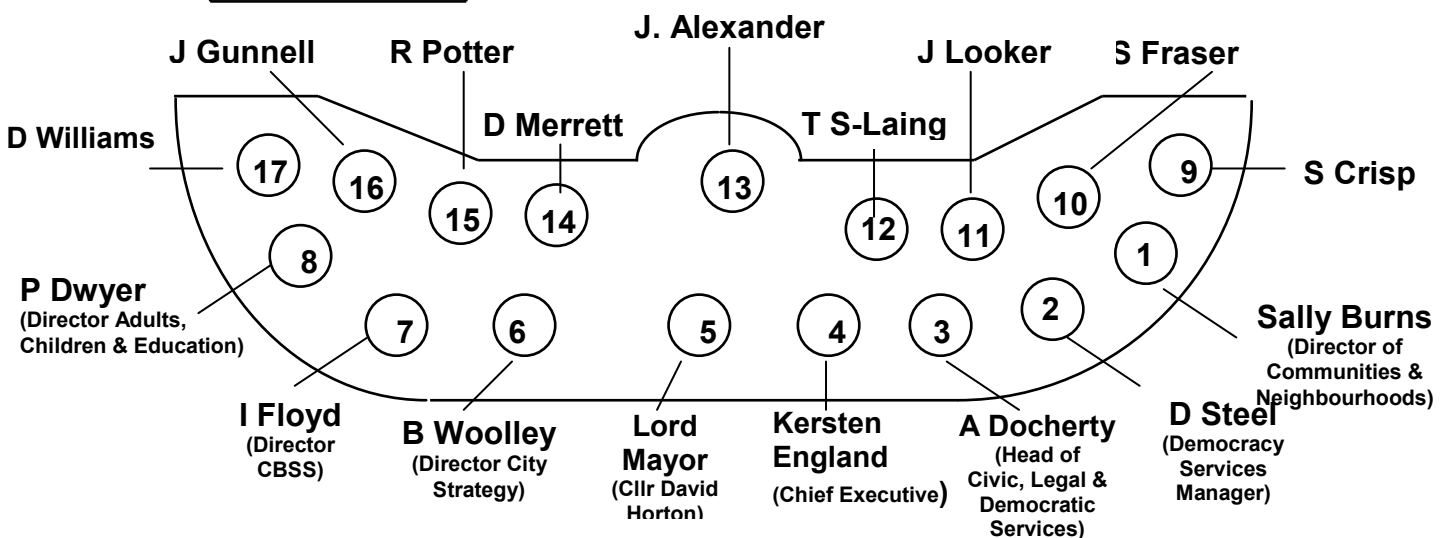
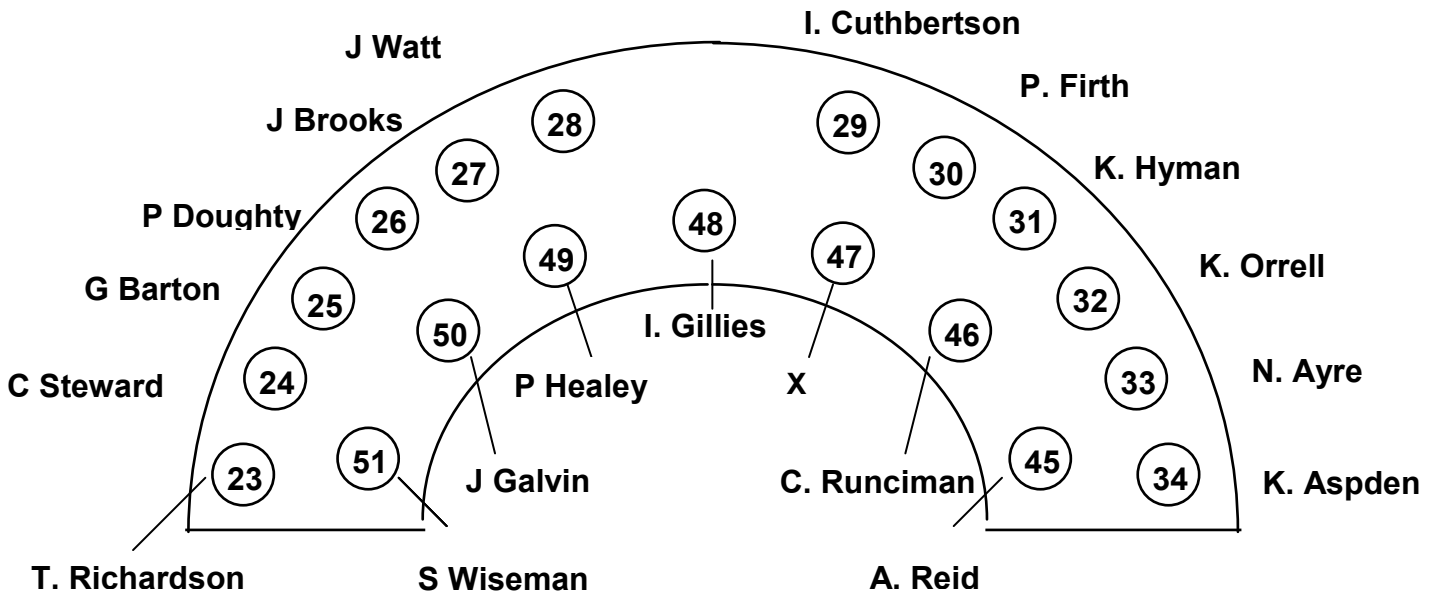


