

Meeting	Executive
Date	26 April 2018
Present	Councillors Gillies (Chair), Aspden, Ayre, Dew, Douglas, K Myers, Runciman and Waller
In Attendance	Councillors D'Agorne and S Barnes

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## **PART A - MATTERS DEALT WITH UNDER DELEGATED POWERS**

### **151. Declarations of Interest**

Members were asked to declare, at this point in the meeting, any personal interests not included on the Register of Interests, or any prejudicial or disclosable pecuniary interests they might have in respect of business on the agenda. No interests were declared.

### **152. Exclusion of Press and Public**

Resolved: That the press and public be excluded from the meeting should any discussion arise on Annex 11 to Agenda Item 6 (Castle Gateway Masterplan), on the grounds that it contains information relating to the financial or business affairs of any particular person (including the authority holding that information). This information is classed as exempt under Paragraph 3 of Schedule 12A to Section 100A of the Local Government Act 1972 (as revised by the Local Government (Access to Information) (Variation) Order 2006).

### **153. Minutes**

Resolved: That the minutes of the last Executive meeting, held on 15 March 2018, be approved and signed by the Chair as a correct record.

#### **154. Public Participation**

It was reported that there had been three registrations to speak at the meeting under the Council's Public Participation Scheme, all on Agenda Item 6 (Castle Gateway Masterplan).

Jamie Wood spoke on behalf of the York Cycle Campaign. He welcomed the improvements the plan would bring, while suggesting modifications to improve safety for cyclists, avoid the difficulties of the Blue Bridge and provide more cycle parking.

Philip Crowe thanked those involved for bringing the plan forward but expressed concern about the impact of the proposals on New Walk and urged that alternative suggestions for this historic area be considered before the planning stage.

Reyahn King spoke as Chief Executive of York Museums Trust. She expressed approval for the masterplan and its aspirations, which would be supported by the transformational project now under way for the Castle Museum.

#### **155. Forward Plan**

Members received and noted details of the items that were on the Forward Plan for the next two Executive meetings at the time the agenda was published.

#### **156. Castle Gateway Masterplan**

*[See also under Part B Minutes]*

The Assistant Director of Regeneration and Asset Management presented a report which sought Executive approval of the preferred masterplan for the regeneration of the Castle Gateway area, and proposed a series of actions to deliver it.

The masterplan had been produced by BDP, the consultants appointed following Executive approval of a high level vision for Castle Gateway in January 2017. It had been developed through a three-stage process, involving comprehensive engagement with the public and key stakeholders at every stage, via My Castle Gateway (a partnership with My Future York) and the Castle Gateway Advisory Group. The report outlined details of the masterplan, the financial analysis of its

viability undertaken by Deloitte, and the plan to break down its delivery into four work packages, as detailed in paragraphs 64 to 71 and in Annex 9.

During their debate, Members welcomed the proposals and the open and inclusive approach taken to the consultation process. On behalf of the Executive, the Chair thanked the Officers and My Future York for bringing the project to this stage and it was

Resolved: (i) That the preferred masterplan for the Castle Gateway be approved.

Reason: To provide a spatial framework and development uses for the Castle Gateway that reflect the outcome of the detailed masterplanning work and stakeholder and public consultation.

(ii) That approval be given to prepare and submit detailed planning applications for work packages 1 and 2, as identified in the report.

Reason: To enable the next stage of work to implement the masterplan to go forward.

(iii) That approval be given to prepare the detail design of the St George's Field multi-storey car park alongside the planning application process.

Reason: To allow construction of the car park to commence as soon as planning permission is achieved, in order to enable the delivery of future phases.

(iv) That approval be given to procure a construction contractor for the St George's Field multi-storey car park alongside the planning application process.

Reason: To have a contractor in place to commence construction of the car park as soon as planning permission and a detailed design are in place.

(v) That a business case be submitted to West Yorkshire Transport Fund for the funding required for work package 1, highway improvements, and any

other appropriate highway improvement elements of the masterplan.

Reason: To secure external funding to deliver the proposed highway interventions identified in the masterplan.

