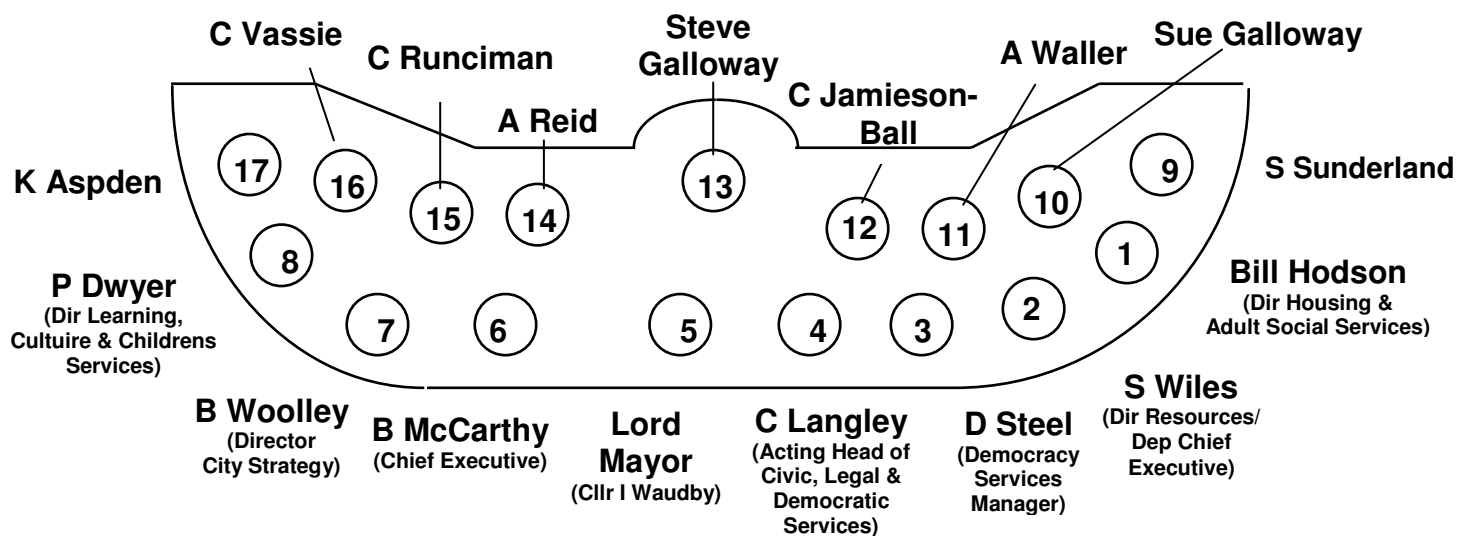
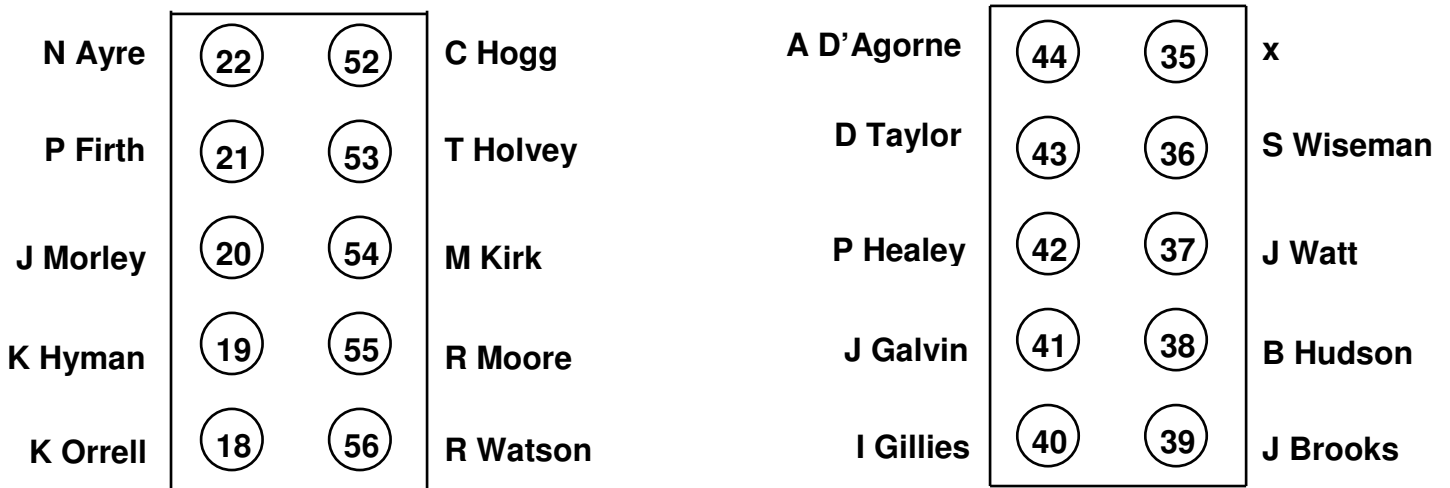
