

CITY OF YORK COUNCIL

Resolutions and proceedings of the Meeting of the City of York Council held in on Thursday, 5th October, 2006, starting at 6.30 pm

Present: The Lord Mayor (Councillor Janet Hopton) in the Chair, and the following Councillors:

ACOMB WARD

Simpson-Laing

BISHOPTHORPE WARD

Livesley

CLIFTON WARD

King
Scott

DERWENT WARD

Greenwood

DRINGHOUSES & WOODTHORPE WARD

Holvey
Reid
Sunderland

FISHERGATE WARD

D'Agorne
Hill

FULFORD WARD

Aspden

GUILDHALL WARD

Looker
B Watson

HAXBY & WIGGINTON WARD

Hall
Hogg
R Watson

HESLINGTON WARD

Jamieson-Ball

HEWORTH WARD

Blanchard
Kind
Potter

HEWORTH WITHOUT WARD

Lancelott

HOLGATE WARD

Bartlett
Nimmo

HULL ROAD WARD

Wilde

HUNTINGTON & NEW EARSWICK
WARD

Hyman
Orrell
Runciman

MICKLEGATE WARD

Evans
Fraser
Merrett

OSBALDWICK WARD

Morley

RURAL WEST YORK WARD

Bradley
Macdonald

SKELTON, RAWCLIFFE & CLIFTON
WITHOUT WARD

Moore
I Waudby
M Waudby

STRENSALL WARD

Cuthbertson
Kirk

WESTFIELD WARD

Steve Galloway
Sue Galloway
Waller

WHELDRAKE WARD

Vassie

Apologies for absence were received from Councillors Fairclough, Horton,
Jones and Smallwood

DECLARATIONS OF INTEREST

16. The Lord Mayor invited Members to declare any personal or prejudicial interests they had in any of the business on the agenda. Cllr Fraser declared a personal, non-prejudicial interest in agenda item 6(iv) (notice of motion from Cllr Sue Galloway on Bed Closures at York District Hospital), as a retired member and employee of UNISON.

MINUTES

17. Councillor Fraser referred to Minute No. 6(2) relating to the appointment of a Young Peoples Champion. After considering the challenge to the 'veracity' of the minute, the Lord Mayor ruled that the minute was nonetheless accurate and the minutes of the meeting of Council held on 29 June 2006 were then agreed as a correct record and signed by the Lord Mayor (as Chair of Council).

CIVIC ANNOUNCEMENTS

18. The Lord Mayor announced the receipt of the following gifts to the City, which were available to view in the Council Chamber:
 - A dish from the Dijon Association, members of which had attended the Freedom Parade.

PUBLIC PARTICIPATION

19. The Lord Mayor reported that there had been two registrations to speak at the meeting under the Council's Public Participation scheme.

The first speaker, Mary Fairbrother, spoke on behalf of the York Blind and Partially Sighted Society in relation to the difficulties experienced by visually impaired people using the ftr bus service.

The second speaker, Jim Hardie, spoke in support of the petition to be presented by Cllr Looker, under agenda item 5, seeking the pedestrianisation of Fossgate.

RESOLVED: That the comments made be noted and that the comments of the first speaker be taken into account when considering the motion on the ftr bus under agenda item 7 (Minute 60 refers) and those of the second speaker when Cllr Looker's petition is considered by the appropriate Council body.

PETITIONS

20. The following petitions were presented by Members under Standing Order (7):
1. A petition on behalf of local residents and traders seeking the pedestrianisation of Fossgate, presented by Cllr Looker.
 2. A petition on behalf of local residents seeking the re-opening of Acomb Police Station, presented by Cllr Bartlett.
 3. A petition on behalf of residents opposed to the reduction in frequency of the 22/23 bus between Fulford and the City Centre, presented by Cllr D'Agorne.
 4. A petition on behalf of residents concerned about the need for improved enforcement of the weight limit on vehicles accessing Dunnington village.

RESOLVED: That the above petitions be referred to the Executive or appropriate committee.

NOTICES OF MOTION

21. In accordance with Standing Order 11, five notices of motion had been received:

(i) Ward Committee Budgets

It was moved by Councillor Potter and seconded by Councillor King that:

“Council requests the restoration of the budgets for ward committee funding, making good the cuts in this year’s budget.”

