THE RESULTS OF FURTHER NEGOTIATIONS**

Members considered a report concerning the referral to the Strategic Policy Panel (SPP) of the decisions taken by the Executive (Calling In) on 8 July 2008, in respect of the their original decisions on 30 June regarding York Racecourse's application for an extension and amendments to their lease.

The report set out the decisions of the Executive and the Executive (Calling In), the reasons for the referral by Cllr Scott, as Leader of the

Labour Group, and the powers and role of the SPP in dealing with the referral. Two options were available, namely:

Option A – recommend that the decisions of the Executive (Calling In) in be confirmed, on the grounds that there was no basis for re-consideration;

Option B – recommend that the Executive reconsider or amend in part the decisions of the Executive (Calling In), in the light of the reasons for referral.

Members debated the issues and questioned Officers regarding the actions taken since 8 July. Officers confirmed that the police were satisfied that race meetings were adequately resourced and indicated that temporary toilets would be provided at additional locations during future meetings.

Cllr Orrell then moved, and Cllr Runciman seconded, that Option A be approved and the decisions of the Executive (Calling In) on 8 July be confirmed.

Cllr Scott then moved, and Cllr Potter seconded, that Option B be approved and that the matter be referred back to the Executive for reconsideration, with the recommendation that they agree:

- a) To provide guaranteed funding for the provision of toilet facilities at race meetings during this year and subsequent years;
- b) To commission a report on the policing of anti-social behaviour, to enable the Council to assess policing requirements and agree to provide funding for additional policing if necessary.

Cllr Orrell's motion was then put to the vote and was declared CARRIED by 6 votes to 4. Cllr Scott's motion therefore fell and it was

RESOLVED: That Option A be approved and that the Executive be recommended to confirm the decisions taken at the Executive (Calling In) meeting on 8 July 2009.¹

REASON: In accordance with the procedures set down in the Council's Constitution and on the grounds that the Panel does not consider that there is any basis for reconsidering the decisions.

Action Required

1. Refer recommendation to Executive to confirm previous decisions on this item. KS

A Waller, Chair

[The meeting started at 4.00 pm and finished at 4.50 pm].



Strategic Policy Panel

20 April 2009

Report of the Head of Civic, Democratic and Legal Services

Referral of Called In Item: 2009/10 City Strategy Capital Programme Budget Report

Summary

1. This report provides details of the referral to the Strategic Policy Panel (SPP) of a revised decision taken by the Executive (Calling In) on 7 April 2009 in respect of the Executive's original decisions on the 2009/10 City Strategy Capital Programme Budget Report, which were called in following the Executive meeting on 31 March 2009. It also explains the powers and role of SPP in relation to dealing with this referral.

Background

2. At their meeting on 31 March 2009, the Executive considered a report which outlined the schemes within the City Strategy Transport Capital Programme planned for delivery in 2009/10, together with options for the use of additional funding expected from the Regional Funding Allocation. With regard to the use of the additional funding the Executive decided:

"That Option 1 (Outer Ring Road congestion reduction improvement) be approved as the preferred use of the supplementary LTP allocation provided by the Regional Transport Board."

3. This decision was subsequently called in and considered by the Scrutiny Management Committee (Calling In) on 6 April, which resolved:

"That Option B be approved and that the matter be referred back to the Executive with a recommendation that they approve Option 2 [in the original report to Executive], on the basis that it complies with the Local Transport Plan."

4. The matter was duly re-considered at a meeting of the Executive (Calling In) held on 7 April, when they revised their original Resolution (ii) to read as follows:

“That consideration of the use of the balance of the supplementary LTP allocation provided by the Regional Transport Board be deferred and that Officers be requested to provide a comparison of the administrative and planning resources that would be required to implement either of the following expenditure profiles over the next two years:

		£k
Option 1	ORR Roundabout Improvement Scheme implementation	2077
	Haxby Station Preparatory Works (10/11)	50
	Access York Phase 2 Preparatory Work (10/11)	200
	<i>Total</i>	2327
Option 2	Access York Phase 1 (Additional elements) 10/11	477
	Fulford Road (Bus Priorities) 10/11	400
	Access to Station (Access Ramp) (10/11)	250
	Cycling Network Maintenance	200
	LTP/LAA Targets Review	250
	Village accessibility review additional works (10/11)	500
	Haxby Station Preparatory Works (10/11)	50
	Access York Phase 2 Preparatory Work (10/11)	200
	<i>Total</i>	2327

5. Councillor Scott, as Leader of the Labour Group, has now requested that this revised decision be referred to Strategic Policy Panel, in accordance with the constitutional requirements for referral, on the grounds that:

“The Executive has failed to reach a decision following the recommendation of yesterday’s SMC meeting.”

Consultation

6. Not relevant for the purposes of this report.

Options

7. The following options are available constitutionally to the SPP in relation to dealing with this referral :
- a. To make a recommendation that the Executive confirm the decision of the Executive (Calling In) on 7 April 2009, on the grounds that SPP does not believe there is any basis for reconsideration.