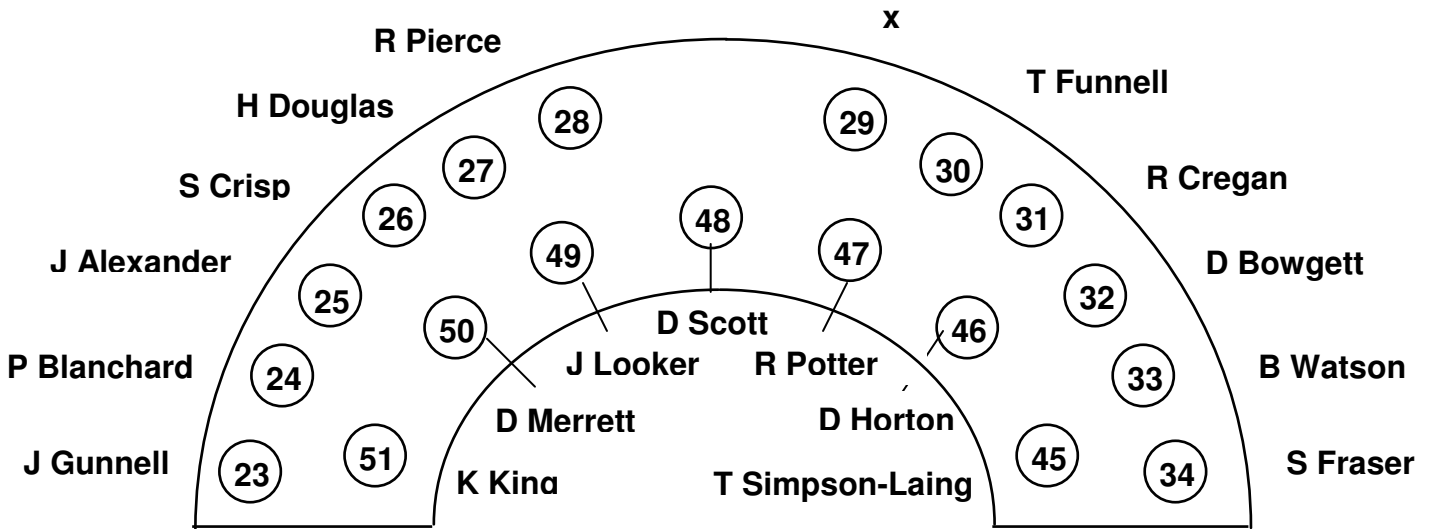