(vi) That a lease be granted to the Arts Barge for a mooring to implement their planning permission in Tower Gardens.

Reason: To enable the Arts Barge to implement the planning permission they received in February 2017.

(vii) That a maximum 24 month lease of Castle Mills be granted to York 10 Limited for use as a site compound during the refurbishment of Ryedale House, in exchange for their demolishing the vacant buildings on the site.

Reason: To clear the Castle Mills site at no cost to the council.

### **157. Allerton Waste Recovery Park**

The Corporate Director of Economy and Place presented a report which provided an update on the progress of the Allerton Waste Recovery Park (AWRP) project, particularly towards strengthening the partnership between City of York Council (CYC) and North Yorkshire County Council (NYCC).

In September 2014, on presentation of the final cost of the facility at Allerton, CYC had agreed to progress the Joint Waste Management Agreement (JWMA) entered into with NYCC in 2010, supporting NYCC in contracting with AmeyCespa for the provision of a 25 year waste management service, at an estimated total cost to CYC of £153m. The commissioning phase of the project was now complete and full service had begun on 1 March 2018.

Work was ongoing to develop further collaboration in the management of waste disposal services, including AWRP and services provided by other third party contractors. It was likely this would result in a joint role responsible for waste disposal across CYC and NYCC, similar to the shared Health and Safety

service. A further report would be brought to Executive in the summer with detailed proposals for these joint arrangements.

Members welcomed the progress made with the JWMA, recognising that York could not run this project alone. Officers confirmed that the new facility was intended as a replacement for landfill, and work to minimise the 'co-mingling' of recycling would continue.

Resolved: (i) That progress on the Allerton Waste Recovery Park be noted.

(ii) That progress on strengthening working arrangements with North Yorkshire County Council on the management of residual waste disposal be noted.

Reason: To acknowledge and support the work being done to deliver a long term, sustainable alternative to landfill for the treatment of residual waste.

## **158. Animal Welfare Licensing Policy**

The Corporate Director of Economy and Place presented a report which invited Executive formally to adopt a new Licensing Policy relating to animal welfare licensing, as approved by the Gambling, Licensing and Regulatory Committee on 6 March 2018.

There was no statutory requirement for local authorities to set policies in relation to animal welfare licensing, but it was considered good practice to do so. The proposed policy was attached as Annex 1 to the report, with a list of consultees and their responses at Annexes 2 and 3. The policy would need to be amended in line with new government regulations on animal welfare licensing. It had recently been announced that these would come into effect on 1 October 2018.

Members were invited to adopt the proposed policy (Option 1) or make further minor amendments before its adoption (Option 2).

Resolved: That Option 1 be approved and a new Licensing Policy relating to animal welfare licensing (incorporating standard conditions) be adopted, and

that any amendments made to the Licensing Policy following the introduction of new regulations be delegated to an Officer decision in consultation with the Executive Members for Culture, Leisure & Tourism and Housing and Safer Neighbourhoods.

Reason: To allow the council to implement a robust Licensing Policy and conditions relating to animal welfare licensing.

**159. A Further Phase of the Older Persons' Accommodation Programme: deciding the future of Morrell House Older Persons' Home**

The Corporate Director of Health, Housing & Adult Social Care presented a report which set out the results of consultation on the option to close Morrell House Older Persons' Home, with residents moving to other accommodation, and sought a decision on whether or not to close the Home.

Following the Executive's decision, on 28 September, to approve consultation on the closure, this had progressed in line with the process described in paragraphs 14 to 17 of the report, concluding on 10 April 2018. Overall, the response had been neutral, with residents and relatives engaging positively with the process. Responses to issues raised during consultation were detailed in paragraphs 28 to 39. In the event of closure, the remaining 11 residents would be moved in accordance with the Moving Homes Safety Protocol and staff would be supported in identifying appropriate redeployment and voluntary redundancy opportunities.

Members expressed broad approval of the approach being taken to consultation and to the previous closures of homes that did not meet modern standards, as part of the Older Persons' Accommodation Programme.

Resolved: (i) That the outcome of the consultation undertaken with residents, family, carers and staff of Morrell House to explore the option to close the home, with current residents moving to alternative accommodation, be received and noted.

