

**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 Citadel, Gillygate, York, YO31 7EA** to consider the business contained in this agenda on the following date and time

Thursday, 13 December 2018 at 6.30 pm

The Citadel

A Hatton,
Corporate
Director of
Children,
Education &
Communities

N Ferris,
Corporate
Director of
Economy &
Place

Democracy
Officer

D Steel,
Head of
Civic &
Democratic
Services

A Docherty,
AD Legal &
Governance

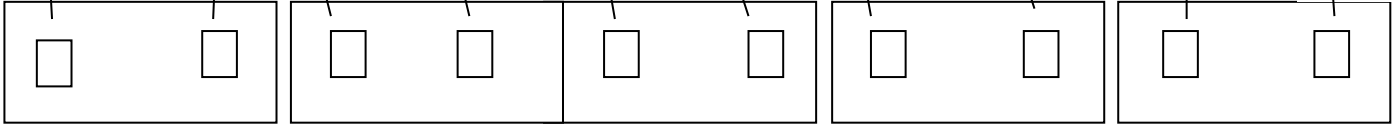
Cllr K Orrell,
Lord Mayor

M Weastell
Chief
Executive

I Floyd, Deputy Chief
Exec/ Director of
Customer & Corporate
Services

M Melvin, Interim
Corporate
Director of
Health, Housing
and Adult Social
Care

S Stoltz,
Director
of Public
Health



Cllr P Dew	Cllr J Brooks
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Cllr K Myers	Cllr I Gillies
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Cllr A Waller	Cllr N Ayre
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Cllr C Runciman	Cllr K Aspden
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Cllr T Richardson	Cllr S Rawlings
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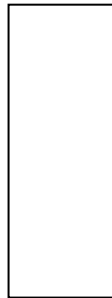
Cllr J Galvin	Cllr J Gates
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Cllr H Douglas	Cllr S Lisle
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Cllr P Doughty	Cllr C Steward
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Cllr H Shepherd

Cllr F Derbyshire



Palantypists

Cllr A Reid	Cllr S Fenton
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Cllr C Cullwick	Cllr S Jackson
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Cllr I Cuthbertson	Cllr S Hunter
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Vacant	Cllr A Mason
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Cllr S Mercer	Cllr M Warters
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Cllr D Carr	Cllr J Hayes
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Cllr N Barnes	Cllr M Wells
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Cllr J Crawshaw	Cllr D Myers
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Cllr J Looker	Cllr S Barnes
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Cllr M Cannon	Cllr D Williams
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Cllr A D'Agorne	Cllr D Craghill
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Cllr J Flinders	Cllr K Taylor
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Cllr B Boyce	Vacant
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Cllr M Pavlovic	Cllr T Funnell
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Cllr L Kramm	Cllr D Taylor
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AGENDA

1. **Declarations of Interest**

At this point, Members are asked to declare:

- any personal interests not included on the Register of Interests
- any prejudicial interests or
- any disclosable pecuniary interests

which they may have in respect of business on this agenda.

2. **Minutes** (Pages 1 - 24)

To approve and sign the minutes of the Council meeting held on 25 October 2018.

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 12 December 2018**.

To register to speak please contact the Democracy Officer for the meeting, on the details at the foot of the agenda.

Filming, Recording or Webcasting Meetings

Please note this meeting will be filmed and webcast and that includes any registered public speakers, who have given their permission. This broadcast can be viewed at <http://www.york.gov.uk/webcasts>.

Residents are welcome to photograph, film or record Councillors and Officers at all meetings open to the press and public. This includes the use of social media reporting, i.e. tweeting. Anyone wishing to film, record or take photos at any public meeting should contact the Democracy Officer (whose contact details are at the foot of this agenda) in advance of the meeting.

The Council's protocol on Webcasting, Filming & Recording of Meetings ensures that these practices are carried out in a manner both respectful to the conduct of the meeting and all those present. It can be viewed at http://www.york.gov.uk/download/downloads/id/11406/protocol_for_webcasting_filming_and_recording_of_council_meetings_20160809.pdf

5. Petitions

To consider any petitions received from Members in accordance with Standing Order No.15. Notice has been received of five petitions to be presented by:

Councillor Crawshaw, on the topic of delays to the flood defences at Clementhorpe, in the Mickelgate Ward.

Councillor Hunter, to present four petitions as follows:

- (i) regarding the following improvements prior to any further building work starting in the Hob Moor area:
 - Improving the access along Kingsway West/Ascot Way, removing where necessary, the grass verge
 - Providing dropped kerbs of lay-by parking where this doesn't already exist
 - Providing alternative, modern, children's play facilities before any existing provision is removed
- (ii) regarding having roads and footpaths in the Ridgeway area repaired and, where necessary, resurfaced and that grass verges be "edged" and hedges trimmed back so that the original widths of footpaths are restored.
- (iii) regarding having roads and footpaths (including speed cushions) at the low numbered end of Askham Lane repaired and that grass verges be "edged" and that hedges/trees are trimmed back so that the original width of the footpath is restored.
- (iv) calling on Talk Talk to repair the footpaths and verges that they have damaged during their works.

6. Report of Executive Leader and Executive

Recommendations and Questions (Pages 25 - 34)

To receive and consider a written report from the Leader and, to answer questions on the work of the Executive, and the Executive recommendations for approval, as set out below:

Meeting	Date	Recommendations
Executive	29 November 2018	Minute 76: York Central Enterprise Zone Investment Case https://democracy.york.gov.uk/ieListDocuments.aspx?Clid=733&MId=10474&Ver=4
		Minute 77: Capital Programme - Monitor 2 2018/19 https://democracy.york.gov.uk/ieListDocuments.aspx?Clid=733&MId=10474&Ver=4

7. Report of Deputy Leader and Questions (Pages 35 - 44)

To receive and consider a written report from the Deputy Leader and, to question the Deputy Leader thereon.

8. Motions on Notice

To consider the following Motions on Notice under Standing Order 22:

Motions submitted for consideration directly by Council, in accordance with Standing Order 22.1

(i) From Councillor Crawshaw

Children & Young People's Emotional Health and Wellbeing

Council notes that:

1 in 8 Children & Young People aged 5-19 in England

have a recognisable mental health disorder, rising to 1 in 6 amongst 17-19 year olds with a fifth of girls in this age group having self-harmed or tried to kill themselves;

The top priority for York's 5351 Young People who took part in the 2018 UK Youth Parliament's "Make Your Mark" survey was mental health;

A range of factors can negatively impact upon the emotional health and well-being of Children & Young People but as a Council we recognise that:

- Children from low-income households are four times more likely to experience poor mental health than their peers;
- Children with an EHCP (formerly a statement of SEND) are nine times more likely to experience poor mental health than their peers;
- Increasingly narrow school curriculums and a growing emphasis on high stakes testing have a negative impact on the emotional health and well-being of Children and Young People.

Council acknowledges that:

- Support for young people experiencing mild to moderate mental health difficulties is not always available fast enough or at an early enough stage to prevent escalation;
- Accessing CAMHS services in York takes too long and thresholds are too high;
- York's A&E admissions for self harm in children and young people are the highest in the Yorkshire and Humber region;
- York's suicide rate is far too high, placing us in the bottom three in the region;
- Substance misuse amongst Under 18s in York is rising.

The Youth Parliament argues that mental health services should be improved with young people's help and should be available in schools. Public Health

England considers developing resilience during childhood a powerful way of preventing or minimising mental health problems in adulthood.

Council believes that:

Signs of poor mental health and distress can be viewed as an understandable and reasonable response to difficult life circumstances meaning that interventions to tackle the root causes of poor mental health as well as those addressing its effects are required;

The School Well-Being Service and Substance Misuse support services should both be given greater priority when it comes to the setting of the council's annual budget;

Mental Health outcomes for the city's young people should be given parity with educational outcomes when council officers are evaluating city-wide school performance and improvement;

Schools and Colleges cannot reasonably be expected to manage this crisis alone and without appropriate resource.

Council resolves:

- To request the Executive to formally consult York Youth Council, York's Members of the Youth Parliament, I Still Matter, Show Me That I Matter, York's schools' and colleges' pastoral leads, the Youth Offending Team and other such relevant bodies on the sufficiency of existing Child and Adolescent mental health support services in the city;
- That Leaders of all political groups jointly write to the Vale of York CCG calling for more funding to be made available for CAMHS services in the city;

- To ask the Executive Leader to write to the Secretary of State for Education expressing Council's deep concern at the negative impacts of insufficient school funding, high-stakes testing and low household incomes on the emotional health and well-being of York's Children & Young People.

(ii) From Councillor K Myers

Parks and Open Spaces

Council notes that continuing development within York, although welcome and necessary, will, without proper planning, reduce open amenity space both in the city centre and in outlying villages.

There are growing mental health problems relating to stress throughout the UK, to which York is not immune, which the development of small, informal parks ('pocket parks') could help address by creating areas of peace and tranquillity.

Such spaces need not be extensive or expensive to run, for example the Bar Walls have at least six areas already identified which could be used to install a few bench seats and a waste bin.

It might also be possible to encourage some of these 'pocket' parks to become 'pocket' allotments should there be community interest in doing so.

Whilst much work has been done by councillors of all parties, neighbourhood groups and other organisations to create and care for 'pocket' parks and small areas of informal green space, there is a lack of systematic identification and support which prevents the development of as many of these green spaces as possible.

Council therefore requests a report to an early meeting

of the Executive in 2019 which will involve officers liaising with ward councillors, community groups and others to identify land (whether council owned or acquirable) throughout all parts of the city that could lend itself to the installation of small, informal open spaces and parks.

(iii) From Councillor Fenton

Provision for electric charging points for vehicles in new homes and businesses

This Council notes that the Secretary of State for Environment, Food and Rural Affairs, has announced a Government plan to ban the sale of all petrol and diesel cars by 2040. With this being the case, over the next 23 years, the UK and the City of York will have to increase the provision of charging points to provide the infrastructure to fuel electric vehicles.

This Council further notes:

- New electric vehicles can only be supported if there are charging points available;
- The importance of good air quality to public health and wellbeing in York, as research suggests poor air quality contributes to 40,000 premature deaths in the UK every year;
- Installing charging infrastructure is essential for local authorities to support the move to lower emissions and help residents make the switch to electric;
- If the UK exits the EU, that further opportunities to participate in programmes under the umbrella of the European Environment Agency, will be lost.

The council has the opportunity to make a significant contribution to reducing carbon emissions and helping

to meet the objectives as set out in the Paris Agreement.

Therefore, this Council resolves:

- That the Executive be requested to commission a report on how the Council's planning policies can be updated to require all new housing and commercial planning applications to City of York Council to be future proofed to ensure the provision of adequate electric vehicle charging points.
- That the Council commits to engaging with neighbouring authorities and other relevant stakeholders (for example, business owners and retail groups) to promote the adoption of electric and low emission vehicles, including through the identification of future electric vehicle charging schemes.
- That council officers' work on proposals to identify future opportunities to install Electric Vehicle Charging points within council owned car parks, secondary shopping areas and out of city centre retail areas.

(iv) From Councillor Williams

Crime and Anti-social Behaviour (ASB)

Council notes:

That figures for 2017-18 show crime is rising in York and North Yorkshire, including notably:

- Domestic burglary (inc. attempts) up 65%, and at the highest rate for six years,
- Number of incidents of violent crime within the city centre highest for at least a decade;

- Violence against the person highest for at least a decade;
- Most indicators for domestic violence highest for at least a decade.

This has come at a time when, due to austerity, and despite the Police and Fire Commissioner's commitment to increase numbers, police officers have been cut by 136 since austerity started in 2010.

Furthermore, probation services are in crisis following the botched 2014 privatisation, which the Government was forced to alter in July of this year.