CITY OF YORK COUNCIL SUMMONS

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, 6 October 2011 at 6.40 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 Council meeting held on 30 June 2011 and the Extraordinary Council meeting held on 4 August 2011.

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, 5 October 2011**.

5. Petitions

To consider any petitions received from Members in accordance with Standing Order No.7.

6. Report of Cabinet Leader and Cabinet Recommendations
(Pages 43 - 82)

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

Meeting	Date	Recommendations
Cabinet	19 July 2011	(Part A) Minute 14: <i>Taking Forward the 2011/12 Budget Priorities</i> <u>Note:</u> this item relates to the draft Council Plan, a copy of which has been made available on-line, with

printed copies circulated separately to Members. A report containing recommendations in respect of the draft Plan is attached to the minute.

(Part B) Minute 26: *Capital Programme Out-turn 2010/11 and Revisions to the 2011/12-2015/16 Programme*

Cabinet	6 September 2011	Minute 40: <i>Capital Programme – Monitor One</i>
Cabinet	4 October 2011	Minute 53: <i>Response to Draft National Planning Policy Framework</i>

Note: the above minute, together with the draft response to consultation on the NPPF incorporating the amendments recommended by Cabinet, was published with this agenda on 5 October 2011.

7. Recommendations of the Audit & Governance Committee (Pages 83 - 84)

To consider the following recommendations for approval from the Audit & Governance Committee:

Date of Meeting	Recommendations
26 July 2011	Minute 21: <i>Constitutional Changes</i>

8. Scrutiny - Annual Report (Pages 85 - 94)

To receive the Annual Report of the Scrutiny Management

Committee.

9. Report of Cabinet Member (Pages 95 - 104)

To receive a written report from the Cabinet Member for Education, Children & Young People's Services and to question the Cabinet Member thereon, provided any such questions are registered in accordance with the timescales and procedures set out in Standing Order 8.2.1.