On the advice of the Chief Executive, the Lord Mayor exercised her constitutional authority under Standing Order 11(ii) and referred the above motion directly to the Executive for an Officer report on the financial implications of the proposal.

(ii) Employment Issues in the City of York Area (Cllr Galloway)

It was moved by Councillor Steve Galloway and seconded by Councillor Waller that:

"Council notes with concern the recent announcements of job losses in the City. Council recognises the need for stability in, and the further diversification of, the local economy and welcomes proposals to establish the new support arrangements for those facing redundancy and for an independent review of the prospects for, and actions necessary to ensure, the prosperity of the City over the next decade and beyond. Council remains concerned at the decline of manufacturing industry across the country, and in our area specifically, and calls upon central government to do more to support

local businesses.”

Councillor Merrett then moved, and Councillor Potter seconded, an amendment to the above motion, as follows:

“Remove the full stop at the end of the last sentence, substitute a comma, and add the words:

‘as well as asking the review to look at what more can be done locally’.

Add a second paragraph, to read as follows:

‘Council requests that in supporting this review the Director of City Strategy looks at how well the Council’s existing job creation strategies match the profile and numbers of York residents losing employment, and that the results of the review group, plus the representations of other stakeholders in the City, - including Members and MPs – be analysed by the Director of City Strategy and reported to the Executive as soon as possible together with recommendations about how the use of Council resources allocated for economic development purposes should be refined to address the changing needs of the local economy.’”

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

The motion, as amended, now read as follows:

"Council notes with concern the recent announcements of job losses in the City. Council recognises the need for stability in, and the further diversification of, the local economy and welcomes proposals to establish the new support arrangements for those facing redundancy and for an independent review of the prospects for, and actions necessary to ensure, the prosperity of the City over the next decade and beyond. Council remains concerned at the decline of manufacturing industry across the country, and in our area specifically, and calls upon central government to do more to support local businesses, as well as asking the review to look at what more can be done locally.

Council requests that in supporting this review the Director of City Strategy looks at how well the Council’s existing job creation strategies match the profile and numbers of York residents losing employment, and that the results of the review group, plus the representations of other stakeholders in the City, - including Members and MPs – be analysed by the Director of City Strategy and reported to the Executive as soon as possible together with recommendations about how the use of Council resources allocated for economic development purposes should be refined to address the changing needs of the local economy.”

The amended motion was put to the vote and was declared CARRIED unanimously and it was

RESOLVED: That the above notice of motion, as amended, be approved.

(iii) Employment Issues in the City of York Area (Cllr Merrett)

The third notice of motion had been submitted by Cllr Merrett, as follows:

“Council requests, as part of the Council’s response to the recent major job loss announcements across a number of important sectors of the City’s economy, and to questions as to how well the Council’s existing job creation strategies and spending levels match the profile and numbers of York residents losing employment, that the Director of City Strategy, in conjunction with local business leaders, partners and MPs, urgently review and update the Council’s Economic Development Strategy and expenditure priorities.”

In view of the above related notice of motion being agreed as amended, Councillor Merrett announced that he would withdraw this motion.

(iv) Bed Closures at York District Hospital

It was moved by Councillor Sue Galloway and seconded by Councillor Jamieson-Ball that:

"Council believes that responsibility for NHS cuts at Selby and York PCT rests with the Labour Government and the Department of Health. Therefore, Council calls upon Patricia Hewitt, Secretary of State for Health, to act to reverse the proposal to cut up to 60 beds at York District Hospital.

Council asks the Chief Executive to write to Patricia Hewitt to ask for her assurance that she will protect local residents and give a guarantee that these bed closures will not go ahead.”

In accordance with Standing Order 14(f), a named vote of those Members present was requested and put on the above motion, as follows:

For	Against	Abstained
Cllr Aspden	Cllr Blanchard	Cllr Hopton (Lord Mayor)
Cllr Bartlett	Cllr Evans	
Cllr Bradley	Cllr Fraser	
Cllr Cuthbertson	Cllr Kind	
Cllr D’Agorne	Cllr King	
Cllr Steve Galloway	Cllr Looker	
Cllr Sue Galloway	Cllr Merrett	
Cllr Greenwood	Cllr Potter	
Cllr Hall	Cllr Scott	
Cllr Hill	Cllr Simpson-Laing	
Cllr Hogg	Cllr Brian Watson	
Cllr Holvey	Cllr Wilde	

Cllr Hyman		
Cllr Jamieson-Ball		
Cllr Kirk		
Cllr Lancelott		
Cllr Livesley		
Cllr Macdonald		
Cllr Moore		
Cllr Morley		
Cllr Orrell		
Cllr Nimmo		
Cllr Reid		
Cllr Runciman		
Cllr Sunderland		
Cllr Vassie		
Cllr Richard Watson		
Cllr Irene Waudby		
Cllr Mark Waudby		
Cllr Waller		
30	12	1

In accordance with this vote, the motion was declared CARRIED and it was

RESOLVED: That the above notice of motion be approved.