In addition to the impact of Universal Credit, Council also notes the link between significant service cuts by this council in areas including early intervention and prevention services and youth services, and the rising incidence of crime and anti-social behaviour in the city. Pending cuts to substance misuse services will further add to this problem.

In the past 12 months alcohol misuse was a factor in 4,500 cases of crime and ASB in York, and almost a quarter of all arrestees declared a drug or alcohol dependency.

Council recognises that in communities across our city, York residents feel that anti-social behaviour is increasing and at a low level is ignored by local agencies, whilst the visible presence of Police on our streets is declining. Many residents avoid the city centre in the evenings and weekends due to drunken behaviour in the heart of our city.

This Council therefore resolves:

- To request Executive commissions a report examining the reasons for rising crime and ASB in the city in order to inform responses to it;
- To lobby the Police and Fire Commissioner

through the council leader and chief executive to increase the numbers of frontline police officers for York;

- To work with partners to improve joined-up working in areas such as probation and community payback, anti-social behaviour, substance misuse and health issues.

9. Questions to the Leader or Executive Members

To question the Leader and/or Executive Members in respect of any matter within their portfolio responsibility, in accordance with Standing Order 20.

10. Report of Executive Member (Pages 45 - 52)

To receive a written report from the Executive Member for Housing & Safer Neighbourhoods, and to question the Executive Member thereon, in accordance with Standing Order 19.

11. Report of the Chair of the Customer and Corporate Services Scrutiny Management Committee (Pages 53 - 56)

To receive a report from Councillor Williams, the Chair of the Customer & Corporate Services Scrutiny Management Committee (CSMC) on the work of scrutiny.

12. Recommendations of the Gambling, Licensing & Regulatory Committee (Pages 57 - 58)

Meeting	Date	Recommendations
Gambling, Licensing & Regulatory Committee	6 November 2018	Minute 22: Gambling Act 2005 - Statement of Licensing Policy https://democracy.york.gov.uk/ieListDocuments.aspx?Clid=606&MId=10528&Ver=4

13. Recommendations of the Planning Committee (Pages 59 - 64)

Meeting	Date	Recommendations
Planning Committee	15 November 2018	Minute 44: Amendments to Committee Terms of Reference and Delegation to Officers Report https://democracy.york.gov.uk/ieListDocuments.aspx?Clid=132&MId=10596&Ver=4

14. Appointments and Changes to Membership (Pages 65 - 66)
To consider the appointments and changes to membership of committees and outside bodies set out on the list attached to this summons.

15. Urgent Business

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

Democracy Officers

Catherine Clarke and Louise Cook (job share)

Contact details:

- Telephone – (01904) 551031
- Email catherine.clarke@york.gov.uk and louise.cook@york.gov.uk

(If contacting by email, please send to both Democracy Officers named above).

For more information about any of the following please contact the Democratic Services Officers responsible for servicing this meeting:

www.york.gov.uk

- Registering to speak
- Business of the meeting
- Any special arrangements
- Copies of reports and
- For receiving reports in other formats

Contact details are set out above.

This information can be provided in your own language.

我們也用您們的語言提供這個信息 (Cantonese)

এই তথ্য আপনার নিজের ভাষায় দেয়া যেতে পারে। (Bengali)

Ta informacja może być dostarczona w twoim własnym języku. (Polish)

Bu bilgiyi kendi dilinizde almanız mümkündür. (Turkish)

یہ معلومات آپ کی اپنی زبان (بولی) میں بھی مہیا کی جاسکتی ہیں۔ (Urdu)

 (01904) 551550

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City of York Council

Resolutions and proceedings of the Meeting of the City of York Council held in The Citidal, Gillygate, York on Thursday, 25th October, 2018, starting at 6.30 pm

Present: The Lord Mayor (Cllr Keith Orrell) in the Chair, and the following Councillors:

Acomb Ward	Bishopthorpe Ward
K Myers S Barnes	Galvin
Clifton Ward	Copmanthorpe Ward
D Myers Wells	Carr
Dringhouses & Woodthorpe Ward	Fishergate Ward
Fenton Reid	D'Agorne D Taylor
Fulford and Heslington Ward	Guildhall Ward
Aspden	Looker
Haxby & Wigginton Ward	Heworth Ward
Cuthbertson Gates Richardson	Boyce Williams
Heworth Without Ward	Holgate Ward
Ayre	Cannon Derbyshire K Taylor

Hull Road Ward

N Barnes
Pavlovic
Shepherd

Huntington and New Earswick
Ward

Cullwick
Orrell
Runciman

Micklegate Ward

Crawshaw
Hayes
Kramm

Osbalwick and Derwent Ward

Brooks
Warters

Rawcliffe and Clifton Without Ward

Dew
Lisle
Rawlings

Rural West York Ward

Gillies
Steward

Strensall Ward

Doughty
Douglas

Westfield Ward

Hunter
Waller

Wheldrake Ward

Mercer

Apologies for absence were received from Councillors Mason,
Craghill, Flinders, Funnell and Jackson

27. Declarations of Interest

Members were invited to declare at this point in the meeting any personal interests not included on the Register of Interests, any prejudicial interests or any disclosable pecuniary interests they might have in the business on the agenda.

The following **personal** interests were declared:

<u>Councillor</u>	<u>Agenda Item</u>	<u>Description of Interest</u>
Hunter	8. Motions on Notice (iii) Boosting the supply of homes people can afford	Property adjoins the Lowfield Site
Cuthbertson	8. Motions on Notice (ii) Fracking	Member of Board of the North Yorkshire Pension Fund (not Management Committee)
	6. Report of Executive Leader and Executive Recommendations and Questions (Executive Recommendation, 18 October – Duncombe Barracks)	CYC representative Reserve Forces and Cadets Association

No **prejudicial or disclosable pecuniary** interests were declared.

28. Minutes

Resolved: That the minutes of the last meeting held on 19 July 2018 be approved and then signed by the Chair as a correct record, subject to Minute 21(Questions to the Leader or Executive Members) being amended to indicate that the supplementary question from

Councillor Kramm, which is recorded as being put to the Executive Member for Housing and Safer Neighbourhoods, should have been addressed to the Executive Member of Transport and was in fact answered by the Executive Member for Transport and Planning at the meeting.

29. Civic Announcements

The Lord Mayor reported that during a visit from the Mayor of Kristiansand on 1 October as part of the York Mediale, he was presented with the gift of a book, which was available to view on the table in the meeting room.

He advised Members that a number of visitors to York from Chinese cities including Nanjing, Suzhou and Shanghai had visited the Mansion House to meet the Lord Mayor and that they had brought gifts which he would bring to the next Council meeting.

In relation to China, he advised that the city had received an invitation to the UNESCO International Heritage Cities Conference Asia Pacific at Suzhou this coming week with flights and accommodation paid for by the Chinese and, at the request of the Chief Executive, Council Leader and Deputy Leader, he would be representing the City at the conference.

30. Public Participation

It was reported that five members of the public had registered to speak under the Council's Public Participation Scheme.

Mike Palmer, a local resident and taxi driver, spoke in relation to the taxi trade in York. He raised his concerns over the continued operation of UBER within the City, which he stated was a public safety issue. He stated that York was a forerunner for keeping taxi standards high and suggested that Members treat this issue as a matter of urgency.

Steve Nelson, another local resident and taxi driver, expressed concerns with regard to UBER. He stated that for 2 years drivers in York had studied case law and in their view UBER's continued

operation in York was illegal. He gave detail on the deregulation act and what this meant for cross boundary bookings.

Honorary Alderman Brian Watson spoke in relation to the report of the Executive Leader, at item 6 on the agenda. He stated that York City Knights should have permission for a permanent wall, as the football club did, so that that their fans may contribute to the stadium. He also asked if there was any update on his comments regarding selection of the Lord Mayor, and points for Independent Members, which made at the last full Council meeting.

Richard Clark, a local resident and retired housing professional, spoke in support of the Labour motion on affordable homes “Boosting the supply of homes people can afford” at item 8 (iii) on the agenda. He stated that York had some of the greatest inequality of any city in the North of England, was the least affordable city in the North of England in terms of housing and had historic low levels of social housing. He warned of the consequences of this situation, such as families living in poor quality rental homes and people leaving York due to the cost of living.

Tom Franklin, a local resident, spoke in support of the Liberal Democrat motion on fracking at item 8 (ii) on the agenda. He stated that he felt the motion was about not letting central government take away democracy and local decision making from Local Authorities. He went on to highlight the impact this may have on communities, and why he felt fracking should not be considered permitted development.

31. Petitions

Under Standing Order 15, the following petitions were presented by the following Members for reference to the Customer and Corporate Services Scrutiny Management Committee, in accordance with the Council’s petition arrangements:

- Cllr D’Agorne, calling for a Respark scheme on Farrar Street.
- Cllr Kramm, on green waste collection for East Mount Road.
- Cllr Cuthbertson on behalf of York Liberal Democrats on “Stop Fracking in York”

Action Required

1 Refer to Customer and Corporate Services LC
Scrutiny Management Committee for consideration

32. Report of Executive Leader and Executive Recommendations and Questions

1. Executive Leader's Report

A written report on the work of the Executive was received from the Executive Leader, Cllr Gillies.

Members were then invited to question the Leader on his report and questions were received from the floor from the following Members in relation to the subjects listed:

- Cllr Crawshaw - Would the Central Crown Post Office be protected.
Supplementary
Cllr Crawshaw - Consideration of co-location with other services, such as the Citizens Advice Bureau (CAB)
- Cllr Kramm – Impact of Brexit on York
- Cllr Fenton – The need to communicate York's concerns over Brexit to Westminster
Supplementary
Cllr Fenton – The benefits of a joint letter to the Brexit Secretary
Cllr Kramm – The support being offered to EU citizens trying to gain British citizenship
- Cllr Warters – Transfer of clubs to the Community Stadium and sale of Bootham Crescent

Cllr Gillies responded directly to all the questions put to him, including supplementary questions.

B. Executive Recommendations

The Proposed Purchase of Robinson Court and the Union Terrace Centre (formerly the Arc Light Centre)

Cllr Gillies moved and Cllr Waller seconded, the following recommendation contained in minute 35 of the Executive meeting held on 30 August 2018.

Recommended: That a capital budget of £1.924m be established, financed by prudential borrowing, to fund the two property transactions, including acquisition costs and repairs needed to the property, with the prudential borrowing funded from rental receipts on both properties.

Reasons: To facilitate these transactions, which will:

- provide the opportunity to maintain the level of hostel provision within the city;
- enable consistent decision making processes across the hostel provision, with City of York Council acting as landlord / owner of each property; and
- ensure strategic priority is maintained through allocation decisions, with No Second Night Out, Severe Weather procedure and use of shared rooms where appropriate.

On being put to the vote, the recommendation was declared CARRIED and it was:

Resolved: That the above recommendation in respect of the proposed purchase of Robinson Court and the Union Terrace Centre be approved.¹

Capital Programme – Monitor 1 2018-19

Cllr Gillies moved, and Cllr Waller seconded, the following recommendation contained in minute 36 of the Executive meeting held on 30 August 2018.

Recommended: That Council approve the adjustments resulting in a decrease in the 2018/19 budget of £33.329m, as detailed in the report and contained in Annex A.

Reason: To enable the effective management and monitoring of the Council's capital programme.

On being put to the vote, the recommendation was declared CARRIED and it was:

Resolved: That the above recommendation in respect of the Capital Programme – Monitor 1 2018-19 be approved.²

Establishing an Investment Budget for a Strategic Commercial Property Acquisition

Cllr Gillies moved, and Cllr Waller seconded, the following recommendation contained in minute 51 of the Executive meeting held on 27 September 2018.

Recommended: That a capital budget of £2.52 million be established to fund the acquisition of the freehold interest in the commercial property assets in the Swinegate area identified in exempt Annex A to the report.