10. 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):

- NHS Foundation Trust – meeting on 23 March 2011
- North Yorkshire Police Authority – meeting on 25 March 2011
- Safer York Partnership – minutes of meeting on 23 May 2011
- Quality Bus Partnership – meeting on 9 June 2011
- York & North Yorkshire Waste Partnership – meeting 30 June 2011
- North Yorkshire Fire & Rescue Authority – meeting on 25 July 2011

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

11. Appointments and Changes to Membership (Pages 105 - 106)

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

12. Notices of Motion

To consider the following Notices of Motion under Standing Order 12 submitted directly to Council:

(i) From Cllr Riches

“Council notes:

- That health funding rose dramatically during 13 years of Labour Government resulting in improved care, treatment and investment in new hospitals;
- The Conservative-Liberal Democrat Government’s promise not to pursue expensive top-down reorganisations of the NHS, and its subsequent planned £2bn top-down reorganisation of the NHS, through the Health and Social Care Bill;
- York District Hospital needing to implement £12-£14m of cuts over the three years 2011-14, and for it to deliver existing services with 5-6% less funding, despite the Government’s commitment to real terms NHS funding increases.

Council expresses dissatisfaction at:

- The removal of the requirement in the above Bill for the Secretary of State for Health to provide a National Health Service;
- The Bill not providing the City’s new Health and Wellbeing Board with the power to ‘sign off’ changes to local health service provision, resulting in an absence of local democratic accountability that the Government claimed to support.

Council requests that the Chief Executive writes to Andrew Lansley, Secretary of State for Health, urging him to scrap the Health and Social Care Bill and to undertake meaningful consultation on the future of Health and Social Care, and also to write to the City’s MPs requesting their support for this course of action.”

(ii) From Cllr Wiseman

“In order to further CYC’s encouragement of energy conservation and the benefits of renewable energy, the Council requests that

officers formulate a policy relating to the installation of photovoltaic panels on roof tops, to assist in particular with the consideration of applications on listed buildings and in conservation areas.”

(iii) From Cllr Aspden

Council welcomes the desire of the Government to make planning policy more acceptable by simplifying the National Planning Policy Framework. However, Council is concerned that the proposals undermine the ability of local communities, including Parish Councils, to protect their local areas from inappropriate development.

Council is especially concerned that changes will combine with the recent decision by the Labour Administration to allocate land in the green belt for development as part of the LDF to create a situation whereby developers will feel encouraged to push for additional green belt land to be released.

“Council therefore resolves to write to the City’s MPs asking them to work towards changes to the framework to ensure protection of the green belt to strengthen the ability of Local Authorities to ensure that development is appropriate and in keeping with the surrounding area.”

(iv) From Cllr Williams

“Council notes recent riots in different cities in England and the Conservative / Liberal Democrat Government's proposed cuts to the police service which will lead to 200 fewer police officers on the streets of York and North Yorkshire.

At a time of Government cuts to the police service, Council believes it is wrong to introduce police commissioners at a cost of £100 million and more as a result of a Government decision to waste money on 42 elected politicians being paid over £120,000 a year. Also, the decision to move the police commissioner election from May to November for purely party political purposes will lead to an additional £25m cost to the taxpayer.

Council requests the Chief Executive to write to the Home

Secretary, Theresa May, to urge her to reconsider the introduction of police commissioners at a time of impending cuts to the police service. Citizens in York would prefer to keep police officers on the streets rather than pay for elected politicians to be police commissioners.”

(v) From Cllr D’Agorne

“This Council calls on the Cabinet to reinstate the positions of member champion for older people, young people, and heritage. In addition, the cycle champion role should be replaced with a ‘green travel’ champion who will promote sustainable and active travel to include walking, cycling and public transport.

This Council also resolves to amend the Council’s constitution so as to ensure that council publicity can feature champions acting in furtherance of their roles.”

13. Questions to the Cabinet Leader and Cabinet Members received under Standing Order 11

To deal with the following questions to the Cabinet Leader and / or other Cabinet Members, in accordance with Standing Order 11.3(a):

(i) To the Cabinet Leader from Cllr Firth

“Can the Cabinet Leader say whether the Council’s debt position for 2011/12 has increased or decreased since he became Leader?”