(v) DTI Consultation on Proposed Changes to Planning Processes

It was moved by Councillor D’Agorne and seconded by Councillor Hill that:

“This Council notes with concern the Government proposals for new nuclear power stations and the intention to ‘fast track’ planning applications without full public inquiry processes. We condemn the lack of robust examination of the options during the recent government policy review and the failure to provide hard evidence of the economic and environmental case for new nuclear plants in the UK.

This Council believes that the response to climate change should be with a rapid programme of cutting energy and resource consumption, increased renewables etc., rather than by developing new nuclear plants. It believes it is unacceptable to seek to avoid effective opposition by changing planning processes. It also believes any new plants will have a serious opportunity cost in relation to the development of new renewable technologies and will perpetuate the terrorist threat and problems of managing a growing waste mountain. Council resolves to instruct the Chief Executive to respond to the DTI consultation before October 31st expressing these views on behalf of City of York Council.”

Councillor Steve Galloway then moved, and Councillor Waller seconded, an amendment to the above motion, as follows:

“Prefix the motion with the words:

‘Council asks the Executive, in the light of Officer advice, to authorise a response to the DTI consultation document, on proposed changes to planning processes and, in doing so, to consider the following, together with any other views that Members may wish to submit for consideration.’

Delete the last paragraph of the motion.”

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

The motion, as amended, now read as follows:

“Council asks the Executive, in the light of Officer advice, to authorise a response to the DTI consultation document, on proposed changes to planning processes and, in doing so, to consider the following, together with any other views that Members may wish to submit for consideration:

- This Council notes with concern the Government proposals for new nuclear power stations and the intention to ‘fast track’ planning applications without full public inquiry processes. We condemn the lack of robust examination of the options during the recent government policy review and the failure to provide hard evidence of the economic and environmental case for new nuclear plants in the UK.
- This Council believes that the response to climate change should be with a rapid programme of cutting energy and resource consumption, increased renewables etc., rather than by developing new nuclear plants. It believes it is unacceptable to seek to avoid effective opposition by changing planning processes. It also believes any new plants will have a serious opportunity cost in relation to the development of new renewable technologies and will perpetuate the terrorist threat and problems of managing a growing waste mountain.

The amended motion was put to the vote and was declared CARRIED and it was

RESOLVED: That the above notice of motion, as amended, be approved.

REPORT OF EXECUTIVE LEADER AND EXECUTIVE RECOMMENDATIONS

22. The Leader moved his written report on the work of the Executive, the Shadow Executive Leader responded.

Councillor Simpson-Laing then moved, and Councillor Potter

seconded, the following motion, which had been referred by Council to the Executive on 23 June 2006 and subsequently referred back to Council after consideration at the Executive meeting on 26 September 2006:

“This Council has some concern over the partnership agreement between CYC & First York Ltd with regard to the ‘ftr’. Council asks CYC Officers:

- To ensure that ticketing difficulties, including the issue of 'Family Tickets' and the inability of the ticket machines to give change are sorted out as a matter of urgency so that York residents are not financially penalised when using the service.
- That CYC ask First to retain conductors on board or allow contact between passengers and drivers when there are payment difficulties or access/destination issues particularly for those with disabilities.”

Councillor Reid then moved, and Councillor Steve Galloway seconded, an amendment to the above motion, as follows:

“At the end of the motion, insert the following additional words:
‘Council further recognises that current legislation greatly restricts the influence that Council officials can have on commercially operated public transport services, that many of the changes requested in this motion have already been vigorously pursued by the Council while others – such as the use of conductors – are entirely matters within the powers of the operator to determine.’”