CITY OF YORK COUNCIL SUMMONS

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

Thursday, 10 April 2008 at 6.30 pm

COUNCIL CHAMBER



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 - 42)

To approve and sign the minutes of the Ordinary meeting of Council held on 24 January 2008 and the Budget Council meeting held on 21 February 2008.

3. Civic Announcements

To receive any announcements made by the Lord Mayor in respect of Civic business.

4. Public Participation

It is at this point in the meeting that members of the public who have registered their wish to speak regarding an item on the agenda or an issue within the remit of Council may do so. Anyone who wishes to register, or requires further information, is requested to contact the Democracy Officer for this meeting. Contact details are listed at the foot of this agenda. The deadline for registering is **5:00pm on Wednesday, 9 April 2008**.

5. Petitions

To consider any petitions received from Members in accordance with Standing Order No.7. To date, notice has been received of petitions to be presented by:

- (i) Cllr Potter, on behalf of residents asking the Council to aim for a 'plastic bag free City of York' and calling on the Government to ban single use plastic bags.
- (ii) Cllr D'Agorne, on behalf of residents calling for a 20 mph zone in certain streets in Fishergate Ward.

6. Notices of Motion (Pages 43 - 72)

To consider the following Notices of Motion under Standing Order 11:

A – Motions referred from the Executive in accordance with Standing Order 11(a)(i)

(i) From Cllr Fraser:

“The Council is concerned that whilst businesses in the inner core of the City Centre are thriving, some of the City Centre peripheral streets such as Goodramgate, Micklegate and to a lesser extent Fossgate, were not perceived as benefiting from this prosperity and are, in some cases, taking on a somewhat “run down” look. Further, Council notes that a review of the Council’s footstreets scheme is currently under way and determines that regard should be had to this issue, in the conduct of that review. Finally, Council resolves to allocate adequate resources, including Officer time, to research this problem, and to develop an Action Plan, to include an economic regeneration strategy, to address this issue and to encourage a culture of vibrancy and prosperity, in these streets.”

Note: the above Notice of Motion was referred to Executive by Council on 4 October 2007, for consideration with an Officer report under Standing Order 11(a)(ii)(b), and referred back to Council by the Executive on 26 February 2008. The Executive recommendations and the Officer report are attached at pages 43-55.

(ii) From Cllr Potter:

“Bearing in mind that older people in York account for 19.4% (35,185) of the population compared with 13.6% nationally, the Older People's Assembly welcomes the recent World Health Organisation Guidance on building age-friendly cities. It invites the Council to support the adoption in York of the following key features in the Guidance in order to bring about significant improvements to the lives of older people locally:

1. A civic culture that respects and includes older people.
2. A Council that regularly seeks the views of older people and reflects their opinions in policy

- developments
3. Well - maintained and well - lit pavements.
 4. Improved repair and renewal of uneven pavements, and visible enforcement of litter laws.
 5. Increased attention to gully and drain cleansing and treatment of footpaths in icy weather.
 6. Public buildings that are fully accessible to people with disabilities.
 7. Improved bus travel with the use of smaller vehicles for routes off the main roads. Ensuring all bus drivers are more passenger focused and wait for older people to be seated before starting off.
 8. Housing integrated in the community that accommodates changing needs and abilities, as people grow older.
 9. Friendly and personalised information in plain language instead of automated answering services.
 10. Sufficient and well signed public toilets that are clean, secure and accessible by people with disabilities.
 11. Sufficient public seating that is well situated, well maintained, and safe.
 12. Encouraging commercial premises to make their toilets available to the general public.”

Note: The above Notice of Motion was referred to Council by the Executive on 29/1/08. The Executive recommendations and the report to Executive are attached at pages 57-65.

(iii) From Cllr Scott:

“Council believes that residents should have the ability to influence the local provision of services. It recognises the importance of Neighbourhood Management and the need to link the Local Strategic Partnership and Local Area Agreement to neighbourhood initiatives rather than imposing decisions from the top. By listening to the local community, services are made more responsive whilst at the same time promoting democracy and participation.

Council proposes an approach to community leadership

and neighbourhood management that recognises the key role that local councillors have to play in leading and inspiring communities to take pride in improvements that are driven by residents themselves. Current thinking demands that local councils step back from the traditional role of service provider and instead provide increasingly localised services that don't assume ownership by the Council but whose development has been shaped by local residents. It recognises that one size doesn't necessarily fit all. We believe that this Council must drive service improvement by empowering, building confidence and supporting residents. This will increase democratic participation.

Council requests the Executive to report back to Council on:

- 1) the possibilities for increasing localisation and devolvement of services to the community level:
- 2) progress with Neighbourhood Charters or Action Plans;
- 3) citywide consultation at household level, engagement and reporting provisions needed to ensure ward level delivery meets local expectations, and:
- 4) the extension of participatory budgeting and partnership delivery models.”

Note: The above Notice of Motion was referred to Council by the Executive on 26 February 2008. The Executive recommendations are attached at pages 67-71. Cllr Scott has given notice that he will seek to withdraw this motion, with Council's consent, at the meeting and substitute the motion on web-casting listed as no. (vi) under B below.

B – Motions submitted for consideration directly by Council, in accordance with Standing Orders 11(a)(ii)

(iv) From Cllr Ayre:

“Council notes:

- 1) the increase in Landfill Tax from “24 per tonne to £32 per tonne from 1st April 2008;

- 2) that when the Landfill Tax was established in 1996 it was stated that it would not be a net revenue raiser by HM Treasury;
- 3) that despite protests from councils of all political persuasions as co-ordinated by the Local Government Association (LGA) still no commitment has been made by central government to return the increased revenues to local government to assist with the provision of improved recycling services;
- 4) that revenues which could be utilised to boost still further the York recycling rate, through additional kerbside collections and improvements in the range of materials collected, will otherwise be lost from this local authority.

Council requests that the Chief Executive writes to the Secretary of State for Environment, Food and Rural Affairs, and to the four MPs for the City of York Council area stating the above concerns of this Council.”