Reason: To ensure the ongoing economic vibrancy of the city centre while increasing the income from the council's commercial property portfolio in line with budget targets.

On being put to the vote, the recommendation was declared CARRIED and it was:

Resolved: That the above recommendation in respect of establishing an investment budget for a strategic commercial property acquisition be approved.³

Duncombe Barracks, Burton Stone Lane

Cllr Gillies moved, and Cllr Waller seconded, the following recommendation contained in minute 61 of the Executive meeting held on 18 October 2018.

Recommended: That Council approve a capital budget of £2.55m to fund the purchase of Duncombe Barracks and the detailed survey and design work necessary to

bring forward the site to a full planning application.

Reason: In order to develop a mixed tenure housing development, including 40% affordable housing, and a future income for the council from rents and sale receipts.

On being put to the vote, the recommendation was declared CARRIED and it was:

Resolved: That the above recommendation in respect of the purchase of Duncombe Barracks be approved.⁴

Action Required

1 To note the resolution in relation to The Proposed Purchase of Robinson Court and the Union Terrace Centre (formerly the Arc Light Centre)	NF
2 To note the resolution in relation to the Capital Programme	IF
3 To note the resolution in relation to Establishing an Investment Budget for a Strategic Commercial Property Acquisition	TC, NF
4 To note the resolution in relation to Duncombe Barracks	MM, TB

33. Report of Deputy Leader and Questions

A written report was received from Cllr Waller, the Deputy Leader, on his portfolio area.

Members were then invited to question Cllr Waller on his report and questions were received from the floor from the following Members in relation to the subjects listed:

- Cllr Warters – Recycling system and co-mingling
- Supplementary
Cllr Warters - East Riding Council system for waste collection and containers offered
Cllr Kramm – Using profit from recycling to subsidise less profitable recycling schemes

- Cllr D Myers – Affordable Housing on York Central and sustainability of the site
Supplementary
Cllr D Myers – How had the Festival of York Central influenced the York Central Partnership Scheme

Cllr Waller responded directly to all the questions put to him, including supplementaries.

34. Motions on Notice

Motions were submitted for consideration directly by Council, in accordance with Standing Order 22.1.

(i) York's Northern Ring Road

(Proposed by Cllr Doughty, seconded by Cllr Dew)

In moving his motion, Cllr Doughty indicated that he was minded to accept the amendment to be proposed by Cllr Fenton, which was as follows:

To insert a third paragraph under 'Council therefore resolves':
'To ask officers to identify opportunities for future sustainable transport initiatives which could complement works to dual the ring road, recognising the balance between future expansion of road space and the ambition to make York an exemplar sustainable city.'

Upon being formally asked, Council then agreed to accept the motion as altered above for debate so that it now read.

"Council notes:

The Secretary of State for Transport's announcement that dualling a significant portion of York's Northern Ring Road will be one of the first schemes under the Government's new Major Road Network programme;

Discussions are underway between stakeholders and Highways England regarding the dualling of the A64 from the Hopgrove roundabout to Barton Hill, a development of interest to all of York but particularly to residents on the east side of the city who bear the greatest brunt of tailbacks and delays;

That discussions regarding the A64 upgrade require sustained local support from the public and private sectors to put the project on the Highways England priority list and both schemes together represent an opportunity to promote projects which are best developed to complement each other for the maximum benefit to local residents and businesses.

Council therefore resolves:

To ask officers to engage with the business community and York's LEPs to encourage active, supportive representations in favour of the A64 scheme and to work with neighbouring local authorities along the A64 corridor to organise business support throughout the area;

To ask the Chief Executive to write to both York MPs to ask for their public support of the Northern Ring Road and A64 upgrades and to seek support from other MPs with constituencies impacted by the proposed improvements.

To ask officers to identify opportunities for future sustainable transport initiatives which could complement works to dual the ring road, recognising the balance between future expansion of road space and the ambition to make York an exemplar sustainable city.”

Cllr Williams then moved, and Cllr Crawshaw seconded, an amendment to the motion (as now altered by Cllr Fenton's original amendment), as follows:

- Insert two further paragraphs after ‘Council notes:’

‘The problems besetting the Government's road building programme which is almost £3bn over budget, with major slippage to planned schemes;

The need to consider not only new road capacity but also public transport improvements and the urgent need to deliver modal shift, a key objective of the city's third Local Transport Plan, by giving people alternatives when travelling across the city;’

- Insert a final paragraph after ‘Council therefore resolves:

‘To request that officers consider how dualling might ease congestion throughout the city, provide an opportunity for a transshipment centre to deliver goods into the city centre and how each of these can contribute to an improvement in air quality across York.’

On being put to the vote this amendment was CARRIED.

A vote was then taken on the original motion, as altered by the incorporation of Cllr Fenton’s original amendment and subsequently by Cllr Williams’ further amendment, which was CARRIED and it was:

Resolved: That the original motion, as altered above, be approved as set out below. ¹

“Council notes:

The Secretary of State for Transport’s announcement that dualling a significant portion of York’s Northern Ring Road will be one of the first schemes under the Government’s new Major Road Network programme;

The problems besetting the Government’s road building programme which is almost £3bn over budget, with major slippage to planned schemes;

The need to consider not only new road capacity but also public transport improvements and the urgent need to deliver modal shift, a key objective of the city’s third Local Transport Plan, by giving people alternatives when travelling across the city;
Discussions are underway between stakeholders and Highways England regarding the dualling of the A64 from the Hopgrove roundabout to Barton Hill, a development of interest to all of York but particularly to residents on the east side of the city who bear the greatest brunt of tailbacks and delays;

That discussions regarding the A64 upgrade require sustained local support from the public and private sectors to put the project on the Highways England priority list and both schemes together represent an opportunity to promote projects which are best developed to complement each other for the maximum benefit to local residents and businesses.

Council therefore resolves:

To ask officers to engage with the business community and York's LEPs to encourage active, supportive representations in favour of the A64 scheme and to work with neighbouring local authorities along the A64 corridor to organise business support throughout the area;

To ask the Chief Executive to write to both York MPs to ask for their public support of the Northern Ring Road and A64 upgrades and to seek support from other MPs with constituencies impacted by the proposed improvements.

To ask officers to identify opportunities for future sustainable transport initiatives which could complement works to dual the ring road, recognising the balance between future expansion of road space and the ambition to make York an exemplar sustainable city.

To request that officers consider how dualling might ease congestion throughout the city, provide an opportunity for a transshipment centre to deliver goods into the city centre and how each of these can contribute to an improvement in air quality across York.”

(ii) Fracking

(Proposed by Cllr Cuthbertson and seconded by Cllr Kramm)

“Council believes that climate change poses a real threat to the future and environment of York and more widely, the UK.

Council notes:

- That fracking (hydraulic fracturing for shale gas), contributes to the threat of climate change;
- The recent IPCC report into climate change;
- That over a thousand residents have added their names to ‘Ban Fracking Now’ petition;
- That the Public Attitudes Tracker Survey showed that only 19% of the British public support fracking, while 81% support renewable energy;
- If widespread fracking is allowed to take place across York and North Yorkshire, it will mean the irreversible industrialisation of our rural areas; areas which currently provide sustainable jobs in key local industries such as tourism and agriculture;

- That Conservative Government policy to allow fracking as 'permitted development' will bypass local decision making and accelerate fracking in our region;
- That if the 500m buffer/zone policy is achieved in the North Yorkshire Minerals & Waste plan through inspection, this will help to protect residents and the local environment from fracking development, should Government persist.

The UK has a vast potential for clean energy. Investment in renewable energy, public transport and energy efficiency will create far more jobs than fracking, deliver energy security, boost York's local economy and allow us to play our part in avoiding dangerous climate change.

Therefore, Council resolves:

- That Council lobby against the Conservative Government's fracking proposals.
- That Council contact the Secretary of State for BEIS, Julian Sturdy MP and Rachael Maskell MP to outline the Council's objections to 'permitted development' and fracking and ask them to reconsider the Government's proposals."

Cllr Stuart Barnes moved, and Cllr Looker seconded an amendment to the above motion as follows:

- Insert the following bullet points after 'Council notes:'

- 'The contradiction of this council's continued investment in companies that explore for and extract fossil fuels;
- The many councils up and down the country seeking ways to divest from fossil fuels due to their impact on climate change, including Oxford, Brighton and Hove, Bristol, Cambridge, Norwich, Sheffield and many others;'

- After the paragraph ending 'avoiding dangerous climate change' to insert a further paragraph:

'Council reaffirms its agreed motion of October 2014 on fracking, recognising the contribution fracking makes to climate change, as well as local public feeling against fracking.'

- Insert the following bullet points after 'Therefore, Council resolves:'

- ‘To put its words into action on fossil fuels, by preparing for a programme of divestment from fossil fuels, beginning with a review of its investment strategy, including a review of its pension fund investments within the broader North Yorkshire Pension Fund,
- Writes to fellow North Yorkshire Pension Fund partner organisations to ask them to join with City of York Council in taking direct action by committing to divestment from fossil fuels, just as other public sector and private sector organisations are committing to doing, both nationally and internationally.’

On being put to the vote, the amendment was declared CARRIED.

A vote was then taken on the original motion, as altered by Cllr Stuart Barnes’ amendment, which was CARRIED, and it was:

Resolved: That the original motion, as altered by Cllr Stuart Barnes’ amendment, be approved as set out below.²

“Council believes that climate change poses a real threat to the future and environment of York and more widely, the UK.

Council notes:

- That fracking (hydraulic fracturing for shale gas), contributes to the threat of climate change;
- The contradiction of this council’s continued investment in companies that explore for and extract fossil fuels;
- The recent IPCC report into climate change;
- The many councils up and down the country seeking ways to divest from fossil fuels due to their impact on climate change, including Oxford, Brighton and Hove, Bristol, Cambridge, Norwich, Sheffield and many others;
- That over a thousand residents have added their names to ‘Ban Fracking Now’ petition;
- That the Public Attitudes Tracker Survey showed that only 19% of the British public support fracking, while 81% support renewable energy;
- If widespread fracking is allowed to take place across York and North Yorkshire, it will mean the irreversible industrialisation of our rural areas; areas which currently

provide sustainable jobs in key local industries such as tourism and agriculture;

- That Conservative Government policy to allow fracking as 'permitted development' will bypass local decision making and accelerate fracking in our region;
- That if the 500m buffer/zone policy is achieved in the North Yorkshire Minerals & Waste plan through inspection, this will help to protect residents and the local environment from fracking development, should Government persist.

The UK has a vast potential for clean energy. Investment in renewable energy, public transport and energy efficiency will create far more jobs than fracking, deliver energy security, boost York's local economy and allow us to play our part in avoiding dangerous climate change.

Council reaffirms its agreed motion of October 2014 on fracking, recognising the contribution fracking makes to climate change, as well as local public feeling against fracking.

Therefore, Council resolves:

- That Council lobby against the Conservative Government's fracking proposals.
- That Council contact the Secretary of State for BEIS, Julian Sturdy MP and Rachael Maskell MP to outline the Council's objections to 'permitted development' and fracking and ask them to reconsider the Government's proposals.
- To put its words into action on fossil fuels, by preparing for a programme of divestment from fossil fuels, beginning with a review of its investment strategy, including a review of its pension fund investments within the broader North Yorkshire Pension Fund.
- Writes to fellow North Yorkshire Pension Fund partner organisations to ask them to join with City of York Council in taking direct action by committing to divestment from fossil fuels, just as other public sector and private sector organisations are committing to doing, both nationally and internationally."

(iii) Boosting the Supply of Homes People Can Afford

(Proposed by Cllr Wells, seconded by Cllr Pavlovic)

“Council notes:

- The Executive decision in July to proceed with developing homes on council owned land with a ratio of 6:4 in favour of market sale over tenures deemed ‘affordable’ under current government definitions;
- The Government’s desire to change the perception of social housing from a place of last resort to a housing type that accommodates a wide range of people, including key workers;
- The impact of York’s housing affordability problem on recruitment and retention of hospital staff, teachers and other key workers.