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

The motion, as amended, now read as follows:

“This Council has some concern over the partnership agreement between CYC & First York Ltd with regard to the ‘ftr’. Council asks CYC Officers:

- To ensure that ticketing difficulties, including the issue of 'Family Tickets' and the inability of the ticket machines to give change are sorted out as a matter of urgency so that York residents are not financially penalised when using the service.
- That CYC ask First to retain conductors on board or allow contact between passengers and drivers when there are payment difficulties or access/destination issues particularly for those with disabilities.

Council further recognises that current legislation greatly restricts the influence that Council officials can have on commercially operated public transport services, that many of the changes requested in this motion have already been vigorously pursued by the Council while others – such as the use of conductors – are entirely matters within the powers of the operator to determine.”

The motion, as amended was put to the vote and was declared CARRIED and it was

- RESOLVED:
- (i) That the Leader's report be received and noted.
 - (ii) That Councillor Simpson-Laing's motion, as amended, be approved.

REPORT OF EXECUTIVE MEMBER

23. A written report was received from Cllr Macdonald, the Executive Member for Corporate Services.

Cllr Macdonald drew attention to an error in the sixth line of the first paragraph of the report and asked that this be amended to read *"..concentrate on those areas where the performance has not yet reached the required standard."*

RESOLVED: That the report, as amended, be received and noted.

QUESTIONS TO THE EXECUTIVE LEADER AND EXECUTIVE MEMBERS RECEIVED UNDER STANDING ORDER 10(C)

24. In accordance with Standing Order 10 (c) (1) the following questions were put and responses given:

(i) **From Councillor Aspden to the Executive Member for City Strategy**

"Given the changes to the bus services serving the Fordlands Road in Fulford, will the Executive Member for City Strategy reconsider the provision of a pedestrian refuge at the junction with Main Street as soon as possible, on the basis that a safe crossing point is needed to allow residents to access the bus stops and local shops?"

The Executive Member replied:

"I have already recognised the increased need for a pedestrian refuge in this location and provision is made in this year's capital programme. Work has started on the design of the refuge and it is intended to have it in place as soon as possible."

In response to a supplementary question about the likely timescale for this work the Executive Member replied:

"There will be a report to the City Strategy EMAP meeting in December."

In response to a supplementary question on the consideration of proposals for a pedestrian refuge at this site by the East Area Planning Sub-Committee two years ago, the Executive Member replied:

“Yes, the Sub-Committee did consider this and the proposals were refused. I do not know who voted which way on the proposals.”

(ii) From Councillor Simpson-Laing to the Executive Member for City Strategy

“Will the Executive Member confirm passenger numbers for the ‘ftr’ on a monthly basis since May 2006 and compare those with the same period for route no. 4 in 2005?”

The Executive Member replied:

“Information in this format is commercially sensitive for First as a private business operating within the City. Under current legislation the Council has no powers to require this information to be made public.”

She then responded to supplementaries regarding the Annual Best Value Performance Plan report and the nature of the major capital investment involved.

(iii) From Councillor Simpson-Laing to the Executive Member for City Strategy:

The following registered question was not formally put at the meeting:

“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?”

(iv) From Councillor King to the Executive Member for City Strategy

“Could the Executive Member report on the number of complaints / incidents in relation to trips and falls related to the ‘ftr’ since May 2006?”

The Executive Member replied:

“This information is not held by City of York Council and is not information that we receive through partnership arrangements. The Member will need to seek the information from First York but I understand that they are not obliged to make such detail available.”

In response to a supplementary question on whether a monthly or quarterly report on these incidents could be obtained, the Executive Member replied:

“This would be up to First York, as the holders of information on all their services.”

(v) From Councillor Looker to the Executive Member for City Strategy

“Will the Executive Member explain why there was such a delay in bringing forward the alteration to the Section 106 agreement for the Barbican, and who was responsible?”

The Executive Member replied:

“As far as Development Control is concerned, there was no delay. The application was received on the 16th August, 600 letters were delivered and a site notice posted on the 18th August. The application was determined at the first available planning meeting on the 28th September.”

She then responded to supplementaries regarding reasons for the delay.

(vi) From Councillor Scott to the Executive Member for City Strategy

“Given the figures required for York’s housing needs, particularly in relation to Affordable Housing, as published in the Fordham Research Document of June 2006, is the Executive Member now seeking higher housing projections for York through the Regional Spatial Strategy Inquiry?”