(v) From Cllr Galvin:

“This Council instructs the appropriate officer to open discussion with the Post Office on the possibility of the Council taking over the running of the Fulford, Haxby Road, Micklegate and Clifton Green Post Offices and in so doing safeguard these valuable community assets. A report on the discussions to be brought back to the next Ordinary meeting of full Council. Furthermore, this Council expresses its dismay at our Labour Member of Parliament for failing to support the retention of Post Offices in the recent Commons debate.”

(vi) From Cllr Scott:

“Council notes the increasing use of technology by public institutions to communicate with the public. Such developments can be evidenced in every public sector organisation in the country. Mainstream political parties have taken advantage of new forms of communication such as YouTube and MySpace websites, as well as social networking websites such as Facebook and Bebo.

Council believes that technological developments in the

public sector should not be limited to exercises such as consultations and voter registrations. The public should be given every opportunity to engage with the decision-making process and, more specifically, meetings of Full Council. This could open up the decision-making process to a whole new section of the local population, making it more inclusive and transparent. Not only will this enable the public to witness elected Members debating local issues, it could also prompt better communication between councillor and constituent, strengthening local democracy.

To this end, Council requests that:

- 1) Officers prepare a report on the feasibility of web-casting meetings of Full Council, as well as other Council meetings. The report should consider:
 - The various options, from contracting outside services to providing services 'in house'.
 - The cost effectiveness of such an exercise, based on overall cost against numbers likely to view web-casts from outside City of York Council.
 - The feasibility of recordings being placed on the Council's website and other hosting websites.
- 2) Officers present this report to the Executive not later than 17 June, in order that the issue can be referred to the 30 June meeting of Full Council."

(viii) From Cllr Firth:

"Council notes:

- 1) There is a major concern from the armed forces, local residents and the country as a whole, that the covenant between the armed forces and the government has been systematically destroyed over recent years, resulting in over-commitment of our limited forces, inadequate equipment and a total lack of quality, specialist medical care for servicemen.
- 2) York has a long-standing and important affiliation with the army and is currently home to a large number of Gurkha soldiers and their families. The recent decision to stop retired Gurkha servicemen from remaining in the UK and receiving desperately needed medical treatment is a disgrace and should

be rescinded.

Council requests that the Chief Executive writes to the Secretary of State for Defence, and to the four MPs for the City of York Council area to request that the government affirms its commitment to the covenant with the armed forces, and to call for an end to the immoral and divisive treatment currently suffered by retired Gurkha soldiers.”

7. Report of Executive Leader and Executive Recommendations (Pages 73 - 106)

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:

Meeting	Date	Recommendations
Executive	8 April 2008	Review of Council’s Constitution (<i>Report attached at pages 81-106. Recommendations of Executive to follow</i>)

8. Report of Executive Member (Pages 107 - 112)

To receive a written report from the Executive Member for Corporate Services 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).

To date, notice has been received of the following questions:

- (i) From Cllr Holvey:
“Could the Executive Member provide more information on the turnaround time for processing new benefits claims?”
- (ii) From Cllr R Watson:
“How has the York Contact Centre improved the services it provides over the last year?”

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 and / or other Executive Members, in accordance with Standing Order 10(a):

- (i) To the Executive Leader, from Cllr Pierce:
“At its meeting of 29 November, the Council approved nem con a notice of motion calling for the setting up of a task force to make proposals for practical steps to tackle the impact on longer term residents of students living in rented housing outside their campuses. The notice of motion also called for Council to join other university cities via the LGA to lobby central government to introduce new controls to enable councils to exercise control over changes of use from family housing to student lets through changes to planning or other legislation.
In three months’ time, dandelion seeds will be blowing in the wind over Badger Hill from the overgrown gardens of vacated student houses in the summertime ghost streets. What progress has the Council make with these initiatives in the full three months since its November meeting?”
- (ii) To the Executive Leader, from Cllr Moore:
“Would the Leader confirm when the new factory at Nestle will be officially opened?”
- (iii) To the Executive Member for City Strategy, from Cllr Simpson-Laing:
“Can the Executive Member explain what lessons have been learned from choosing the Salvation Army Citadel as the venue for the first week of issuing tokens and bus passes and will she ensure that the venue is not used for such an event in future?”
- (iv) To the Executive Member for City Strategy, from Cllr Simpson-Laing:
“Would the Executive Member for City Strategy explain what action Officers are taking to ensure that correct timetable information is provided at all bus stops and at those locations identified by the Council as information points following the closure of the Bus Information Office?”

