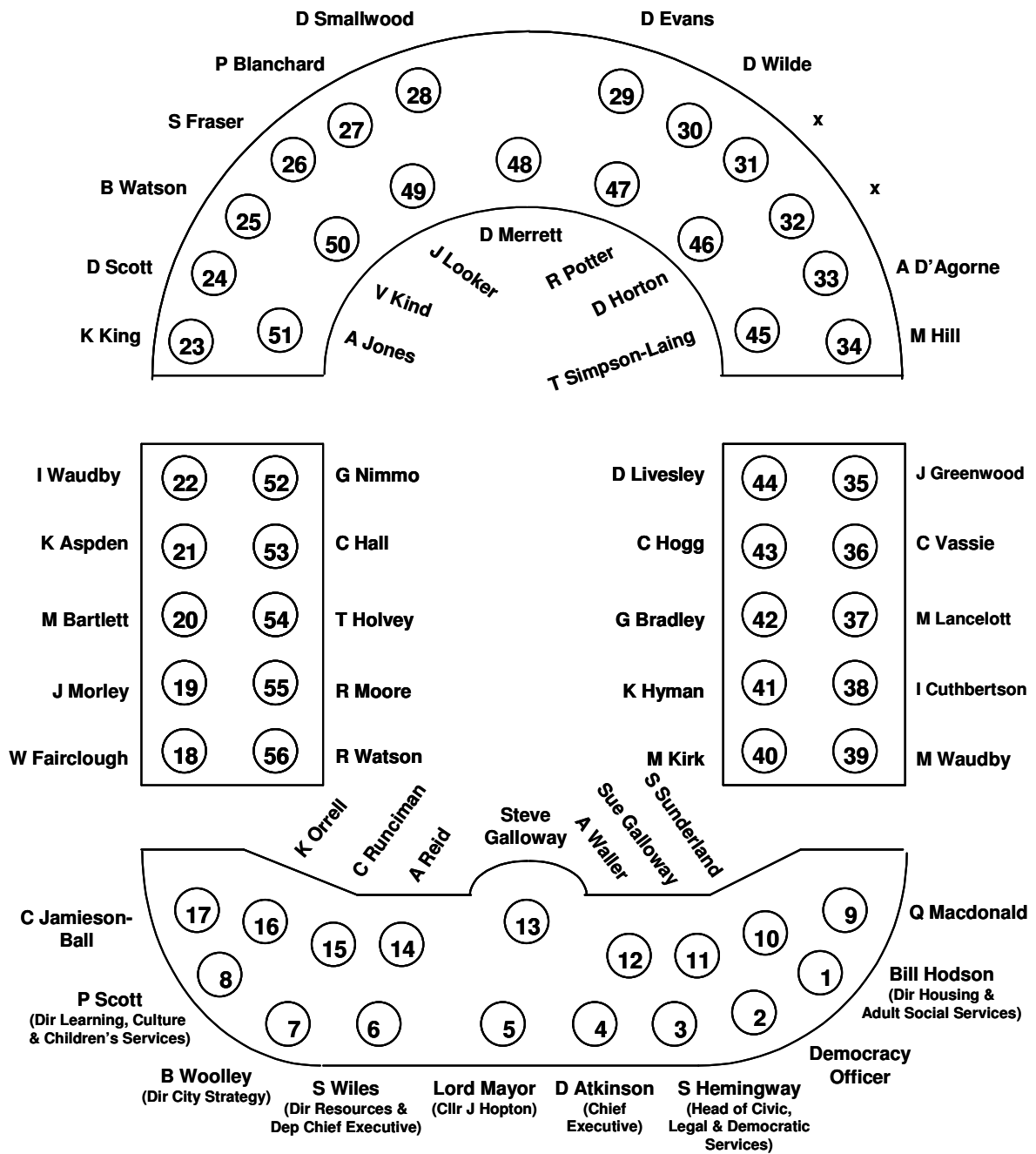


CITY OF YORK COUNCIL SUMMONS

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 , to consider the business contained in this agenda on the following date and time

Thursday, 30 November 2006 at 6.35 pm

COUNCIL CHAMBER PLAN



A G E N D A

1. Declarations of Interest

At this point Members are asked to declare any personal or prejudicial interests they may have in the business on this agenda.

2. Minutes (Pages 1 - 22)

To approve and sign the minutes of the Council meeting held on 5 October 2006.

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 members of the public who have registered their wish to speak regarding an item on the agenda or an issue within the Panel's remit can do so. Anyone who wishes to register or requires further information is requested to contact the Democracy Officer on the contact details listed at the foot of this agenda. The deadline for registering is **10:00 am on Wednesday, 29th November 2006.**

5. Petitions

To consider any petitions received from Members in accordance with Standing Order No. 7, including the following, of which notice has been received:

- A petition from residents of Wigginton, calling for a crossing and traffic safety measures on Mill Lane, Wigginton. To be presented by Cllr Hogg.

