

EXECUTIVE

THURSDAY, 25 JANUARY 2018

DECISIONS

Set out below is a summary of the decisions taken at the Executive meeting held on Thursday, 25 January 2018. 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.

Please note that items 14 and 15 are recommendations to Council and cannot be called in.

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

5. SECURING A SUSTAINABLE FUTURE FOR HAXBY HALL OLDER PERSONS' HOME

Resolved: (i) That the results of consultation undertaken with residents, relatives, staff and care providers on the future ownership and management of Haxby Hall residential care home be noted.

(ii) That the transfer of the ownership and management of Haxby Hall residential care home to an independent sector provider be approved.

(iii) That approval be given to:

- a) Procure a developer / operator to take over Haxby Hall residential care home as a going concern, with a commitment to deliver improved care facilities on the site;
- b) Dispose of the site of the care home to the selected bidder by way of freehold sale or long lease, in return for payment of a premium / capital sum;
- c) Impose a covenant within the transfer deed / lease that the land can only be used as a

care home but the council will not unreasonably withhold approval to a different use, subject to the council receiving an additional sum equal to a fair proportion of any increase in value arising from any alternative use (provided that the council could refuse any request for alternative use within an initial period of approximately 25 years unless the provider can show that there is no longer sufficient demand for a care home on the site);

- d) Procure a contract under which the council would seek to purchase access to a specified number of beds in the care home at a specified rate for a specified number of years;
- e) Provide relevant pension indemnities to the preferred partner in respect of the staff who will transfer under TUPE; and
- f) Pay the cost of this procurement from the agreed Older Persons' Accommodation Programme budget.

(iv) That bids allowing for the residents and staff of Haxby Hall to move to another location for a fixed period of time while re-development takes place be considered and, should this option be favoured by bidders, that it be the subject of consultation with residents, relatives and staff before being adopted.

(v) That Executive receive, at their meeting in September 2018, the recommendation to sell or lease the Haxby Hall site to the preferred partner on the terms agreed via the procurement, in accordance with Financial Regulations.

Reason: To secure the long term provision of care at Haxby Hall and progress the Programme's aim of expanding and modernising older people's care provision in the city, while delivering medium and long term efficiencies.

6. DEVELOPING A CENTRE OF EXCELLENCE FOR DISABLED CHILDREN AND THEIR FAMILIES IN YORK

Resolved: (i) That the business case for the development of a Centre of Excellence for Disabled Children and their families in York be approved.

(ii) That approval be given to progress to the next stage of design, planning and development.

Reason: To enable the provision of a Centre of Excellence with the potential to be a leader in innovative practice both regionally and nationally, as part of the wider development of services for disabled children and young people across the city.

7. RE-PROCUREMENT OF MANAGED STORES SERVICE FOR BUILDING SERVICES & HIGHWAYS

Resolved: (i) That approval be given to proceed with the procurement, as set out in the report.

(ii) That authority be delegated to the Assistant Director of Housing and Community Safety to approve the award of the contract once the tender process is complete.

Reason: In line with the council's internal governance rules and the requirements of the Public Contract Regulations, and to facilitate a quicker route into the critical mobilisation phase of the project.

8. FUTURE OPERATION OF ROWNTREE PARK LODGE AND PARK

Resolved: (i) That approval be given to lease the upper floors of Rowntree Park Lodge as a Holiday Letting, subject to obtaining the consent of the beneficiary of the covenants imposed when ownership of the Park (including the site of the Lodge) was transferred to the council.

(ii) That any net revenue generated be ring-fenced for the upkeep of Rowntree Park.

Reason: To support Rowntree Park and its stakeholders in developing the facilities for a long term sustainable future.

9. A CLEAN AIR ZONE FOR YORK INCLUDING ANTI IDLING ENFORCEMENT

Resolved: (i) That the introduction of a CAZ in 2020, subject to a consultation on the details of the proposed CAZ, be approved.

(ii) That Option 2, as detailed in paragraphs 43-46 of the report, be indicated as the preferred option within the consultation.

(iii) That the introduction of a minimum Ultra Low Emission Bus standard for all City of York Council (CYC) contracted bus services when new contracts are awarded be approved.

(iv) That a report be brought back to the Executive with options to introduce a similar standard in the procurement of fleet and other buses by CYC.

(v) That the use of enforcement to supplement the existing awareness-raising activities to reduce stationary vehicle idling in York, as set out in paragraphs 66 to 69 of the report, be approved.