The Executive Member replied:

“The report that Cllr Scott refers to makes it clear that it reflects ‘unconstrained demand’, stressing in paragraph 13.9 that ‘it does not suggest that the draft RSS figure is incorrect...The demand for new housing in York needs to be considered against a whole range of significant issues and policy implications which will be subject to comprehensive and statutory consultation and progressed through an accountable decision-making body.’ Paragraph 13.10 states that ‘there are strong environmental constraints and these need to be taken seriously’.”

In response to a supplementary question asking why research was undertaken into housing needs if the advice was then ignored, the Executive Member replied:

“The advice has not been ignored. Further consultation is being carried out and the results will be reported back.”

(vii) From Councillor D’Agorne to the Executive Member for City Strategy

“How much has been spent on preparing the Council bid for waste PFI to date (including consultants’ fees and Officer time) and how much is projected for the current year?”

The Executive Member replied:

“In 2005/06 it was £165k and the figure for 2006/07 is projected to be £170k”.

In response to a supplementary question asking whether any money had been spent on an exit strategy, the Executive Member replied:
“No.”

(viii) From Councillor Potter to the Executive Member for Housing

“What level of staff support (including fte time allocations) are residents’ associations now receiving from the Neighbourhood Pride Unit (NPU) compared to that previously received from Community Services, and when will the SLA between Housing and Neighbourhood Services finally be agreed?”

The Executive Member replied:

“Portfolio responsibility for the NPU rests with the Executive Member for Neighbourhoods. However, I understand that the NPU are providing significant support for residents’ associations. Since January 2006, 24 individual training sessions have been completed by members of RAs, with more planned. The Federation of Residents’ Associations meets monthly and the Compact meets quarterly. A new Compact is being drafted and a new constitution for the Federation is in the final stages of completion. The SLA has been superseded by a Mature Partnership Agreement.”

She then responded to supplementary questions on the level of HRA funding provided to the NPU and the services bought by this funding, the Executive Member replied.

(ix) From Councillor Merrett to the Executive Member for Housing

“Would the Executive Member advise:

- a) how many affordable properties for sale have been agreed in Section 106 Agreements for housing developments completed to date;
- b) how many of these properties were successfully sold to persons from the York Housing waiting lists, whether any remain unsold and what happened to those (including a breakdown by property type and bedroom number and price and how the sale of these properties is monitored, including subsequent re-sales.)”

The Executive Member replied:

“As the Member will be aware, the responsibility for Planning issues – including Section 106 Agreements – rests with the Executive Member for City Strategy. However, Officers have provided the following information which may be of assistance to him:

- a) Affordable homes for sale on S106 sites completed and sold between 1/4/2002 and 31/3/2006 = 83. Affordable homes for sale on S106 sites anticipated to be completed and sold between 1/4/2006 and 31/3/2007 = 12.

- b) All were successfully sold to waiting list applicants. It should be borne in mind that, prior to 2004, all those applicants for affordable sale homes had to be registered on the York Waiting List (this was the same list as for rented properties). Since 2004 the Council has held a separate Affordable Housing Waiting List for those wanting to pursue the sale option – households can be registered on both lists. Applications for both lists use the same form. From the Autumn there will be a consolidated list on SX3 within which will be the separate registers.
- c) As far as I am aware there haven't been any instances where affordable homes have been returned to developers and then sold on the open market."

(x) From Councillor Looker to the Executive Member for Corporate Services

"Can the Executive Member explain what he is doing to bring the procurement strategy back on track by meeting the savings targets?"

The Executive Member replied:

"The share of any procurement saving which is credited to the corporate savings pot is calculated using a formula which recognises the contribution of the Corporate Procurement Team. Long term sickness currently being experienced in the Corporate Procurement Team will make it difficult to meet the target this year. This situation will be addressed in the near future."

He then responded to a supplementary question regarding the end of year target.

(xi) From Councillor Looker to the Executive Member for Corporate Services

"What percentage of staff appraisals have now been completed in the Resources department?"

The Executive Member replied:

"The Resources Directorate has completed 15% of appraisals so far this year."

In response to a supplementary question as to whether the department was on track to meet its targets in this area, the Executive Member replied:

"There is no reason that the 100% target cannot be met by the end of the yearly cycle for appraisals."

(xii) From Councillor Looker to the Executive Member for Corporate Services

"What is the Executive Member doing to ensure that the Property Services overspend is being managed and brought back within budget?"

The Executive Member replied:

“I have asked Officers to identify the causes and review the options. This work is ongoing.”