6. Notices of Motion

To consider the following motions under Standing Order 11:

(i) From Cllr Potter:

“Council requests that the Director of Neighbourhood Services urgently ensures that terraced areas of the City receive a recycling service that is equitable with the rest of the City and that larger refuse bins are provided for families with younger children.”

(ii) From Cllr Evans:

“Council notes with concern Active York’s research which shows that, following the closure of the Barbican Centre, York is now short of approximately twelve 25m lanes of pool space, has an under-supply of indoor sports hall space equal to approximately 24 badminton courts and by 2015 will be short of 64 mini soccer pitches, 17 junior soccer pitches and 19 junior rugby pitches. Council asks Officers to take immediate steps to identify ways to tackle this shortfall.”

(iii) From Cllr Steve Galloway:

“Council believes that the Local Government White Paper ‘Strong and Prosperous Communities’ is a missed opportunity. In particular Council regrets that the White Paper:

- Does not introduce a fair voting system for local government;
- Does not propose the abolition of the Council Tax and the introduction of a fair tax based on the ability to pay;
- Remains silent on returning Business Rates to local control, essential if local democracy is to have the freedom of action to deliver for the community;
- Makes no proposals to return to local authorities those powers and budgets previously transferred to central government and quangos;
- Refers to expanded roles for local authorities to scrutinise, but indicates no resources for this;
- Removes the obligation for a referendum on any introduction of a directly-elected mayor, and instead seeks to ignore public opinion by allowing them to be

introduced by resolution of council.

Council welcomes the intention to revise the Code of Conduct produced by the Standards Board for England and to restore the right of a ward councillor to defend their local community on planning and licensing applications, but regrets the lack of a timetable for when these proposals will be introduced.

Council notes that local councils will be able to select the electoral cycle for their community.

Council instructs the Chief Executive to write to the Secretary of State expressing its disappointment at the lack of devolution of powers, funding and responsibilities to local government.”

(iv) From Cllr Kirk:

“Council notes:

- That over the last two decades, post offices have been closing at a rate of over 300 per year;
- That 283 post offices have closed in Yorkshire & Humberside since 2001. Recent Post Offices closures in the City of York area include Rufforth, Nether Poppleton, Elvington, Eastholme Drive, Holgate, Gale Lane, Boroughbridge Road, Fishergate, Clarence Street, Bishopthorpe Road and Albemarle Road;
- That following the completion of the Urban Renewal Scheme, there is no longer a commitment to prevent avoidable closures of post offices in urban deprived areas where there is no alternative within half a mile;
- That Postcomm’s 2005 Annual Report states that nine out of ten rural post offices cannot be maintained on purely a commercial basis;
- That the Post Office withdrew the Pension and Benefit payment books and replaced them with the “Post Office Card Account and direct payment into banks”;
- That the Post Office Card Account, used by 4.5 million pensioners and benefit recipients nationally, will not be used for pension and benefit payments from 2010;
- That the £150 million subsidy for rural post offices is due to end in 2008 with no commitment yet to extend

it.

Council believes:

- That sub-post offices are the lifeblood of communities in rural, suburban and urban areas;
- That the most vulnerable residents in the City of York are amongst those most affected by the Post Office's withdrawal the Post Office Card Account – the over-65s, disabled people, carers, unemployed people, and those without a car who find it difficult to use public transport.

Council calls for:

- The Government to take action to protect the post office network;
- The Government to reverse its decision to discontinue using the Post Office card account from 2010;
- The Government to announce immediately that it will continue the subsidy for rural post offices;
- The Chief Executive of City of York Council to send a copy of this motion to the Secretary of State for Trade and Industry.”

(v) From Cllr Waller:

“Council regrets the government's poor record in tackling CO2 emissions and its failure to take positive action on climate change.

Council calls upon the government to;

1. Make sufficient investment in energy conservation, public transport, and renewable energy to meet the Kyoto Targets;
2. Sign up to annual targets for CO2 emissions as a matter of urgency;
3. Make sufficient investment in national assets to defend against the consequences of climate change.”

7. Report of Executive Leader and Executive Recommendations (Pages 23 - 36)

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

Committee	Date	Recommendations
Executive	21 November 2006	a) Minute 7 - Gambling Act 2005 – Statement of Licensing Policy b) Minute 8 - Local Development Framework: Statement of Community Involvement

[Note: The draft Statement of Licensing Policy and the draft Statement of Community Involvement are available to view on the Council's website at <http://democracy.york.gov.uk/ieListDocuments.asp?CId=331&MId=1727&Ver=4>

Copies have also been placed in the Members' Library.]

8. Report of Executive Member (Pages 37 - 40)

To receive a written report from the Executive Member for Leisure and Culture and to question the Executive Member thereon, provided any such questions are registered in accordance with the timescales and procedures set out in Standing Order 8(2)(a).