(ii) That approval be given to close Morrell House residential care home, with the requirement that

residents' moves to their new homes are carefully planned and managed in line with the Moving Homes Safely protocol.

(iii) That it be noted that potential alternative uses of the Morrell House site will be examined in accordance with the Corporate Asset Strategy, with the site to be prioritised for the delivery of affordable / social housing via future reports on the programme for the council's housing delivery programme.

Reason: In accordance with the aim of the Older Persons' Accommodation Programme to address the needs of York's ageing population by delivering improved care homes for the current and future generations, and taking into account the results of the consultation on the closure of Morrell House.

#### **160. Developing a Centre of Excellence for Disabled Children and their families in York**

*[See also under Part B Minutes]*

The Corporate Director of Children, Education and Communities presented a report which set out a revised recommendation in relation to the capital budget for developing the Centre of Excellence for Disabled Children.

Since the previous report to Executive, on 25 January 2018, a further review had found that the level of capital receipts that could be generated to support the capital budget for the centre had reduced by £350k. Consequently, the amount of council borrowing required had increased by £350k. Members were therefore asked to approve the revised business case and recommend the amended capital budget to Council.

Members re-iterated their support for this project and

Resolved: (i) That the revised financial business case for the development of a Centre of Excellence for Disabled Children and their families in York be approved.

Reason: In line with the results of the review of the level of capital receipts that can be generated.

(ii) That Officers prepare a comprehensive timetable for all developments and demolition within the projects covered by Windsor House / Centre of Excellence, Lincoln Court and Newbury Avenue Garages / Bungalows.

Reason: To ensure that there is co-ordination of the major traffic movements associated with each project.

## **PART B - MATTERS REFERRED TO COUNCIL**

### **161. Castle Gateway Masterplan**

*[See also under Part A Minutes]*

The Assistant Director of Regeneration and Asset Management presented a report which sought Executive approval of the preferred masterplan for the regeneration of the Castle Gateway area, and proposed a series of actions to deliver it.

The masterplan had been produced by BDP, the consultants appointed following Executive approval of a high level vision for Castle Gateway in January 2017. It had been developed through a three-stage process, involving comprehensive engagement with the public and key stakeholders at every stage, via My Castle Gateway (a partnership with My Future York) and the Castle Gateway Advisory Group. The report outlined details of the masterplan, the financial analysis of its viability undertaken by Deloitte, and the plan to break down its delivery into four work packages, as detailed in paragraphs 64 to 71 and in Annex 9.

During their debate, Members welcomed the proposals and the open and inclusive approach taken to the consultation process. On behalf of the Executive, the Chair thanked the Officers and My Future York for bringing the project to this stage and it was

Recommended: That Council allocate a capital budget of £2.4m to implement the recommendations in the report, noting that this will have an impact of £140k on the revenue budget in 2019/20.

Reason: To create the budget to deliver the next step in implementing the Castle Gateway masterplan.

**162. Developing a Centre of Excellence for Disabled Children and their families in York**

*[See also under Part A Minutes]*

The Corporate Director of Children, Education and Communities presented a report which set out a revised recommendation in relation to the capital budget for developing the Centre of Excellence for Disabled Children.

Since the previous report to Executive, on 25 January 2018, a further review had found that the level of capital receipts that could be generated to support the capital budget for the centre had reduced by £350k. Consequently, the amount of council borrowing required had increased by £350k. Members were therefore asked to approve the revised business case and recommend the amended capital budget to Council.

Members re-iterated their support for this project and

Recommended: That Council approve a capital budget of £4.274m to support the development of a Centre of Excellence for Disabled Children and their families, being financed by:

- the sale of The Glen (net capital receipt £500k, after deducting the assumed Windsor House receipt) and
- £3.774m prudential borrowing, the costs of which will be met from the existing budget provision for the service.

Reason: To reflect the revisions to the financial business case for the Centre of Excellence since approval of the capital budget allocation by Council on 22 March and to enable the development to proceed.

Cllr I Gillies, Chair

[The meeting started at 5.30 pm and finished at 6.58 pm].