- (v) To the Executive Member for City Strategy, from Cllr Merrett:
“Would the Executive Member for City Strategy indicate the numbers of children being trained to cycle each year over the last five years, and the forward projections?”
- (vi) To the Executive Member for City Strategy, from Cllr Horton:
“What is the Anticipated Final Cost (AFC) for the Moor Lane roundabout works split into CYC contribution and others?”
- (vii) To the Executive Member for City Strategy, from Cllr Simpson-Laing:
“Can the Executive Member for City Strategy explain why there has been slow progress in bringing forward York's Local List ?”
- (viii) To the Executive Member for City Strategy, from Cllr D’Agorne:
“Will the Executive Member please outline the timescales for City of York Council to respond to the outcome of the Highways PFI bid and work up an alternative strategy to address the backlog of outstanding maintenance work?”
- (ix) To the Executive Member for City Strategy, from Cllr D’Agorne:
“In the light of approval for Regional Funding for all three Park & Ride proposals, can the Executive Member outline the process for determining which other schemes will be cut from LTP2 over the next 3 years to provide the required 30% matched funding for these schemes?”
- (x) To the Executive Member for City Strategy, from Cllr D’Agorne:
“Can the Executive Member provide a report on progress towards achieving the air quality objectives within York’s Air Quality Management Area and what work will now be undertaken to review demand management options to address growing traffic associated with new developments such as Hungate and the Foss Basin retail developments?”

- (xi) To the Executive Member for City Strategy, from Cllr Hyman
“Can the Executive Member inform Council of the outcome of the Access York bid to the Regional Transport Board?”
- (xii) To the Executive Member for Children’s Services, from Cllr Bowgett:
“I would like to ask the Executive Member for Children’s Services, Cllr Carol Runciman, if she has seen the film ‘Live Now, Drive Later’ and, if so, if she will recommend that this film be shown to all children over the age of 14 in York schools?”
- (xiii) To the Executive Member for Children’s Services, from Cllr Hogg:
“Will the Executive Member give an update on the opening of the new Children’s Centres around the City and let Council know what services for families it is planned to offer in them?”
- (xiv) To the Executive Member for Leisure and Culture, from Cllr B Watson:
“In view of his article in ‘The Councillor’ publication, would the Executive Member like to inform the Council when he envisages his term of office to expire?”
- (xv) To the Executive Member for Housing Services, from Cllr Potter:
“Will the Executive Member explain to Council why Residents Associations have not yet received a clear set of arrangements for on-going provision of skips or the proposed replacement for 2008/09 and why this situation has been going on for at least a year?”
- (xvi) To the Executive Member for Adult Social Services, from Cllr Hogg:
“What progress, if any, has been made with the North Yorkshire & York PCT on the Long Term Commissioning Strategy for Older People’s Services?”

(xvii) To the Executive Member for Neighbourhood Services, from Cllr Orrell:

“Could the Executive Member give an update on the Cold Calling Control Zones in the City, and share any information that has been obtained on the review of the success of the programme?”

(xviii) To the Executive Member for Youth and Social Inclusion, from Cllr Ayre:

“Would the Executive Member report on the progress towards the Young People’s Services for York?”

10. Standards Committee (Pages 113 - 122)

a) Annual Report

To receive the Annual Report of the Standards Committee for the Municipal Year 2007/08, which was approved by the Committee at its meeting on 14 March 2008.

b) Standards Committee – Recommendations in respect of Members’ Allowances Scheme.

To consider a report which sets out a recommendation made by the Standards Committee at its meeting on 14 March 2008 in respect of an alteration to the Members’ Allowances Scheme. The report is at pages 117-122.

11. Scrutiny - Report of the Chair of the Scrutiny Management Committee (Pages 123 - 124)

To receive a report from Councillor Galvin, 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 via the Council’s website at:

<http://sql003.york.gov.uk/mgListOutsideBodies.asp?bcr=1>

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

- Association of North Yorkshire Councils – meeting on 14/1/08

- Yorkshire & Humber Assembly – meeting on 7/2/08
- North Yorkshire Fire & Rescue Authority – meeting on 10/12/07
- Regional Transport Forum – meeting on 5/3/08
- Pension Fund Sub-Committee – meetings on 14/11/07 and 7/12/07

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

13. Appointments and Changes to Membership (Pages 125 - 126)

To consider the appointments and changes to 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.

Democracy Officer for this meeting:

Name: Fiona Young

Contact details:

- Telephone – (01904) 551027
- E-mail – fiona.young@york.gov.uk

For more information about any of the following please contact the Democracy Officer responsible for servicing this meeting:

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

Contact details are set out above.