- b. To make a recommendation that the Executive reconsider or amend in part their decision of 7 April, in the light of the reasons for referral.

The decision takes effect from the date of the Executive (Calling In) meeting; that is, 7 April 2009.

Analysis

8. Members need to consider the reasons for referral and the basis of the decision made by the Executive (Calling In) and form a view on whether there is a basis for reconsideration of that decision.
9. An extract from the minutes of the Executive (Calling In) meeting is attached as Annex A to this report. This indicates the basis upon which the decision now under consideration was taken.

Corporate Priorities

10. The issues in this report do not relate to the Council's current Corporate Priorities for Improvement.

Implications

11. There are no known implications in relation to the following in terms of dealing with the specific matter before Members, namely to determine and handle the referral.

- Finance
- Human Resources (HR)
- Equalities
- Crime and Disorder
- Property
- Other

Legal Implications

12. The Head of Civic, Democratic & Legal Services (Council's Monitoring Officer) will advise upon any relevant legal implications at the meeting associated with the reconsideration of this matter.

Risk Management

13. There are no risk management implications associated with the referral of this matter.

Recommendations

14. Members are asked to consider the referral and reasons for it and decide whether they wish to confirm the decision made by the Executive (Calling In) on 7 April, or recommend that the Executive reconsider or amend in part their decision in the light of the reasons for referral.

Reason:

To enable the referral to be dealt with efficiently and in accordance with the Constitution.

Contact details:

Author:

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Principal Democracy Officer
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Chief Officer Responsible for the report:

Quentin Baker
Head of Civic, Democratic and Legal Services

Report Approved



Date 9/4/09

Specialist Implications Officer(s)

None

Wards Affected:

All



For further information please contact the author of the report

Annexes

Annex A – Extract from the minutes of the Executive (Calling In) meeting held on 7 April 2009

Background Papers

Reports to and minutes of the following meetings (all available on the Council's website):

- Executive – 31 March 2009
- Scrutiny Management Committee (Calling In) – 6 April 2009
- Executive (Calling In) – 7 April 2009

City of York Council

Committee Minutes

MEETING	EXECUTIVE (CALLING IN)
DATE	7 APRIL 2009
PRESENT	COUNCILLORS WALLER (CHAIR), SUE GALLOWAY, REID, RUNCIMAN AND VASSIE

12. CALLED-IN ITEM: 2009/10 CITY STRATEGY CAPITAL PROGRAMME BUDGET REPORT

Members re-considered the decisions they had taken at the Executive meeting on 31 March 2009 regarding the schemes within the City Strategy Capital Programme planned for delivery and options for the use of additional funding expected from the Regional Funding Allocation.

The Executive decisions on this item had been called in by Cllrs Scott, Potter and Merrett and subsequently considered by the Scrutiny Management Committee (SMC) (Calling In) at a meeting on 6 April 2009. The SMC (Calling In) had resolved:

“That Option B be approved and that the matter be referred back to the Executive with a recommendation that they approve Option 2 [in the original report to Executive], on the basis that it complies with the Local Transport Plan.”

Having re-considered their decisions in the light of the advice of the SMC (Calling In) it was

RESOLVED: That the decisions taken on this item at the Executive meeting on 31 March 2009 be amended to read as follows:

“(i) That the base 2009/10 City Strategy Transport Capital Programme be approved as set out below (amendments to the list at Annex 1 to the report highlighted in bold), subject to the addition of the cycling schemes agreed under the previous item (Minute 212 refers).

	Scheme	09/10 Cost £k	Location
1. Access York Phase 1	New Access York Phase 1 CYC Study	1,047.00	Dringhouses, Rural West and Rawcliffe
2. Outer Ring Road	Hopgrove Roundabout	300	Huntington
3. Outer Ring Road	Access York Phase 2 RFA top up	200	Rawcliffe

4. Multi-Modal Schemes	Fulford Road Multi-Modal Scheme	600	Fulford Fishergate
5. Multi-Modal Schemes	Blossom Street Multi-Modal Scheme	500	Micklegate
6. Multi-Modal Schemes	Fishergate Gyratory Multi-Modal Scheme	150	Fishergate Guildhall
7. Air Quality, Congestion & Traffic Management	New Urban Traffic Management and Control (UTMC)	100	All
8. Air Quality, Congestion & Traffic Management	Purchase of Air Quality monitoring equipment	30	All
9. Park & Ride	New P&R Site Upgrades Scheme	25	Several
10. Park & Ride	New P&R City Centre Bus Stop Upgrades	25	Micklegate Guildhall
11. Public Transport Improvements	Haxby Station Study Work to develop Major Scheme Bid for new station (not included in base budget) RFA top up	250	Haxby
12. Public Transport Improvements	New Bus Location and Information Sub-System (BLISS) Scheme Ongoing programme of improvements	100	All
13. Public Transport Improvements	New Bus Stop & Shelter Programme Scheme Ongoing programme of improvements	50	Several
14. Public Transport Improvements	A59/Beckfield Lane Junction Improvements Scheme Completion of 2008/09 scheme	25	Acomb
15. Public Transport Improvements	New Dial & Ride Vehicle Scheme Purchase of new vehicle for Dial & Ride service	80	Several
16. Walking	Haxby Village Pedestrian Audit (Phase 2) Scheme Programme of upgrades to high priority routes to services	50	Haxby