It further notes and welcomes the Prime Minister’s recent announcement of plans to remove the Housing Revenue Account (HRA) debt cap, meaning councils will be able to develop longer term business plans that deliver more homes that people can afford to rent or buy.

The Government has stated that local councils are not delivering enough social housing and are encouraging them to provide sufficient housing for the needs of their communities.

Council welcomes any decision that empowers local councils and enables them to better address housing need in their areas.

Council therefore resolves to request that Executive:

- reviews its decision to proceed on the above market/affordable split on all publicly owned sites other than Lowfield (given the extent to which it is already progressed);
- includes within such a review a range of options that seek to boost social rent and discounted sale tenures, that will still create settled, mixed tenure communities;
- commits to reviewing the council’s HRA Business Plan once full details of the HRA debt cap removal are known, with a view to boosting the supply of homes local people can afford;

to demonstrate to the residents that it will act where it can to tackle York's affordability crisis."

Cllr Reid moved, and Cllr Hunter seconded, an amendment to the above motion, as follows:

- To **remove** bullet points 1 and 2 after 'Council therefore resolves to request that Executive'

On being put to the vote, the amendment was declared CARRIED.

A vote was then taken on the original motion, as altered by Cllr Reid's amendment, which was CARRIED and it was

Resolved: That the original motion, as altered by Cllr Reid's amendment, be approved as set out below.³

"Council notes:

- The Executive decision in July to proceed with developing homes on council owned land with a ratio of 6:4 in favour of market sale over tenures deemed 'affordable' under current government definitions;
- The Government's desire to change the perception of social housing from a place of last resort to a housing type that accommodates a wide range of people, including key workers;
- The impact of York's housing affordability problem on recruitment and retention of hospital staff, teachers and other key workers.

It further notes and welcomes the Prime Minister's recent announcement of plans to remove the Housing Revenue Account (HRA) debt cap, meaning councils will be able to develop longer term business plans that deliver more homes that people can afford to rent or buy.

The Government has stated that local councils are not delivering enough social housing and are encouraging them to provide sufficient housing for the needs of their communities.

Council welcomes any decision that empowers local councils and enables them to better address housing need in their areas.

Council therefore resolves to request that Executive commits to reviewing the council's HRA Business Plan once full details of the HRA debt cap removal are known, with a view to boosting the supply of homes local people can afford; to demonstrate to the residents that it will act where it can to tackle York's affordability crisis."

Action Required

1 Corporate Director Economy and Place to take forward actions requested in relation to motion (i) York's Northern Ring Road	NF
2 Corporate Director of Economy and Place to take forward actions requested in relation to motion (ii) Fracking	NF
3 Corporate Director of Economy and Place to take forward actions requested in relation to motion (iii) Boosting the Supply of Homes People Can Afford	NF

35. Questions to the Leader or Executive Members

In accordance with Standing Order 20, Members were invited to question the Leader and/or the other Executive Members in respect of any matters within their portfolio responsibility.

Questions were received from the floor from the following Members in relation to the subjects listed:

- (i) To Cllr Gillies, Executive Leader:
 - Cllr Carr – Office for National Statistics revised forecast figures for household growth and the impact on housing numbers contained in the Draft Local Plan Supplementary
Cllr Carr – Accuracy of figures within the Draft Local Plan
Cllr Warters – Requesting a suspension of the Local Plan examination process to re draw based on the new ONS figures, in order to protect the Green Belt
- (ii) To Cllr Douglas, Executive Member for Housing and Safer Neighbourhoods:

- Cllr Williams – Implications of the removal of the debt cap for York’s Housing Revenue Account and levels of social housing
Supplementary
Cllr Williams – The Executive Member’s plans to promote affordable house building in the City
Cllr Myers – The Executive Member’s plan to take advantage of the removal of the debt cap on HRAs
Cllr S Barnes – Why had the Executive Member not been briefed on changes to the HRA and business plan

(iii) To Cllr Gillies, Executive Member for Finance and Performance

- Cllr N Barnes – Would there be a commitment to allowing opposition involvement in the budget process and adequate time to consult or develop an alternative budget
Supplementary
Cllr N Barnes – Should the budget process be opened up much earlier in the process

(iv) To Cllr Waller, Executive Member for Environment

- Cllr D’Agorne – Would there be an anti idling strategy and related signage before 2020 when the Clean Air Zone (CAZ) should be in place
Supplementary
Cllr D’Agorne – Why had the implementation of signs been delayed

The Executive Leader, Finance and Performance and the Executive Member for Environment responded directly to all the questions, including supplementary questions put to them. The Executive Member for Housing and Safer Neighbourhoods agreed to respond to the questions which were put to her in writing.

At this point in the meeting, the guillotine fell and remaining matters were deemed moved and seconded as required under the constitution.

36. Report of Executive Member

Council received a written report from Cllr Keith Myers, Executive Member for Education, Children and Young People.

As the guillotine had already fallen, no questions were put to the Executive Member on his report in accordance with Standing Order 19 and it was:

Resolved: That the report of the Executive Member for Education, Children and Young People be received and noted.

37. Report of the Chair of the Customer & Corporate Services Scrutiny Management Committee

Council received the report of the Chair of the Customer and Corporate Services Scrutiny Management Committee on the work of the Committee.

As the guillotine had already fallen, this was deemed moved and seconded as required under the Constitution and it was:

Resolved: That the report of the Customer and Corporate Services Scrutiny Management Committee be noted.

Reason: To update Members on the work of the committee.

38. Recommendations of the Gambling, Licensing & Regulatory Committee

Council received the following recommendation from the Gambling, Licensing and Regulatory Committee meeting held on 17 September 2018.

13. Council's Constitution - Licensing Appeals

Recommended: That, in accordance with Option 1, the Committee recommend to Full Council that the Council's Constitution is changed and a new 'single appeal' procedure for dealing with licensing appeals is approved. In line with the requirements of relevant legislation licence applicants and licence will be able to appeal a decision made by Officers

to refuse/suspend/revoke to the Magistrates Court, thereby no longer providing an internal appeals process.

Reason: In order to support the Council's plan of a being more responsive and flexible council that puts residents first and meets its statutory obligations.

As the guillotine had already fallen, this was deemed moved and seconded as required under the Constitution and it was:

Resolved: That the above recommendation of the Gambling, Licensing and Regulatory Committee meeting held on 17 September 2018 in relation to the Council's Constitution with regard to licensing appeals be approved.

Action Required

1To update the Constitution as approved by Council LC

39. Proportionality, Allocation to Seats and Appointments to the Council Structure and Outside Bodies for the remainder of 2018/19

Members received a report in relation to a review of proportionality arrangements and its appointments to committees following the resignation of two members of the Labour Group and the formation of a new group of two, the "Independent Socialists York".

As the guillotine had already fallen, this was deemed moved and seconded as required under the Constitution.

Resolved: (i) That the revised allocation of seats as set out in Annex A to the report be agreed; and
(ii) that the appropriate revised appointments to Committees as set out in Annex B to the report, and on the additional papers (circulated at council and appended to the published agenda as an agenda supplement) be approved.

Reason: To fulfil the Council's statutory and constitutional requirements.

Cllr Keith Orrell

Lord Mayor of York

[The meeting started at 6:30pm and concluded at 10:00pm]

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Leader's Report to Council

13 December 2018

Rugby League World Cup

As you will know York has submitted a bid to host six women's pool games and a woman's semi-final game as part of the 2021 Rugby world cup, in addition to training sessions for both men's and women's teams.

I had the pleasure of meeting the Rugby International Board when they had their meeting in York some weeks ago. The Board were very positive about the city and assured me that, whilst decisions regarding venues were yet to be made, York had made a significant impression on the attendees.

York Central

During the course of 2018 York Central has turned from an idea into a reality and the council have been instrumental in bringing this incredibly important project forward. The Executive have recommended to Full Council to create the £155m budget to enable delivery of the access infrastructure which will finally open up this site after decades of failure and delay. An outline planning application is being considered by Planning Committee early in 2019 (we are working to a February date) and we also await funder decisions for £77.1m of Housing Infrastructure Funding and £23.5m of West Yorkshire Transport Funding. 2019 will continue the momentum with the agreement of a Partnership Agreement with Homes England, Network Rail and the National Railway Museum, which will set out how the partners will deliver the scheme and how the investments made by the council will be recouped. Site enabling works will commence in the Spring with detailed plans for the access road and bridge coming to Planning Committee with a view to commencing the Infrastructure construction in the Autumn. Alongside this the development partners will start formal market engagement to bring forward serviced plots for both residential and commercial development. The council will continue to engage closely with all stakeholders and communities as it develops its plans for maximising the benefits of York Central for the people of York.

York Station Frontage

Big changes are being considered regarding the front of the Railway Station. It has been accepted for some time that the egress particularly from Tea Room Square is not fit for purpose, and the need for Queen Street Bridge expired when the lines were taken away many years earlier. There have been suggestions that a Bus Station should be incorporated, however whilst it is recognised that bus stops and interchanges need to be incorporated, many local routes do not pass the station.

Make it York.

I sat on the selection panel for the new Chief Executive of Make it York. Whilst I welcome the news that York is the second most visited city in the country, in addition to the other awards the city has been given in the past few months, I recognise that the city has issues with behaviour particularly on Saturday afternoons and early evenings, primarily by visiting groups. Discussions with Police and other organisations including train operators are taking place to find solutions to reduce behaviour which is not acceptable in this city.

City Centre

Following advice by the Anti-Terrorist Unit, we are trialling measures to keep residents and visitors safe in the City Centre during the Christmas Markets. We do not take these measures lightly, and appreciate the difficulty that traders, blue badge holders and others may experience, but safety must remain our biggest concern, although a balance between the threat and common sense needs to be sought.

LEP Review

Following the Government's proposal not to allow councils to be members of more than one LEP, the Leeds City Region Enterprise Partnership and York, North Yorkshire and East Riding Enterprise Partnership each approved mergers at recent board meetings. Under the proposed mergers, York and North Yorkshire combine with West Yorkshire to form a single LEP, creating a new body covering a population of 3.1 million people and an economy worth £70.3bn.

East Yorkshire indicated that it will join the Humberside LEP, reducing the effectiveness of our present arrangements. CYC did not want to lose our position within the Leeds and West Yorkshire LEP, resulting in the situation that currently talks are taking place regarding the amalgamation of the West and North Yorkshire LEP Boards. It is recognised that the governance of any new Board will have to protect York's position, but talks are still at an early stage.

Bootham Hospital

We continue to develop the city's plan for the Bootham Park Hospital site. Our review began with a wide-ranging debate involving local people and stakeholders. Over 2,000 comments have been received and will help to shape our proposal of what should happen next for this historic and significant site.

The early consensus that is emerging is that some element of continuing health care use should be enabled; the provision of affordable housing including health key worker accommodation should be achieved; the green open space in front of the main building is highly valued and effort should be made to preserve it and make best use of it. Plans for the site could also allow connectivity across the site – north to south and east to west – to be improved. A range of uses for the historic buildings including care apartments for the elderly, medical training, hotel, mixed commercial and community uses could also be considered.

We continue to lobby the Department for Health to support a joint development of this site and to this end I have written to the newly appointment Minister of State for Health to put forward our position and to request a meeting to press our case. I am pleased to report that this meeting has been granted and I am grateful for the help of both of both of our MPs.

Local Plan

The York Local Plan was submitted for examination on 25th May 2018 and two Inspectors were appointed – Simon Berkley and Andrew McCormack. An initial response was received from the Inspectors on 24th July 2018 which contained a number of questions and points of

clarification relating to the issues of housing need, housing supply, greenbelt and infrastructure.

