

## **EXECUTIVE**

**TUESDAY, 30 NOVEMBER 2010**

### **DECISIONS**

Set out below is a summary of the decisions taken at the meeting of the Executive held on Tuesday, 30 November 2010. 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 Jill Pickering (01904) 552061.

#### **6. MINUTES OF WORKING GROUPS**

RESOLVED: (i) That the minutes of the LDF Working Group be noted and that:

- a) approval be given to the York Retail Topic paper, as set out in Annex A to the report to the Working Group, for publication as part of the LDF evidence base;
- b) approval be given to the York Central Retail Assessment Stages 1 and 2, included as background papers to the Topic Paper, for publication as part of the LDF evidence base;
- c) authority be delegated to the Director of City Strategy, in consultation with the Executive Member for City Strategy and the City Strategy Opposition Spokesperson, to make any other necessary changes arising from the recommendations of the LDF Working Group, prior to publication of the documents as part of the LDF evidence base;
- d) the recommended policy approach to future retail development, as set out in paragraphs 95 to 105 of the report to LDF Working Group, be noted as a starting point for developing the approach to retail development in the Core Strategy submission draft.

(ii) That Officers be requested to ensure in future that the minutes of the LDF Working Group are circulated with the report to Executive, that those items which include recommendations for Executive approval are clearly identified and that, to avoid delays in implementing recommendations, draft minutes are tabled as soon as possible.

(iii) That, in line with the resolution made at Full Council on 7 October 2010, Officers be asked to table the requested report on short term let properties as soon as practical.

(iv) That the minutes of the Young People's Working Group (YPWG), attached as Annex A to the report, be noted and that it be agreed that:

- a) the comments of the representatives of the York Youth Council be noted;
- b) members of the YPWG continue to support the development of the Youth Council and its activities;
- c) the YPWG support the notion of 'Change Champions' as a means of bringing together young people of all ages with decision makers and elected Members;
- d) the YPWG support the role of the A Team, engaging with them four to five times per year;
- e) Member attendance at the meetings of the Junior A Team be investigated.

REASON: In accordance with the requirements of the Council's Constitution in relation to the role of Working Groups.

#### **7. REVIEW OF FEES AND CHARGES FOLLOWING AN INCREASE IN THE STANDARD RATE OF VAT**

RESOLVED: (i) That Option 1 be approved and that all fees and charges be amended as shown in Annex 1 to the report to reflect the increase in the rate of VAT.

- (ii) That it be noted that, whilst fees and charges would increase, the overall level of income retained by the Council would remain the same, as all the increased income will be passed over to HMRC as VAT.

REASON: To ensure that the increase in VAT does not have a negative impact on council revenue.

#### **8. AWARD OF LONG TERM WASTE MANAGEMENT SERVICE CONTRACT**

RECOMMENDED: That Council agree to:

- (i) support the award of the Waste Private Finance Initiative (PFI) by North Yorkshire County Council to AmeyCespa for the service operation period of 25 years, with an option to extend for up

to 5 years;

(ii) commit to make sufficient budgetary provision (£750k per annum growth from 2011/12 to 2015/16 inclusive) for the contract for its term, and determine the limits of the affordability envelope within which financial close may be agreed, as set out in paragraph 193 of the report;

(iii) delegate authority to the Director of City Strategy (acting in consultation with the Director of Customer & Business Support Services and the Head of Civic, Democratic & Legal Services) to determine the final terms of the Waste Management Agreement between the County Council and City of York Council documents at commercial and financial close, as necessary, subject to the Agreement being within the affordability envelope agreed by Council;

(iv) delegate authority to the Director of City Strategy (acting in consultation with the Leader, the Director of Customer & Business Support Services and the Head of Civic, Democratic & Legal Services) to execute on behalf of the City Council the Waste Management Agreement with North Yorkshire County Council;

(v) authorise the Director of Customer & Business Support Services to issue the certificates under the Local Government (Contracts) Act 1997 to confirm the City Council's powers to enter into the contract referred to in the above paragraph;

(vi) give an indemnity to the Director of Customer & Business Support Services against any claim that may arise out of or in connection with the issue of the certificates under the Local Government (Contracts) Act 1997;

(vii) note that, if the above is agreed, the Executive will take all such decisions as may be required out of or in connection with the implementation of the decision to award the PFI contract to AmeyCespa, including agreeing that financial close may proceed within the limits of the affordability envelope set by the Council.

**REASON:** In order for Council to determine whether to enter into a long term waste treatment contract.

**9. YORK HOUSING STRATEGY & OLDER PEOPLE'S HOUSING STRATEGY 2011-2015, NORTH YORKSHIRE HOUSING STRATEGY 2010-2015**

RESOLVED: (i) That the refreshed Housing Strategy, Older People's Housing Strategy and North Yorkshire and York Sub-Regional Housing Strategy be approved.

(ii) That it be noted that the focus of the housing strategies is on priorities and actions that make the best use of existing homes, the prevention of homelessness and timely and comprehensive housing advice, as well as making the strongest possible case for capital investment to build new affordable homes.

REASON: So that the draft strategies can be implemented, together with the action plans that support them.

**10. DEVELOPMENT MANAGEMENT PRE-APPLICATION ADVICE SERVICE**

RESOLVED: (i) That Option B be endorsed and that the proposals to introduce the Development Management approach, with charging for the provision of pre-application advice in relation to planning and associated applications, be approved.

REASON: So that Officers can prepare for the implementation of an improved, customer-orientated approach to the provision of discretionary planning advice.

(ii) That the fees and charges outlined in Annex 2 to the report be approved for implementation from 4 January 2011.

REASON: So that the continued provision of an enhanced pre-application service can be assured.

(iii) That Officers prepare and publish details of guidelines / protocols explaining the nature and operation of the service and that these be publicised before the new arrangements are implemented.

REASON: So that developers and agents are aware of the reasons for the introduction of the new service arrangements and understand in advance of implementation how they will operate.

(iv) That a review of the service and arrangements for it be undertaken, with a report to be brought to Executive in January 2012.

REASON: So that the Executive may be advised of the impact of the

proposals and consider any revisions to them as may be deemed necessary.

**11. APPROVAL OF THE CITY'S ANTI SOCIAL BEHAVIOUR STRATEGY 2011 TO 2014**

RESOLVED: That the Anti-Social Behaviour Strategy and the proposed monitoring arrangements through the ASB Task Group and, ultimately, the Safer York Partnership Board, be approved.

REASON: To ensure a focused and co-ordinated approach to tackling ASB in York, which is a high priority for the City.

**12. CORPORATE ASSET MANAGEMENT PLAN 2010 - 2016**

RESOLVED: That the Corporate Asset Management Plan 2011-2016 for the City of York Council be approved and adopted.

REASON: In order to ensure a consistent, council-wide approach to the process of asset management, in conjunction with the Council's partner organisations.