9. Questions to the Executive Leader and Executive Members received under Standing Order 10(c)

To deal with the following questions to the Executive Leader or other Executive Members, in accordance with Standing Order 10(a):

(i) To the Executive Member for Neighbourhood Services, from Cllr Hill:

“Can the Executive Member provide me with a figure for the number of bicycles crushed and disposed of as scrap metal or landfill in the city, in the period since the practice of allowing the public to recover materials from household waste sites was disallowed at the start of the Lib Dems' tenure as Council Executive?”

(ii) To the Executive Member for Neighbourhood Services, from Cllr Hill:

“Can the Executive Member provide me with a figure for the number of bikes that have been salvaged and reused, either by the Council, members of the public or by bicycle reuse organisations such as "Re-Cycle", during this period?”

(iii) To the Executive Member for Neighbourhood Services, from Cllr Potter:

“Would the Executive Member confirm how many times cameras have been deployed to investigate early presentation of refuse bins / bags and fly tipping, and how much the Council has paid for cameras and whether any useful evidence has been gathered that could lead to a prosecution?”

(iv) To the Executive Member for Neighbourhood Services, from Cllr Greenwood:

“Can the Executive Member comment on the current performance in removing graffiti and abandoned cars?”

(v) To the Executive Member for City Strategy, from Cllr Simpson-Laing:

“Will the Executive Member explain why there are continuing problems with reliability of the 'ftr' service and timing, given the concept was meant to overcome boarding

delays, and can she confirm whether an additional bus has been added into the 'ftr' service schedules?"

(vi) To the Executive Member for City Strategy, from Cllr Simpson-Laing:

"Can the Executive Member confirm how many existing residential streets have been adopted since 2003, and how many have been requested for adoption by residents?"

(vii) To the Executive Member for City Strategy, from Cllr Moore:

"Would the Executive Member comment on the outcome of the tendering exercise for the current year highways maintenance contract?"

(viii) To the Executive Member for Resources, from Cllr Looker:

"Would the Executive Member explain when the need to alter the Barbican 106 agreement was identified, who was involved in making that decision and why there was a substantial delay in submitting the formal proposal to Planning?"

(ix) To the Executive Member for Leisure and Culture, from Cllr Evans:

"Can the Executive Member explain what kind and level of community use is being made of the three PFI school facilities now that they have opened, as was intended under the original proposals?"

(x) To the Executive Member for Adult Social Services, from Cllr Fraser:

"Will the Executive Member detail how many 'Home Care' packages are being offered this financial year compared with last?"

(xi) To the Executive Member for Adult Social Services, from Cllr Livesley:

"When does the Executive Member anticipate that Windsor House will be open?"

(xii) To the Executive Member for Children's Services, from

Cllr Bradley:

“Would the Executive Member inform Council of the result of the Annual Performance Assessment and highlight some of the comments it contains?”

(xiii) To the Executive Member for Social Inclusion and Youth, from Cllr Aspden:

“Will the Executive Member confirm the uptake of School’s Out over the past few years?”

(xiv) To the Executive Member for Housing, from Cllr Hyman:

“Can the Executive Member confirm how many tenants have benefited from Choice Based Lettings?”

(xv) To the Executive Member for Corporate Services, from Cllr Moore:

“Could the Executive Member confirm how current Council Tax collection rates compare with previous years?”

10. Recommendations from the Licensing Act 2003 Committee (Pages 41 - 44)

To consider the following recommendations for approval from the Licensing Act 2003 Committee:

Committee	Date	Recommendations
Licensing Act 2003 Committee	3 November 2006	Minute 12 – Gambling Policy <i>[Note: Members will be asked to consider Recommendations (ii) and (iii) only, as Recommendation (i) will already have been dealt with via the Executive recommendations under agenda item 7]</i>

11. Scrutiny - Report of the Chair of SMC (Pages 45 - 46)

To receive a written report from Cllr Kirk, the Chair of the Scrutiny Management Committee (SMC) on the work of the SMC.

12. Activities of Outside Bodies

Minutes of the following meetings of outside bodies, received since the last meeting of Council, have been made available for Members to view on the Council's website, at:

<http://democracy.york.gov.uk/mgListOutsideBodies.asp?bcr=1>

Copies may also be obtained by contacting Democracy Support Group at the Guildhall, York (Tel. 01904 551088).

- Regional Transport Board Meeting (draft minutes 22 September)
- Yorkshire & Humber Assembly (summary notes of meeting 16 November)
- North Yorkshire Police Authority (minutes of meeting 31 July)
- Safer York Partnership Board (minutes of meeting 11 October)
- Pension Fund Committee (minutes of meeting on 22 September)

Members are invited to put any questions to the Council's representatives on any of the above bodies, in accordance with Standing Order 10(b).

13. Appointments and Changes to Membership (Pages 47 - 48)

To consider the appointments and changes to the membership of committees and outside bodies set out on the list attached to this summons.

14. Urgent Business

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

Principal Democracy Officer:

Name: Fiona Young

Contact details:

- Telephone – (01904) 551024
- E-mail – fiona.young@york.gov.uk

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

- Registering to speak
- Business of the meeting
- Any special arrangements
- Copies of reports

Contact details are set out above.