Reason: To improve air quality in York through the acceleration of improvements to bus emission levels and the reduction of vehicle engine idling.

10. HOMELESSNESS IN YORK

Resolved: (i) That the progress made in response to the motion to Council be noted.

(ii) That Option 1 be approved and the following changes and proposals endorsed and agreed, as detailed in paragraphs 55-59 of the report:

a) To operate severe weather provision continuously throughout the winter period

- until 28 February 2018, instead of on cold nights only;
- b) To explore innovative ideas to build more one-bedroom properties as part of the allocation in the Housing Revenue Account for the construction of new council properties at an affordable social rent.
 - c) To give consideration to expanding the number of emergency beds in the city, using the £125k available over a 3-year period to pilot an innovative scheme to meet the needs of the city.
 - d) To consider employing a Private Rented Officer to work with existing services to help individuals access the private rented sector and to offer support and contact for landlords.

Reason: To look at further ways to tackle the challenge of rough sleeping in York, recognising that there is not an immediate solution due to the chaotic lifestyles of some customers and the potential implications of the Homeless Reduction Act 2017.

11. CITY OF YORK LOCAL PLAN

Resolved: (i) That the recommendations of the Local Plan Working Group be accepted and that the changes to the pre-publication draft Local Plan (Regulation 18) as set out in the report and Annex A be agreed, with the exception of the following tables:

- Housing: accept Table 1 and reject Tables 2, 3 and 4
- Employment: accept Table 5 and reject Tables 6 and 7.

These amendments relate to boundary changes and proposed changes to housing numbers. This is to be reflected in amendments to all relevant policies detailed in the report.

(ii) That, subject to those changes, the Local Plan be progressed to the Regulation 19 stage

(iii) That authority be delegated to the Assistant Director of Planning & Public Protection, in consultation with the Leader and Deputy Leader, to:

- a) approve all policies necessary for the production of a composite Local Plan for the purposes of public consultation;
- b) consider and approve further technical reports and assessments to support the Local Plan; including, but not limited to, the SA/SEA, HRA, Viability Study and Transport Assessment;
- c) approve a consultation strategy and associated material for the purposes of a city wide consultation, and to undertake consultation on a composite plan in accordance with that agreed strategy.

(v) That the Leader and Deputy Leader keep Group Leaders informed, through Group Leaders' meetings, of progress with the above actions.

Reason: So that an NPPF compliant Local Plan can be progressed.

12. IMPACT OF ARTS & CULTURE ON THE ECONOMY SCRUTINY REVIEW FINAL REPORT

Resolved: That the findings of the Task Group be noted and that the recommendations from the review, as set out in paragraphs 2-4 of the cover report and paragraphs 63-65 of the review report, be approved.

Reason: To conclude the Scrutiny Review in line with the council's Scrutiny procedures and protocols.

13. WW1 COMMEMORATIONS 2018 SCRUTINY REVIEW

Resolved: That the findings of the Task Group be noted and that the recommendations from the review, as set out in paragraph 4 of the cover report and paragraph 21 of the review report, be approved, subject to the

amendment of recommendation (i) to read as follows:

The Executive agrees to a budget of £10k, financed from the 2017/18 revenue contingency, to enable the procurement of an event organiser to develop and promote a programme of events to commemorate the end of WW1, in line with the brief shown at Annex B.

Reason: To conclude the Scrutiny Review in line with the council's Scrutiny procedures and protocols, and to clarify the source of funding for the event organiser.

14. DEVELOPING A CENTRE OF EXCELLENCE FOR DISABLED CHILDREN AND THEIR FAMILIES

Recommended: That Council approve the allocation of a capital budget of £4.274m to support the development of a Centre of Excellence for Disabled Children and their families. This sum to be financed by the sale of The Glen (net capital receipt £850k after deducting the assumed receipt for Windsor House) and £3.424m prudential borrowing, the costs of which will be met from the existing budget provision for the service.

Reason: To enable the provision of a Centre of Excellence with the potential to be a leader in innovative practice both regionally and nationally, as part of the wider development of services for disabled children and young people across the city.

15. FUTURE OPERATION OF ROWNTREE PARK LODGE AND PARK

Recommended: That Council approve the allocation of £150,000 capital budget to facilitate the regeneration of the upper floors of Rowntree Park Lodge, to be funded from the revenue receipts generated from future use of the Lodge.

Reason: To support Rowntree Park and its stakeholders in developing the facilities for a long term sustainable future.