(ii) To the Cabinet Member for Corporate Services from Cllr Wiseman:

“What is the cost to the Council tax payers of York for the staffing and funding of Union Officers?”

(iii) To the Cabinet Member for Corporate Services from Cllr Galvin:

“Given that the Council has to make cuts and reduce staffing levels, can the Cabinet Member for Corporate Services justify spending Council Tax Payers money on the transfer of two experienced Planning Enforcement Officers to act as Union Representatives whilst still being employed by the Council?”

- (iv) To the Cabinet Member for Corporate Services from Cllr Cuthbertson
“How many Freedom of Information requests were received regarding the sale of Union Terrace Car and Coach park? On what dates were they received and how many have not yet been responded to?”
- (v) To the Cabinet Member for Corporate Services from Cllr Firth
“Can the Cabinet Member say how many businesses she met with at the recent meet the buyer event?”
- (vi) To the Cabinet Member for City Strategy from Cllr Aspden
“Given the recent results of the Fulfordgate residents parking ballot and parking issues associated with the University, will the Cabinet Member commission a report into the interrelated parking issues for the Heslington Lane area of Fulford before the end of the year?”
- (vii) To the Cabinet Member for City Strategy from Cllr Hyman
“Can the Cabinet Member say what steps he intends to take to increase the number of companies that allow the use of Taxi Cards?”
- (viii) To the Cabinet Member for City Strategy from Cllr Cuthbertson
“Given the reports of conflict between vehicles and cycles caused by the layout of the new style speed cushions outside Joseph Rowntree School, can the Cabinet Member say if he intends to allow the cushions to continue to be used in groups of three elsewhere in the City?”
- (ix) To the Cabinet Member for City Strategy from Cllr Aspden
“Can the Cabinet Member say when he expects the petition from residents regarding road safety on Selby Road, Fulford to be considered at a Decision Session?”
- (x) To the Cabinet Member for Health, Housing & Adult Social Services, from Cllr Taylor
“With the proposals under consultation to reduce the

provision in our Residential Elderly Persons' Care Homes from 276 to 200 beds, will the Cabinet Member guarantee that, under the new proposals, there will be sufficient beds to meet the needs of York's ageing population?"

- (xi) To the Cabinet Member for Health, Housing & Adult Social Services, from Cllr Cuthbertson
"Can the Cabinet Member say how many responses to the consultation on Elderly Person's Homes have been received and how many people attended each of the public meeting events?"
- (xii) To the Cabinet Member for Communities & Neighbourhoods from Cllr Ayre
"Given that Quarter 1 figures suggest that existing policies have already increased the recycling rate to the level projected in Labour budget amendment, can the Cabinet Member say what rates she expects to reach once the new smaller recycling boxes have been introduced?"
- (xiii) To the Cabinet Member for Communities & Neighbourhoods from Cllr Aspden
"Will the Cabinet Member agree to take steps to make the planting of trees easier on the Fulford Road corridor in order to help reduce air quality problems?"
- (xiv) To the Cabinet Member for Education, Children & Young People's Services from Cllr Aspden
"Does the Cabinet Member agree that personal finance education is vital in helping young people succeed in life and will she agree to look at ways in which the Council can encourage all schools in the City to teach these skills?"
- (xv) To the Cabinet Member for Leisure, Culture & Social Inclusion from Cllr Ayre
"Can the Cabinet Member explain why local residents were not consulted prior to the decision being taken to reclassify Rawcliffe Country Park in the Council's Events Protocol?"
- (xvi) To the Cabinet Member for Leisure, Culture & Social Inclusion from Cllr Ayre
"Will the Cabinet Member confirm whether she intends to

pursue a premises licence for Monk Stray?”

(xvii) To the Cabinet Member for Crime & Community Safety from Cllr Orrell

“Can the Cabinet Member detail some of the key decisions he has taken since May as part of his portfolio responsibilities and can he say how these decisions have impacted on crime and the perception of crime in the City?”

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 Democratic Services 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.