In response to a supplementary question asking whether it would be helpful to look at introducing short-term licensing agreements to get extra revenue from properties that had been empty for a long time, the Executive Member replied:

“Ye, I am always open to helpful suggestions and will ask Officers to look into this.”

(xiii) From Councillor Moore to the Executive Member for Neighbourhood Services

“Would the Executive Member report what cuts have had to be made to the 2006/07 Yorkshire Regional Flood Defence Committee capital and revenue budgets?”

The Executive Member replied:

“The budget has suffered severe reductions amounting to a £6 million reduction in capital expenditure due to overspending on Coastal Defence Work. The Committee has also been told that it must reduce its revenue budget mid-year by £1.126 million due to the £200 million overspend by DEFRA via the Rural Payments Agency. This is likely to include a delay in Catchment Flood Plans, cut backs on improvements to flood warning and emergency response services, reductions in work to flood risk mapping, a suspension of planned pre-feasibility work, a reduction in contribution to Inland Drainage Boards for upland water projects, and cut backs in maintenance. The Business Plan for the year has also been reduced by £2.992 million due to claw back of the ‘over-programming’ budget.”

(xiv) From Councillor D’Agorne to the Executive Member for Neighbourhood Services

“When will residents of Fishergate be given the opportunity to have kerbside cardboard collection for recycling?”

The Executive Member replied:

“There are approximately 30 properties on Fishergate which would be included within a further roll out of recycling to terraced areas.”

(xv) From Councillor D’Agorne to the Executive Member for Neighbourhood Services

“When will residents in terraced areas and blocks of flats be included in kerbside or other door to door recycling collection schemes?”

The Executive Member replied:

“Inclusion of terraced streets and blocks of flats has been ongoing since 2003. However, some areas of the City had

been reserved to allow the expansion of the St Nicholas Field scheme. Any further expansion of recycling to terraced properties from the current position will require substantial investment in new vehicles and equipment. This is dependent on securing further sustainable funding from central government. I myself have written to the Minister to make this point, and I understand that the Leader of the Council has raised this issue with one of the local MPs.”

(xv) From Councillor Bradley to the Executive Member for Children’s Services

“Given the national concern about Key Stage 2 English results across the country, would the Executive Member for Children’s Services like to comment on the standards achieved in York, particularly those achieved by boys?”

The Executive Member replied:

“Concern has been expressed nationally that standards are falling at Key Stage 2, the top end of the Primary School, which lays the basis for the vital years of secondary schooling. The government has said work needs to be done to raise those standards, but I am pleased to tell Members that, here in York, things are different. Standards are rising at Key Stage 2, and the gap is narrowing between those living in the more deprived areas of the City and those who are the least deprived.

It is good to report that there has been a rise in standards at Key Stage 2 this year. There has been the best every performance in both English and Maths with 37% of pupils achieving at the highest level, Level 5, well above average. There is a welcome narrowing of the gap between pupils in different areas of the City and a big improvement in standards of writing; again, well above the national average.

I am particularly pleased to be able to report that boys in York have had their best year ever in the standards they have achieved in English. Their results are 4% above the national average, with 78% achieving at Level 4, and the gap between the achievement of boys and girls is reducing, especially in writing.

It is a tribute to the hard work of staff and students with strong support and guidance from Officers in Children’s Services and they deserve our thanks and congratulations. York often bucks the national trend and this is yet another success for the authority.”

(xvi) From Councillor D’Agorne to the Executive Member for Leisure and Culture

“When does he now expect the Barbican deal to be signed?”

The Executive Member replied:

“I am not able to say when the contract will be signed. We will proceed with all speed.”

In response to a supplementary question seeking clarification of this answer, the Executive Member replied:
"As soon as possible."

RECOMMENDATIONS FROM THE LICENSING AND REGULATORY COMMITTEE

25. Councillor Nimmo moved, and Councillor Bradley seconded, those minutes requiring confirmation from the following meeting:

Licensing & Regulatory Committee on 1 September 2006, Minute 5 – recommendations in respect of Electoral Arrangements – Parish of Clifton Without.

RESOLVED: That minute 5 of the above meeting and the recommendations of Licensing & Regulatory Committee in respect of Electoral Arrangements – Parish of Clifton Without be approved.