A response was sent to the Inspectors on 13th November 2018 and published on the York Local Plan examination webpage. You can view the response in full along with the enclosures in the examination library at www.york.gov.uk/localplanexamination. In relation to housing need, the response highlights the new national datasets that have been published recently and confirms that in order to achieve a robust and up to date Plan the implications of the Government's emerging position should be clarified and understood before a final housing figure is settled through the examination process. It indicates that the council will conduct this review and update the Inspector on its conclusions early in the New Year. The response also suggests that in these circumstances, and given the central importance of the housing figure, the most expeditious way forward would be to timetable hearings specifically on housing need as soon as possible and in advance of other matters, since other aspects of the Plan, such as greenbelt and infrastructure delivery, may require reconsideration as a consequence of determining housing need. We have asked the Inspectors for their views on this approach; if they are in agreement there would be a statutory notice period of 6 weeks prior to any hearing session taking place and regular updates will be provided on the local plan examination webpage.

Outer Ring Road Upgrade

The current programme to increase capacity of the A1237 is making good progress. The £38m WY+TF scheme to upgrade 7 roundabouts is due to be completed by March 2022. The enlarged Wetherby Road roundabout will be fully opened in December 2018 (all lanes now in use). Work on Monks Cross is due to commence on site in early 2019. Design work is ongoing for the remaining roundabouts with the expectation that planning applications for Haxby Road and Strensall Rd would be submitted later in 2019 for commencement of construction in early 2020. Subject to approval by the Council's Executive an application for funding for the dual elements of the A19 to Little Hopgrove section estimated to cost £28m will be submitted in December 2018. Depending on the early integration of the dual and roundabout schemes the aim is complete the combined (£60m) project by 2023. Work on identifying

funding for the next phase of dualling over the River Ouse and East Coast Main Line is ongoing.

Scarborough Bridge

Work has started on the £4.5m scheme to provide a 3.5m wide footbridge with new ramps and steps to cater for the 3,000 people who cross the river at Scarborough Bridge. This will provide a step free cycle/pedestrian route between the station and the north side of the river which will be unaffected by high river levels. The site has been cleared of vegetation and piling work is currently being undertaken on Saturday nights. The main bridge is being fabricated off site in Glasgow. The existing bridge will be removed and the replacement lifted in using rail cranes in February. The scheme is currently on programme to be completed in mid March.

Devolution

The Northern Powerhouse Minister has indicated his wish to move the decision forward and the present situation is that arrangements are currently under way to hold meeting with Yorkshire Leaders. However, despite sending him evidence supportive of Devolution, we are no further forward.

Councillor Ian Gillies,

5 December 2018

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Meeting	Executive
Date	29 November 2018
Present	Councillors Gillies (Chair), Aspden, Ayre, Brooks, Dew, K Myers, Runciman and Waller
In Attendance	Councillors Kramm (substituting for Cllr D'Agorne) and Looker

Part B - Matters Referred to Council

76. York Central Enterprise Zone Investment Case

[See also under Part A]

The Corporate Director of Economy & Place, the Director of Customer & Corporate Services and the Assistant Director for Regeneration & Asset Management presented a report which set out the investment case for the York Central Enterprise Zone and recommended the creation of a capital budget to fund the infrastructure costs for York Central and allow development to proceed.

Details of funding approvals to date, plus actual and forecast expenditure in the current financial year, were set out in paragraphs 13 to 18 of the report. A detailed appraisal had now been undertaken of the abnormal infrastructure costs which had inhibited the ability of the market to deliver the scheme in the past; this had determined a cost of £155m, as indicated in Table 3 at paragraph 20. The proposed funding sources for this sum, including a £35m contribution from the council, were outlined in Table 4 at paragraph 24 and detailed in paragraphs 25 to 35.

In response to questions from Members and matters raised under Public Participation, Officers confirmed that:

- The report proposed establishing an overarching budget for the infrastructure; a further report on spending proposals would be brought to Executive in January 2019.
- The proposals would be subject to planning consent and approval of funding bids in February / March 2019.

- It was planned to contract with construction partners in July 2019, with construction to begin in the 3rd quarter of the year.
- Matters relating to affordable housing would form part of the planning process.
- All the YCP partners had invested heavily in the development; the January report would explain how these investments would be treated.

Members expressed approval for the proposals in terms of moving the project forward. Having noted the comments made under Public Participation, it was

Recommended: That Council approve a total capital budget of £155m, including an additional contribution from City of York Council of £35m, to deliver the enabling infrastructure and open up York Central for the delivery of the masterplan and for future allocation of this budget to be agreed by the Executive.

Reason: To ensure the delivery of York Central and to provide funding for enabling infrastructure, including a new access route to York Central, within the timescale of available grant funding.

77. Capital Programme - Monitor 2 2018/19

[See also under Part A]

The Corporate Director of Customer & Corporate Services presented a report which set out the projected out-turn position of the council's capital programme for 2018/19, along with requests to re-profile budgets to or from current and future years.

A net decrease of £1.377m on the current approved programme was reported, resulting in a revised programme of £122.243m. Variances against each portfolio area were set out in the table at paragraph 6 and detailed in paragraphs 8 to 46. The full revised programme for 2018/19-2022/23 was detailed in Annex A.

Approval was sought for specific proposals set out under two of the portfolio headings, as follows:

Housing & Community Safety

- To appoint Hobson Porter as the preferred bidder to build a 29 apartment extension to the Marjorie Waite Court extra care scheme (paragraph 31);
- To sell the vacant HRA owned property at 49 East Mount Rd, should it prove unsuitable for use as accommodation for looked after young people (paragraphs 35-36);

Children, Education & Communities

- To delegate authority to officers to appoint a constructor for the Centre of Excellence for Disabled Children and new apartments at Lincoln Court (paragraphs 16 to 19).

Recommended: That Council approve the adjustments resulting in a decrease of £122.243m in the 2018/19 budget, as detailed in the report and in Annex A.

Reason: To enable the effective management and monitoring of the council's capital programme.

Cllr I Gillies, Chair

[The meeting started at 5.30 pm and finished at 7.20 pm].

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Report to Full Council from the Deputy Leader of the Council

York Central

The Executive have agreed to recommend to Full Council that a capital budget be established to fund core infrastructure on the York Central site. This funding will be used to open up the site with a new access road, bridge and spine road. The funding will also include enabling works, such as site clearance, demolitions, utility diversions and drainage.

Furthermore, the infrastructure fund will be used to deliver a new park, create new public squares and provide a new western railway station entrance. As part of this, a network of pedestrian and cycle routes will be established through the site and will integrate with an upgraded public transport hub around the railway station.

The proposed budget is funded by a combination of external grants, contributions, previously agreed funding and also council borrowing. The council will borrow £35 million, which will then be repaid using retained business rates from the York Central Enterprise Zone.

York Station Front

Following an extensive public consultation, the Executive has approved the submission of a new planning application to redesign and revitalise the front of York Station.

The York Station Front project aims to transform the front of York's historic railway station by delivering new pedestrian-friendly public spaces, creating an improved setting for the City Walls and providing space to make it easier to switch between public transport.

Since the public consultation opened, nearly 1,500 responses have been received, commenting on a variety of aspects to the projects. The comments collected have been used to amend the project, and this has led to new design changes.

Local Plan

As of the 11th November, the council has formally responded to the Government's Planning Inspectors and subsequently requested early public hearings on York's draft Local Plan.

As a council, it is important that we push for an early hearing to discuss the issue of the city's housing need, particularly in reference to the reduction in the ONS household projection figures.

Waste & Recycling Service Investment

Following recent challenges to the council's Waste & Recycling Service, an additional £125K will be invested in improving the resilience of the service.

Utilising funding from the Waste Reserve, the Waste Service will be able to recruit and train more staff ahead of the busy winter period.

Earlier this year, a national shortage of HGV drivers, sickness and poor weather caused a number of issues for the Waste & Recycling Service. In response, improving the service was made a priority; including rectifying missed collections and holding a successful recruitment day for staff in September.

A further report will be taken to the Executive Member Decision Session recommending a new driver apprentice programme, in order to support the service in the long-term. If approved, the council will develop a driver apprentice programme within the waste team to train drivers as early as next year.



In addition, the service has been trialling an electric vehicle for collections, which I was very pleased to see in operation on 4th December. This is a welcome sign for the development of the new fleet of vehicles, and I will be asking for further work from officers to ensure that more new vehicles are electric, in order to fit with our commitments on air quality.

Fracking Consultation

The council has outlined its concerns regarding the Government's proposals to allow fracking as permitted development, as part of the Government's consultation on the future of fracking.

Under current Government proposals, fracking would be fast-tracked as 'Permitted Development', bypassing the local planning system and therefore, local decision making.

In the draft response to the consultation, the council stated that there was not sufficient justification to introduce the new measures, as set out in its shale gas consultations, which intend to allow shale gas exploration to take place without planning permission.

A future response to the Government's new fracking consultation, regarding the process in which communities will be consulted, will soon be sent on behalf of the council, after the public decision making session.

Brexit preparations

Brexit preparations for the city will continue to be made and revisited by the Executive in December.

In a report presented to the Council's Executive on current preparations in the event of a 'no-deal' Brexit, it was agreed that preparations should continue to be made for all Brexit scenarios.

We will continue to review the nature of the national Brexit discussions and the meaningful vote by MPs and determine any potential impact on services. The council will also continue to work closely with partners, including Make it York and the LEPs, to understand the wider implications for York and, where possible, provide support and access to information for residents, businesses and organisations.

Air Quality:

York's city centre Air Quality Management Area (AQMA) has been expanded, after a decision was taken to include Coppergate.

Coppergate will now be included in the city centre's AQMA, in order to tackle air pollution from diesel vehicles in the area and maintain progress in improving the city's air quality.

It was also decided to retain the Fulford AQMA for a further 12 months, despite NO₂ in the area remaining below the council's health bases objectives. This is to ensure that Fulford's air quality is monitored in view of future nearby developments in the city.

Future reports will be drafted on how the new traffic light systems and charging points for electric cars, especially for people living in terraced areas, can be delivered to make further improvements.

The Department for Environment and Rural Affairs (DEFRA) added that:

‘The Council taking exceptional steps and effort to actively tackle air quality within the city and the success of this approach is reflected in their results.’

Employment

Newly published statistics from the ONS reveal that York now has the highest number of jobs ever seen in the city.

It was revealed that York had a 5% growth in its employment over 2017, leading to an increase of 5,000 new jobs, leaping from 101,000, to 106,000.

Across the region, employment increased on average by 2%, with York seeing the largest increase with 5%. These figures put York in the top 10% performing local authorities in England for employment growth. For example, the city’s employment growth was stronger than Nottingham, Manchester, Leeds and Cambridge.

On review, 500 jobs were created in the manufacturing sector, 1,000 in professional scientific and technical businesses and 1,000 in food and drink businesses.

One Planet York

The Leadership Group continues to work hard across the partnership to promote positive actions to deliver the changes needed within the city to ensure full sustainability.

The issue surrounding the App has galvanised a greater commitment to develop other communications streams, in order to ensure that the work of the partnership is spread.

One significant project that has come out of the OPY initiative has been the Good Food York initiative and I was grateful to hear about this at the launch on 12th November, at the Friends Meeting House.

<http://www.goodfoodyork.org/>



Another scheme which was an example of what One Planet York can achieve for the city was the redevelopment of Westfield Primary School Kitchen and Canteen. The canteen was officially opened on 27th November by Maxine Squire, along with the teams from the council, school and the construction company: F. Parkinson.



Not only has it improved the facilities, reduced heat loss with new windows to replace very old metal framed ones, and provided energy efficient kitchen equipment, it has created a more pleasant environment for meals, and a better range for healthier options. There is also greater opportunity to engage with the community.