17. Walking	<i>New Minor Pedestrian Schemes Budget Scheme Provision of minor improvements to network throughout the year</i>	40	All
18. Walking	<i>New Dropped Crossing Budget Scheme Provision of dropped kerbs at locations requested by residents</i>	35	All
19. Walking	<i>New Pedestrian Scheme Development Study Development of future years schemes</i>	10	All
20. Cycling	<i>New Lendal Hub Station Scheme New secure cycle parking facility</i>	270	Micklegate
21. Cycling	<i>Cycle margin and track surface upgrades</i>	54	Several
22. Cycling	<i>Other Cycling City Schemes Scheme Implementation of Cycling City programme</i>	211	Several
23. Cycling	<i>New Crichton Avenue Scheme Kingsway North to Wigginton Road</i>	575	Clifton
24. Cycling	<i>Wigginton Road (Hospital) Scheme Development of scheme at northern end of route</i>	100	Clifton
25. Cycling	<i>New Bootham Crossing Scheme Implementation of new crossing at southern end of Hospital Grounds route</i>	75	Clifton Guildhall
26. Cycling	<i>New Access to Station Study Feasibility work on link from Post Office Lane to station</i>	10	Micklegate
27. Cycling	<i>New Cycle Minor Schemes Scheme Allocation to undertake minor works throughout the year</i>	25	Several
28. Cycling	<i>New Cycling Scheme Development Study Development of future years schemes</i>	20	Several

29. Development-Linked Schemes	<i>Barbican to St George's Field Route Scheme Implementation of works to improve pedestrian facilities</i>	125	<i>Fishergate</i>
30. Development-Linked Schemes	<i>Approaches to Hungate Bridge Study Link to Navigation Road, New James St Link Road Phase 2 Study</i>	20	<i>Heworth</i>
31. Safety Schemes	<i>New Local Safety Schemes Implementation of safety schemes at casualty cluster sites</i>	74	<i>Several</i>
32. Safety Schemes	<i>New Speed Management Schemes Implementation of schemes to address speeding issues</i>	75	<i>Several</i>
33. Safety Schemes	<i>New Danger Reduction Schemes Improvements at sites where there is a perceived danger issue</i>	50	<i>Several</i>
34. Safety Schemes	<i>New Safe Routes for 'Playbuilder' Schemes Study/ Schemes Study (and potential implementation) of safe routes to new 'Playbuilder' sites</i>	50	<i>Several</i>
35. School Schemes	<i>- Safe Routes to School Schemes to be confirmed</i>	200	<i>Several</i>
36. School Schemes	<i>- School Cycle Parking Schemes to be confirmed</i>	50	<i>Several</i>
37. Safety Schemes	<i>New Village Accessibility Review Study Review of junctions to produce priority list of schemes</i>	25	<i>Several</i>
38. Village accessibility review implementation	<i>Mill Lane/Wigginton Road, Dunnington/Common Lane/A1079, Deighton/A19, Towthorpe/Strensall Road and A64 junctions east of York (e.g. Hazelbush).</i>	250	<i>Haxby, Derwent, Wheldrake, Strensall</i>
Carryover Commitments	<i>Allocations to previous years schemes</i>	616	<i>Various</i>
	<i>Total Integrated Transport</i>	6,492.00	

	<i>Programme</i>		
	<i>Total Integrated Transport Overprogramming</i>	990	
<i>Including £450k of £2.777m (2009/10 - 2010/11) RFA Supplement</i>	<i>Total Integrated Transport Budget</i>	5,502.00	

REASON: *To implement the Council's transport strategy, as identified in York's second Local Transport Plan (LTP).*

(ii) That consideration of the use of the balance of the supplementary LTP allocation provided by the Regional Transport Board be deferred and that Officers be requested to provide a comparison of the administrative and planning resources that would be required to implement either of the following expenditure profiles over the next two years:¹

		£k
Option 1	<i>ORR Roundabout Improvement Scheme implementation</i>	2077
	<i>Haxby Station Preparatory Works (10/11)</i>	50
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	<i>Total</i>	2327

REASON: *To enable further consideration to be given to these matters before a final decision is made.*

(iii) That Officers be requested to undertake such accident analysis and preliminary design work as may be necessary to establish the relative costs / benefits of the schemes listed in paragraphs 37 and 41 of the report (improved pedestrian / cycle access to the railway station and improvements to the transport network for local communities), with a view to implementing these schemes as early in the capital programme as resources allow.

REASON: *To ensure that the delivery of these schemes is prioritised."*

REASON: In accordance with the calling-in procedure and to take account of the advice offered by the Scrutiny Management Committee (Calling In).

Action Required

1. Make arrangements to carry out this work, in accordance with revised resolution (ii), and schedule item on Executive Forward Plan for a future meeting SS

A Waller, Chair

[The meeting started at 2.05 pm and finished at 2.10 pm].