AUDIT & GOVERNANCE COMMITTEE - 4 OCTOBER 2006

26. Councillor Hyman moved, and Councillor Holvey seconded, those minutes requiring confirmation from the following meeting:

Audit & Governance Committee on 4 October 2006, Minute 35 – recommendations in respect of a proposed Constitutional Amendment.

Councillor Merrett then moved, and Councillor Scott seconded, an amendment to the recommendations, as follows:

"In the section headed 'Standing Order 8(2)(a)', after the first sentence ending with the words '10 minutes' insert a new sentence with the words 'no answer given shall exceed 2 minutes in duration.'
In the section headed 'Standing Order 10(a), in the sixth line after the sentence ending with the words '10 minutes', insert a new sentence with the words 'no answer given shall exceed two minutes in duration'."

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

The original motion, namely the recommendations of the Audit & Governance Committee, was then put to the vote and declared CARRIED and it was

RESOLVED: That minute 13 of the above meeting and the recommendations of the Audit & Governance Committee in respect of the proposed Constitutional Amendment be approved.

SCRUTINY - REPORT OF CHAIR OF SMC AND SCRUTINY ANNUAL REPORT

27. Councillor Kirk, Chair of the Scrutiny Management Committee (SMC), moved, and Councillor Hyman seconded, receipt of Cllr Kirk's written report on the work of the SMC since the last report to Council, in June 2006, and endorsement of the Annual Scrutiny Report for 2005/06.

Councillor Fraser then moved, and Councillor Looker seconded, an amendment to the above motion, as follows:

"At the end of Cllr Kirk's motion to receive her report and endorse the Annual Report for 2005/06, insert the following words:
'and instruct the Chair of SMC to take steps to ensure that there is no repeat of the abuse of the Council's conventions and due process such as that perpetuated by the Chair of the Health Scrutiny Board and supported by members of the majority Group, at the meeting of the Board held on 31st July and 2nd August of this year.'"

In view of the fact that it was now nearly 10:00 pm, the Lord Mayor ruled that the amendment be put to the vote without debate, in accordance with Standing Order 1(c).

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

The original motion was then put to the vote and declared CARRIED and it was

RESOLVED: That the report of the Chair of SMC be received and noted and that the Scrutiny Annual Report for 2005/06 be endorsed.

ACTIVITIES OF OUTSIDE BODIES

28. Minutes of the following meetings of Outside Bodies were considered. In accordance with a previous request at Council, these had been made available to Members to view on the Council's computer system. The Lord Mayor invited comments and questions, firstly, from Council representatives on those bodies either in relation to the body generally or specifically on the minutes, and then, secondly, from Members generally.

- **North Yorkshire Police Authority**
Meeting on 29 June 2006 (draft minutes)
- **Local Government Yorkshire and Humber**
Annual General Meeting on 14 July 2006
- **Association of North Yorkshire Councils**
Annual Meeting on 10 July 2006

APPOINTMENTS AND CHANGES TO MEMBERSHIP

29. RESOLVED: That the appointments to Committees, Outside Bodies and Working Groups, as set out in the list at page 67 of the Council papers (attached as Annex A to these minutes), be approved.

Councillor Janet Hopton
LORD MAYOR OF YORK

[The meeting started at 6.30 pm and concluded at 10.00 pm]

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Membership of Committees, Working Groups and Outside Bodies

COMMITTEES

Standards Committee

To appoint Christine Bainton as Independent Chair of Standards Committee

Planning Committee

To replace Cllr Mark Waudby (1st Sub) with Cllr David Livesley
To replace Cllr David Livesley (2nd Sub) with Cllr Sue Galloway

Health Scrutiny Committee

To replace Cllr Mark Waudby with Cllr Glen Bradley

East Area Planning Sub-Committee

To replace Cllr Mark Waudby with Cllr Irene Waudby
To replace Cllr Irene Waudby (1st Sub) with Cllr K Orrell

PARTNERSHIP AND OTHER BODIES

Economic Development Partnership Board

To appoint Jez Willard from the Japanese Shop as the Retail Sector representative, in place of Brian Littlejohn from Marks and Spencer.

To appoint Julie Hutton as representative of Yorkshire Forward, in place of Don Stewart.

OUTSIDE BODIES

Fire Authority

To replace Cllr Mark Waudby with Cllr Keith Hyman

The University of York Council

To remove council representation on the above outside body following information received from York University regarding changes to the reduced size of the make up of the University Council.

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