Flood Defence Update

Work continues with the major improvements to the city's flood defences and the Environment Agency is continuing to maintain its websites providing detail on the ongoing consultation and any future planning applications. The quarterly updates are provided at Decision Sessions.

Leeds City Region Local Enterprise Partnership Board

The LCR Local Enterprise Board met on 22nd November and updates were received on the Local Inclusive Industrial Strategy, Green and Blue Infrastructure Delivery Plan, Digital Framework, Culture, sport and major events, Preparations for Brexit, and the changes to the Local Enterprise Partnerships.

The LEP made a submission which tied in with the request for a West, York and North Yorkshire LEP, which then tied in with the submission made by the YNYER LEP. This ensures that there is a consistent message from the region in terms of the response to the Government consultation on the LEP Geography. Whilst this has not been requested locally, this does deal with the 'overlap' issue of York in a way that works with our economy.

Leeds City Region Strategic Economic Plan (SEP) & Energy Strategy and Delivery Plan:

The Energy Strategy and Delivery Plan (ESDP) aims to **'create a clear coordinated approach to energy, which allows the City Region to meet its SEP ambitions'** and maximise the economic opportunities from the transition to a low carbon economy.

Funded by Department for Business, Energy and Industrial Strategy, this is a key strategy to address the long-term clean growth challenge for the Industrial Strategy.

The proposal is to adopt a carbon emission reduction target in line with achieving the Paris Climate Change Agreement. This aims to keep global temperature rise this century well below 2°C and to pursue efforts to limit the temperature increase to 1.5°C. To limit temperature increase

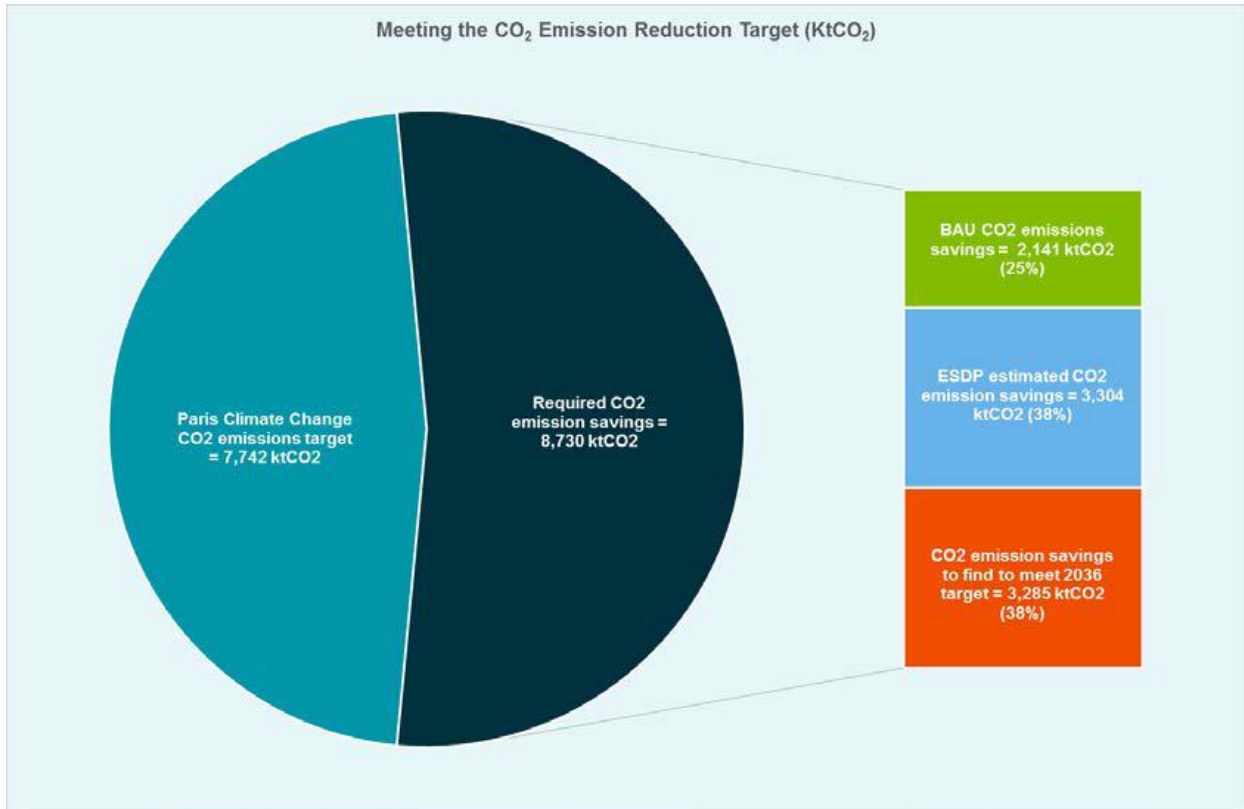
to 1.5°C, this will require net CO₂ emissions to be brought down to zero by the middle of the Century.

Over the coming months, work will be undertaken to see how that trajectory changes in relation to the most recent IPCC report on limiting global warming to no more than 1.5 degrees Celsius.

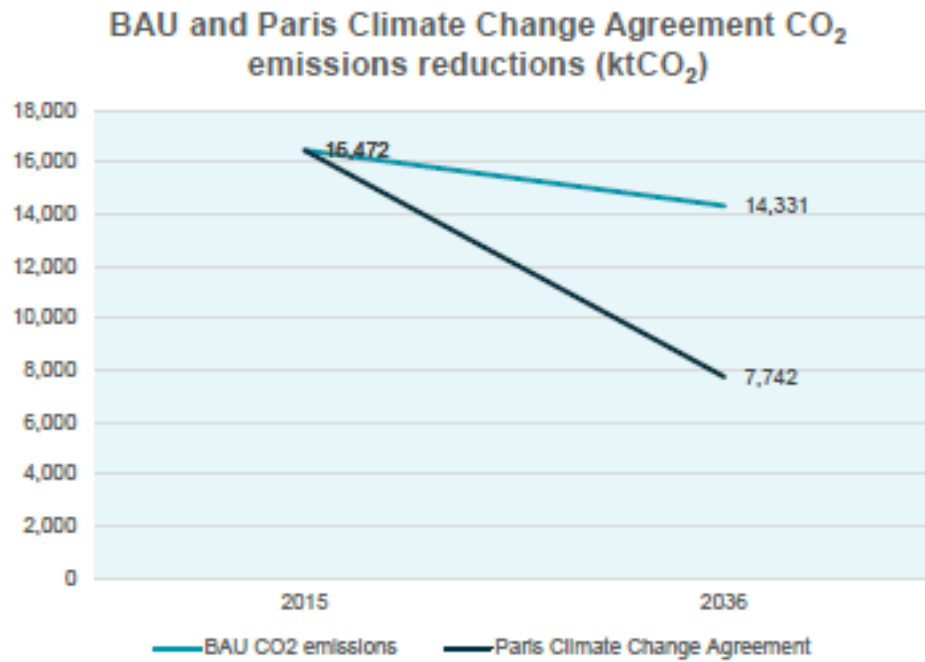
The Plan also proposes to adopt a target in line with the SEP timescales, this would equate to a 53% reduction in carbon emissions by 2036, based on 2015 levels.

The Energy Strategy and Delivery Plan for the first time clearly articulates the scale of the challenge in achieving the SEP ambition, but also the opportunities it presents, which are:

- Benefits that could be achieved include: An increase in GVA of between £11.3 and £11.6 billion.
- An increase in employment of between 99,500 and 101,825 people (current energy sector employment is 7,900 people rising under business as usual to 10,200 people in 2036).
- Lower energy costs for businesses and households.
- Increased competitiveness through lower energy costs for businesses.
- Reduction in fuel poverty and increase in associated health benefits.
- Increased inward investment



Carbon Reduction Target



Councillor A Waller

Deputy Leader

5 December 2018

Report to Council – 13 December 2018**Report of Executive Member for Housing and Safer Neighbourhoods,
Cllr Jenny Brooks****Housing****Housing Delivery Programme**

This Administration has embarked on its most ambitious Housing Delivery Programme since the 1970s, which will see in excess of 630 homes built over the next five years. This will include more than 280 council and low cost home ownership houses providing options for residents with a wide range of financial circumstances:

- **James House – 57 flats.** Started on site in March 26th with completion now due in May 2019
- **Newbury Avenue - 5 bungalows.** A building contractor has been appointed and work is due to commence this month and finish next July.
- **Marjorie Waite Court – 29 unit extension and 4 bungalows.** Planning permission was obtained in July and a building contractor has been appointed to build the scheme. Work is due to start in early March.
- **Shared Ownership programme – 65 homes** to be purchased by March 2021. Launched in August and to date 27 households are progressing towards purchasing a home and are at various stages in the application process. The sale of 6 homes has been agreed.
- **Groves Regeneration Project** - exploring options to regenerate Groves housing estate, including new homes, improvements, and better use of open spaces. Research now at stage of high level design options and masterplanning. Government funding received for Regeneration Officer post to continue work on the Groves project and to look at other areas of the city too.
- **Lowfield – 165 homes** including community build, self build, houses, apartments, bungalows, a care home plus a significant area of new public open space. Planning permission was obtained in August and work is being undertaken to prepare the tender documents. Work will start on site in early 2019. Initially this will include site preparation such as the removal of old school foundations and the installation of the new entrance road. The procurement of the house building contractor will take place during this period. The first homes are expected to be ready for occupation by the end of 2019.

- **Lincoln Court** - Detailed design work is underway for the refurbishment and 10 unit extension at Lincoln Court.
- **Burnholme, Fulford and Haxby Hall** – Work is ongoing with development partners to create modern care homes.
- **Burnholme and Askham Bar – around 140 new homes.** Design, planning and public consultation work will take place in Spring 2019 with the aim of planning permission being obtained later that year.
- **Duncombe Barracks – around 35-40 new homes.** Completion of the land purchase should take place, with design, planning and public consultation to take place in order to obtain planning permission before the end of 2019.

The Government abolished the HRA borrowing cap in the October Budget. As a result of this a report is to be considered by Executive in January setting out how an accelerated housing development programme across multiple sites will be progressed.

Older Persons Accommodation Strategy

The council is to carry out a city wide engagement and consultation with residents, housing providers, carers, and advocacy groups, to develop a local evidence base for the Older Person's Accommodation Programme. This will be used to help shape future projects and to inform planning policy.

Replacement of ICT

Between January and March 2019 an initial 5-year contract will be signed for the replacement of all the ICT systems that housing and building services use. This is an investment of nearly £2 million, which will replace 27 existing systems with a single one. It will improve staff and customer experience and create significant efficiencies.

Housing options / Homeless

In December 2016 City of York Council achieved the government 'Gold Standard' award' becoming the third local authority in the country at that date to do so. This recognises the quality of services offered to homeless and potentially homeless households. The 2018-23 Homeless Strategy 'Preventing Homelessness Together' has been produced which will build on this success.

James House, due for completion in May 2019, is an example of this Administration's commitment to some of the most vulnerable residents in the city. There will be 57 modern flats, all with their own facilities, for people

currently living in hostels under Homeless Reduction Act (HRA) 2017 (relief duty) or Housing Act 1996 (full duty).

The Homeless Reduction Act was passed in 2017; this is the biggest change in legislation for many years. The duty on statutory bodies to refer people who they believe may be homeless or at risk of homelessness became part of the implementation of HRA 17 in October 2018.

In June 2018 the decision was made to leave North Yorkshire Home Choice and introduce a new allocations policy once the IT system has been replaced.

The service is reviewing the use of existing social housing stock to consider the possible investment/re-design opportunities to meet the needs of complex/vulnerable customers in particular to mitigate the medium and long term impact of welfare benefit reform. Work is in progress with Changing Lives to re-model some hard to let stock.

Rough Sleeping

Last year the rough sleeper count increased substantially from 18 to 29. Action was taken to address this and in June the council was awarded £193,565 by the Government as part of the Rough Sleeper Initiative. The money is being used to put together a Complex Needs Rough Sleepers Team, made up of 3 more outreach workers in the Salvation Army EIP team, 2 Making Every Adult Matter workers, a mental health worker and a part time rough sleepers coordinator. Also, 11 extra emergency beds have been added.

The council has worked in partnership with Changing Lives, the Salvation Army, The Police and the Community Safety Hub. Additionally, Below Zero is an additional cold weather provision, a joint venture between CYC and York Council of Churches, offering up to 5 additional beds, the provision is staffed by a pool of volunteers co-ordinated by the council of churches and is supported by CYC Resettlement service at Howe Hill

All these increased resources have resulted in a reduction in the rough sleeper count to 9 this year which is a tremendous achievement and a credit to everyone concerned. The council has secured a further £250,000 from the Government for 2018/19 to allow this work with extremely vulnerable residents to continue.

HMO licensing

The new regulations regarding extending HMO Licensing came in to force on the 1st October 2018. The new regulations not only increased the number of HMOs covered by mandatory licensing but also introduced new conditions relating to minimum room sizes and waste storage.

CYC started receiving applications for HMOs covered by the regulations from the 6th September. The Council's primary focus has been ensuring that landlords are supported through the application process and therefore 3 presentations were given which were attended by over 200 landlords, as well as traditional communications and social media to advise landlords and letting agents. In addition CYC has worked closely with other services such as planning and building control to ensure that 455 applications and is aware that there are currently a further 125 applications being made.

Falls Prevention Service Project

Since its launch in Clifton Ward March 2017, the team has expanded and now has 3 Falls Prevention Practitioners working in four wards: Clifton, Guildhall and, added in November, Micklegate and Fishergate. Nearly 400 visits have been made, with low level interventions being carried out in residents' homes. Since the service was launched it has provided:

- 600 grab rails
- 213 banister rails
- 300 brighter light bulbs
- Re-fixed 21 banister rails
- 18 newel rails
- 13 window restrictors
- 8 carpet trim strips
- In partnership with North Yorkshire Fire and Rescue Service the team has also fitted 36 smoke detectors

Recently the service has also partnered up with a local pharmacist, enabling residents to have their medication reviewed and other simple medical checks such as blood pressure without the need to access their GP.

Going forward: Work is continuing to expand this project, including reviewing the in house minor adaptation service/ the handyperson service (which came in house on 1st December 2018) and synergies with other services such as

grants to deliver adaptations and insulation measures to deliver **Healthier Homes Services** to support the Directorate's aim to prevent, reduce and delay the need for NHS and Adult Social Care Services.

Building Services

Last 12 Months 18/19 YTD

The new structure of the service is in place with all vacancies recruited to. All employees are now in permanent positions with fit for purpose Job Descriptions that accurately reflect the needs of the service. Officers are now working with staff to embed new ways of working through a combination of coaching, formal training and peer to peer training.

All required Fire Safety Risk Assessments will have been completed by the end of December 2018.

Domestic gas safety compliance has run consistently at >99%. The figure as at the end of Nov 2018 is 99.2%. The team work closely with the Enforcement Team to gain access where this is denied by the tenant

32,321 have been completed repairs to date, taking an average of 7 days to complete each repair. The SMS text notification introduced earlier in 2018 for repairs customers is proving to be very popular.

CYC has provided 405 households with new energy efficient gas heating systems, and 4 households living in 'off gas' areas, have benefitted from high efficiency air source heating.

94 homes have received new roofs.

The Council has new contracts/sub-contracts in place for:

- Managed Stores; 10 year, £30m shared contract with University of York
- Glazing
- General Build
- Reactive Roofing Repairs
- Scaffolding
- Plasterwork
- Joinery

Next 12 months

Up-coming contracts are: External Painting – currently out to tender; Standing Water, tenders out in December, Tenants' Choice tenders out in January.

Stock Condition survey– This critical piece of work, which is due to go live in January, will provide Building Services with a greatly improved understanding of CYC's social housing stock, which in turn will allow it to plan any stock investment more efficiently – to do the right work, at the right time and in the right way.

A new Repairs and Recharge Policy has been written and agreed by the Executive Member. This will be launched in the New Year.

The team have been fully engaged in agreeing the requirements for the new system and in workshops to agree processes for when the new system is rolled out. They are also heavily involved in the evaluation of the tenders that have been received.

Total Mobile, the mobile phone software that trades staff receive and report job progress through, will be rolled out to Voids & Electrical teams during the next year. It will shortly be possible to complete Minor Works Certificates for electrical works through this software, which will make this process much more efficient, reducing paper work, and allowing for more effective tracking of safety compliance

Area based reporting will go live in January. These changes within the works management system will allow the monitoring and understanding of repairs performance to be more effective, thus ensuring the CYC is delivering a great service for tenants and residents.

Safer Neighbourhoods

Safer York Partnership

The York & North Yorkshire Domestic Abuse Strategy has been re-drafted and approved by Safer York Partnership and the North Yorkshire Community Safety Partnership

The Counter Terrorism Action Plan has been refreshed and consultation is taking place on the first phase of the physical security measures in the city centre. Extra measures have been put in place for the Christmas markets.

Community Safety Hub – Multi-agency working

City Centre Anti-Social Behaviour Task Group Actions:

The aim of this multi-agency task group is to reduce nuisance begging, rough sleeping, busking and selling and alcohol-related disorder. Also, it works with city-centre businesses to manage waste presentation. Actions have included:

- A new Text to Give initiative.
- Review of the busking policy and more focus on safety of buskers.
- Targeted drug and alcohol outreach services
- Obtaining a Criminal Behaviour Order for an entrenched rough sleeper with positive conditions to seek medical help and support
- A monthly City Centre meeting has been established by CYC. Attended by the BID, Salvation Army and NYP, the purpose of the meeting is to share information and intelligence on those who are committing the most serious forms of ASB and/or criminal activity in the city centre.
- Over 80 premises are now signed up to the BID's No Loitering Scheme. This is primarily to prevent begging and rough sleeping in shop doorways.
- The Neighbourhood Enforcement team continue to work to manage business waste presentation in the city centre working closely with the BID.

Fly-posting

The Neighbourhood Enforcement team has recently reviewed the legislation it uses to take action against this offence. This approach has deterred a number of businesses who routinely fly-post over a wide area of the city.

Water Safety

A number of visits have recently been made to riverside licensed premises in order to gauge their views of the number of potential 'near misses' that occur where people are deterred from entering the water, either from being in drink or through attempted suicide.

This information will be used alongside police and North Yorkshire Fire and Rescue Service data, to build a more accurate picture of these incidents in order that a multi-agency response can be developed.

British Heart Foundation – Pack for Good initiative (reducing waste from student households)

The Neighbourhood Enforcement team work in partnership with both universities and the British Heart Foundation to encourage students to recycle and reduce waste rather than abandon unwanted goods, particularly at the end of term. This is done by locating recycling banks or boxes on and off campus at key locations.

Operation Eyeball

Operation Eyeball is a county-wide operation with the aim of reducing fly-tipping and unlawful waste carriage through the sharing of best practice, information and intelligence. It is led by a multi-agency working group.

Work is taking place within the group to improve awareness around fly tipping at a local level via NYP Community Messenger, an on-line information service run at a local level by North Yorkshire Police.

In addition, the National Farmers Union are working with officers to devise a flyer for all their members to help engage farmers affected by fly tipping to come forward for assistance and to enable investigations.

Crime Not To Care campaign

The Neighbourhood Enforcement team launched this year-long campaign in February 2018 in partnership with Keep Britain Tidy.

Its aim is to educate the public of their duty of care over the disposal of domestic waste.

Prevent

There have been 6 referrals about 5 different individuals in 2018. Of these we are currently working with 2 of the individuals.

Working with North Yorkshire CC, we will be rolling out the graphic novels in the Hurt by Hate series, and ensuring that schools receive the appropriate levels of support to deliver these packages to pupils.

Premises Closure Orders

Working with colleagues in the North Yorkshire Police and Legal Services, we have obtained 4 Premises Closure Orders which have given immediate respite to neighbours from serious anti-social behaviour.

I would like to thank officers across the portfolio for all their hard work.

Cllr Jenny Brooks

Executive Member for Housing and Safer Neighbourhoods

Report of the Chair of Customer & Corporate Services Scrutiny Management Committee

13 December 2018

1. This report is submitted by the Chair of Customer & Corporate Services Scrutiny Management Committee (CSMC), in accordance with the constitutional requirements set out in Standing order 8.3 (m) to update Council on scrutiny work and to set out any recommendations such as may be made to Council in relation to that work.

Finance and Performance

2. Since the last report to Council on 25 October 2018, neither the Customer & Corporate Services Scrutiny Management Committee, the Health, Housing & Adult Social Care Policy & Scrutiny Committee, the Economy & Place Scrutiny Committee nor the Children, Education & Communities Policy and Scrutiny Committee have considered any Finance and Performance Monitoring Report. All these Committees will consider their 2nd Quarter Reports in January. Finance and Performance Reports are not within the remit of the Economy & Place Policy Development Committee.

Attendance of Executive Members

3. No Executive Members have attended any scrutiny committee meetings since the last report to Council in October.

Pre-Decision Call-Ins

4. In early November 2018 the Economy and Place Policy Development Committee considered a pre-decision call-in of Fossgate Public Realm Improvements. Comments and recommendations made by the committee were sent to the Executive Member for Transport and Planning for consideration during a Decision Session on 15 November 2018.

Post-Decision Call-Ins

5. The Customer and Corporate Services Scrutiny Management Committee has considered one Called-In item since the last report to Council. In early November Members considered the Called-In Item: Attendance Management and Wellbeing. Although the Committee decided that there were no grounds to make specific recommendations to the Executive and the original decision was confirmed, the Committee requested a

further report following the procurement process given that Members were keen to ensure improvements embedded as soon as possible.

Customer & Corporate Services Scrutiny Management Committee

Petitions

6. At each of its meetings, this Committee continues to receive its standing report on Council petitions providing details of new petitions received by the Council and the appropriate course of action.

Scrutiny Work

7. The Customer and Corporate Services Scrutiny Management Committee has met once since the last report to Council. In November Members received an update report on Section 106 Agreements and approved the Annual Scrutiny Budget. They also considered an update report on the Financial Inclusion Scrutiny Review and agreed that a Motion to Council around food poverty be included in the remit for the review.

Health, Housing & Adult Social Care Policy & Scrutiny Committee

8. The Health, Housing & Adult Social Care Policy & Scrutiny Committee has met once since the last report to Council. In November the Committee was given an update on the Mental Health Support Line services offered in York. Members received a summary of the initial findings from an engagement exercise with local people by Home First. The Committee heard from Healthwatch York as they submitted their bi-annual performance monitoring report. The Committee also received a Suicide Prevention and Self-harm Overview Report, and an update report on oral health in the city and heard about the aims and the work so far of the Oral Health Improvement Advisory Group (OHIAG).

Children, Education & Communities Policy & Scrutiny Committee

9. This Committee has met once since the last report to Council. In November the Committee welcomed representatives of the Youth Council, who updated the Committee on the results of a Youth Survey which highlighted the priorities for young people. The Committee received its Safeguarding Board Bi-annual update report, highlighting the new safeguarding partnership arrangements to take the place of the Local Safeguarding Children Board. Members noted the bi-annual update report from York Theatre Royal and considered a School Improvement and Ofsted Update report on the performance of schools in

York as well as an update on academisation in York and School place planning. The Committee also considered a Feasibility Report on Resident Involvement, and Members decided that no review will take place this municipal year, but requested Officers produce a report based on the Topic request for the March meeting for the Committee to note for future reference. Members were also asked to input into the Cultural Strategy and its key priorities.

Economy and Place Policy Development Committee

10. Since the last report to Council, this Committee has met once. In November the Committee received an update report on the Development of a Community Asset Strategy for York and a scoping report for a scrutiny review of the Residents' Parking Scheme. Members also considered a briefing paper on changes to Local Enterprise Partnership geographies and how these changes could affect York.

Economy and Place Scrutiny Committee

11. This Committee has also met once since the last report to Council. Since July the Committee has been working on a full-committee scrutiny review into the Economic Health of York City Centre. In November, having previously established an evidence base for the review, Members met representatives from key city stakeholders including Make It York, York Business Improvement District, Indie York, York Food Festival and York Retail Forum to hear their ambitions and concerns and gather further information.

Cllr D Williams

Chair of Customer and Corporate Services Scrutiny Management
Committee

5 December 2018

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City of York Council

Committee Minutes

Meeting	Gambling, Licensing & Regulatory Committee
Date	6 November 2018
Present	Councillors Lisle (Chair), Cullwick, Hunter, Mercer, Pavlovic, Reid, Richardson, D Taylor and Wells
Apologies	Councillors Funnell, Boyce, Douglas, Hayes, Mason and Derbyshire

Part B - Matters Referred to Council

22. Gambling Act 2005 - Statement of Licensing Policy

[See also under Part A]

Members considered a report that advised them of the review of the Council's Statement of Licensing Policy, the consultation undertaken and changes made as a result of the consultation and revised guidance. The report sought a recommendation to Full Council that the Policy be approved. The report also sought permission to publish a Local Area Profile.

The Licensing Manager outlined the report to Members. She advised that Section 349 of the Gambling Act 2005 (the Act) required licensing authorities to determine and publish a Statement of Licensing Policy (Policy), at least every three years. The Council's current Policy (Annex 1) was approved by Full Council on 17 December 2015 and was published on 8 January 2016. Members were advised that a revised Policy (Annex 2) needed to be approved by Full council and be published by 8 January 2019.

The Licensing Manager explained the background to the Local Area Profile (Annex 3). In the Gambling Commissions Guidance to Licensing Authorities, published in September 2015, it was recommended that licensing authorities completed their own assessment of the local environment as a means of 'mapping out' the key characteristics of the local area. The Guidance refers to such an assessment as a Local Area Profile (profile). The Licensing Manager thanked James Green, Apprentice in the Business Intelligence Hub for producing the profile.

The Licensing Manager explained the Policy consultation that had been undertaken, noting the consultation responses. She then outlined the options available to the Committee.

In response to Members' questions, the Licensing Manager confirmed that:

- The profile could be used to make representation against an organisation.
- Proactive checks were undertaken on premises to check that there were adhering to their premises licences. This included a test purchasing exercise on gambling premises.
- In respect of whether gaming machines could be prohibited in the Cumulative Impact Zone (CIZ), the Gambling Act does not have the provision to introduce a CIZ. However, the profile could be used to support this.

The Licensing Manager undertook to check the statistics in relation to schools in the profile (page 5 of Annex 3) and circulate a colour copy of the annex to the Committee.

Recommended: That the Statement of Licensing Policy be adopted.

Reason: To meet the legislative requirements of the Gambling Act 2005.

Cllr S Lisle, Chair

[The meeting started at 5.15 pm and finished at 5.35 pm].

City of York Council

Committee Minutes

Meeting	Planning Committee
Date	15 November 2018
Present	Councillors Reid (Chair), Boyce (Vice-Chair), Shepherd, Ayre, Carr, Cullwick, Cuthbertson, D'Agorne, Doughty, Funnell, Galvin, Looker, Richardson and Warters
Apologies	Councillor K Taylor

Part B - Matters Referred to Council

44. Amendments to Committee Terms of Reference and Delegation to Officers Report

The Legal Services Manager (Corporate Governance) explained that the Constitution reserves certain matters to the Planning Committee and Area Planning Sub-Committee. Unless so reserved, planning matters were delegated to the Corporate Director of Economy and Place or Assistant Director Planning & Public Protection. It was recommended that alterations were made to the wording of the Terms of Reference to provide more clarity in the interpretation of the delegation, and to update it specifically in relation to S96A non-material amendments and S73 extension of time applications. In addition, an amendment was proposed so that the Main Planning Committee only reserved applications in the Green Belt where they were recommended for approval. This would assist in more timely decision making in respect of certain consents and applications. and therefore it was requested that Planning Committee consider recommending those changes to Full Council.

Members considered a report that proposed that changes to the Planning Committee and Planning Area Sub Committee's terms of reference and consequent delegation to Officers are referred to Full Council. They were provided with updated proposed amendments to the Section 3D Responsibility for Functions – Constitution (Planning matters that are specifically delegated to the Planning Committee) (Annex 2). Following an overview of the proposed amendments by the Legal Services Manager (Corporate Governance) it was:

Resolved: That the Committee refer the amendments to the Council's Constitution to Full Council for approval to:

- i. enable Officers to determine requests for non-material amendments to planning applications under Section 96A of the Town and Country Planning Act 1990 (as amended);
- ii. enable Officers to refuse planning permission for any non-residential or domestic application for which there is a policy presumption against development in the Green Belt; and
- iii. enable the Corporate Director of Economy and Place or Assistant Director Planning & Public Protection to approve variations of a minor nature to planning agreements relating to planning applications reserved to the Planning Committee or Area Sub Committee.

Reason: To provide more clarity in the interpretation of the delegation, and to update it specifically in relation to S96A non-material amendments and S73 extension of time applications. In addition, an amendment is proposed so that the Main Planning Committee only reserves applications in the Green Belt where they are recommended for approval. This would assist in more timely decision making in respect of certain consents and applications, and therefore it is requested that Planning Committee consider recommending these changes to Full Council.

Cllr A Reid, Chair

[The meeting started at 4.30 pm and finished at 6.35 pm].

1 Planning Committee

1.1 Purpose

To consider and determine applications for planning permission and other related consents, arising under the Town and Country Planning Act and associated legislation as set out in Part A of Schedule 1 of the Local Authorities (Functions and Responsibilities)(England) Regulations 2000 as amended, which have not been delegated to the Planning Area Sub-Committee or to officers.

1.2 Functions

To approve or refuse, (other than applications and other related consents that constitute repeat or variations involving minor modifications or non-material amendments), applications for planning permission and other related consents under the appropriate legislation in accordance with the following criteria :

(a) Outline planning applications for:

- i. residential development on sites over 1.0 hectare in area and
- ii. non-residential development on sites over 1.5 hectares in area.
- iii. 40 dwellings or more

(b) Full detailed, or reserved matters applications for :

- i. residential development (including conversions/changes of use) of 40 dwellings or more and.
- ii. non-residential development, including extensions and changes of use, of over 3,000 square metres gross floor space.

(c) Any application or proposal which in the opinion of the Director or Assistant Director of Planning and Public Protection raises significant strategic or policy issues for the city.

(d) Changes of Use of land of 5.0 hectares or more

(e) Any application that the Corporate Director Economy and Place or the Assistant Director (Planning and Public Protection) considers should be presented to

the Planning Committee for decision.

To approve any non-residential or domestic application for which there is a policy presumption against development in the Green Belt.

To determine any non-residential or domestic application for which there is a policy presumption against development in the Green Belt if a Ward Councillor for the site of the application requests that it should be the subject of consideration by the Planning Committee (the request to bring an application to the Planning Committee must be made in writing to the Corporate Director Economy and Place or the Assistant Director (Planning and Public Protection) within the consultation or reconsultation period and include the planning reason(s) for the request.

To enter into, renew, modify or revoke Section 106 Agreements in respect of proposed developments which fall within the scope of the Planning Committee to determine unless in the opinion of the Corporate Director Economy and Place or the Assistant Director (Planning and Public Protection) it is a minor modification.

The modification and revocation of planning permissions and other related consents which fall within the scope of the Planning Committee to determine..

2 Planning Area Sub-Committee

2.1 Purpose

To consider and determine applications for planning permission and other related consents, arising under the Town and Country Planning and associated legislation as set out in Part A of Schedule 1 of the Local Authorities (Functions and Responsibilities)(England) Regulations 2000 as amended, which have not been delegated to the Planning Committee or to officers.

2.2 Functions

To approve (with or without conditions), or refuse, applications for planning permission and other related consents (other than applications and other related consents that constitute repeat or variations involving minor modifications or non-material amendments) under the appropriate legislation in accordance with the following criteria:

(a) Outline planning applications for :

- i. residential development on sites between 0.5ha and 1ha in area.
- ii. for non-residential development on sites between 1ha and 1.5ha in area.

(b) Full detailed or reserved matters applications for

- i. residential development (including conversions/changes of use) between 10 to 39 dwellings.
- ii. non-residential development (including extensions and changes of use), of between 1,000 and 3,000 square metres gross floor space.

(c) Changes of Use for 1.0 hectares and less than 5.0 hectares of land.

(d) Any application which would otherwise be “delegated” to officers which the Ward Councillor for the site of the application requests should be the subject of consideration by the Planning Area Sub-Committee (the request to bring an application to the Planning Area Sub-Committee must be made in writing to the Corporate Director Economy and Place or the Assistant Director (Planning and Public Protection) within the consultation or reconsultation period and include the planning reason(s) for the request.

(e) Any application which would otherwise be “delegated” to officers for determination for which the applicant is:-:

- i. a serving Councillor of the City Council or the spouse/partner of a Councillor;
- ii any Chief Officer or senior manager, or the spouse/partner of such an employee;
- iii Any staff member within the Development and Regeneration Planning and Environment, or the spouse/partner of such an employee, or employee who has been actively involved planning negotiations or the spouse/partner of such an employee.

(f) Applications submitted by or on behalf of the Council for its own developments except for the approval of Minor or Other category developments to which no objection has been received.

(g) Any application that the Corporate Director Economy and Place or the Assistant Director (Planning and Public Protection) considers should be presented to the Planning Area Sub-Committee for decision.

To enter into, renew, modify or revoke Section 106 Agreements in respect of proposed developments which fall within the scope of the Planning Area Sub Committee to determine unless in the opinion of the Corporate Director Economy and Place or the Assistant Director (Planning and Public Protection) it constitutes a minor modification.

The modification and revocation of planning permissions and other related consents which fall within the scope of the Planning Area Sub Committee to determine

**Membership of Committees, Working Groups and
Outside Bodies 2018-19**

Customer & Corporate Services Scrutiny Management Committee

1. Cllr Douglas to replace Cllr Brooks on this committee.

Children, Education & Communities Policy & Scrutiny Committee

2. Cllr Douglas to replace Cllr Brooks on this committee.

Economy & Place Policy Development Committee

3. Cllr Rawlings to replace Cllr Richardson on this committee.

Community First Yorkshire

4. Cllr Brooks to replace Cllr Douglas.

Local Government York North Yorkshire & East Riding Housing
Board

5. Cllr Brooks to replace Cllr Douglas on this board.

York, North Yorkshire and East Riding Strategic Housing
Partnership

6. Cllr Brooks to replace Cllr Douglas on the partnership.

Safer York Partnership

7. Cllr Brooks to replace Cllr Douglas.

West Yorkshire Combined Authority - Overview and Scrutiny
Committee

8. Cllr Douglas to replace Cllr Brooks on this committee.

West Yorkshire Combined Authority Advisory Committee- Place Panel

9. Cllr Brooks to replace Cllr Douglas on this Panel

Economy & Place Policy Development Committee

10. Cllr Flinders to be appointed as the labour substitute on this committee.

Corporate Appeals Panel

11. Cllr Looker to be appointed onto the Corporate Appeals Panel.