



Notice of meeting of

Shadow Executive

To: Councillors Scott (Chair), Fraser, Gunnell, Horton, King, Looker, Merrett, Potter and Simpson-Laing

Date: Wednesday, 31 October 2007

Time: 3.15 pm

Venue: The Guildhall, York

AGENDA

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 - 6)

To approve and sign the minutes of the Shadow Executive meeting held on 17 October 2007.

3. **Exclusion of Press and Public**

To consider excluding the public and press from the meeting during consideration of any exempt information as detailed on the agenda for the Executive meeting to be held on 6 November 2007, under Schedule 12A to Section 100A of the Local Government Act 1972, as amended by the Local Government (Access to information) (Variation) Order 2006.

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 Shadow Executive's remit can do so. The deadline for registering is Tuesday 30 October 2007, at 5.00 pm.

5. Executive Meeting on 6 November 2007 - Calling-in

To consider the items on the agenda for the Executive meeting to be held on 6 November 2007, and to take a decision on whether to call-in any of these items.

Please note that the reports relating to these items will be published on the Council's website on Friday 26 October 2007. The website address is **www.york.gov.uk** Copies of the Executive agenda and reports are also available for viewing at public libraries in York and can be obtained by telephoning Democracy Support Group on York (01904) 551088.

6. Any Other Matters which the Chair decides are urgent under the Local Government Act 1972.

Democracy Officer:

Name: Tracy Johnson

Contact details:

- Telephone – (01904) 551031
- E-mail – tracy.johnson@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.

About City of York Council Meetings

Would you like to speak at this meeting?

If you would, you will need to:

- register by contacting the Democracy Officer (whose name and contact details can be found on the agenda for the meeting) **no later than 5.00 pm** on the last working day before the meeting;
- ensure that what you want to say speak relates to an item of business on the agenda or an issue which the committee has power to consider (speak to the Democracy Officer for advice on this);
- find out about the rules for public speaking from the Democracy Officer.

A leaflet on public participation is available on the Council's website or from Democratic Services by telephoning York (01904) 551088

Further information about what's being discussed at this meeting

All the reports which Members will be considering are available for viewing online on the Council's website. Alternatively, copies of individual reports or the full agenda are available from Democratic Services. Contact the Democracy Officer whose name and contact details are given on the agenda for the meeting. **Please note a small charge may be made for full copies of the agenda requested to cover administration costs.**

Access Arrangements

We will make every effort to make the meeting accessible to you. The meeting will usually be held in a wheelchair accessible venue with an induction hearing loop. We can provide the agenda or reports in large print, electronically (computer disk or by email), in Braille or on audio tape. Some formats will take longer than others so please give as much notice as possible (at least 48 hours for Braille or audio tape).

If you have any further access requirements such as parking close-by or a sign language interpreter then please let us know. Contact the Democracy Officer whose name and contact details are given on the order of business for the meeting.

Every effort will also be made to make information available in another language, either by providing translated information or an interpreter providing sufficient advance notice is given. Telephone York (01904) 551550 for this service.

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Holding the Executive to Account

The majority of councillors are not appointed to the Executive (38 out of 47). Any 3 non-Executive councillors can 'call-in' an item of business from a published Executive (or Executive Member Advisory Panel (EMAP)) agenda. The Executive will still discuss the 'called in' business on the published date and will set out its views for consideration by a specially convened Scrutiny Management Committee (SMC). That SMC meeting will then make its recommendations to the next scheduled Executive meeting in the following week, where a final decision on the 'called-in' business will be made.

Scrutiny Committees

The purpose of all scrutiny and ad-hoc scrutiny committees appointed by the Council is to:

- Monitor the performance and effectiveness of services;
- Review existing policies and assist in the development of new ones, as necessary; and
- Monitor best value continuous service improvement plans

Who Gets Agenda and Reports for our Meetings?

- Councillors get copies of all agenda and reports for the committees to which they are appointed by the Council;
- Relevant Council Officers get copies of relevant agenda and reports for the committees which they report to;
- Public libraries get copies of **all** public agenda/reports.

City of York Council

Committee Minutes

MEETING	SHADOW EXECUTIVE
DATE	17 OCTOBER 2007
PRESENT	COUNCILLORS SCOTT (CHAIR), FRASER, GUNNELL, KING, POTTER AND SIMPSON-LAING
APOLOGIES	COUNCILLORS HORTON, LOOKER AND MERRETT

71. DECLARATIONS OF INTEREST

Members were invited to declare at this point in the meeting any personal or prejudicial interests they might have in the business on the agenda.

None were declared.

72. EXCLUSION OF PRESS AND PUBLIC

RESOLVED: That the press and public be excluded from the meeting during consideration of the following:

- Annex 2 to Executive Agenda Item 11 (Park & Ride Bus Contract – Minute 81 refers)
- Annex 2 to Executive Agenda Item 12 (Monk Bar Garage – Future Use of Site – Minute 82 refers)

on the grounds that they contain 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).

73. MINUTES

RESOLVED: That the minutes of the last meeting held on 3 October 2007 be approved and signed as a correct record.

74. PUBLIC PARTICIPATION

It was reported that there had been no registrations to speak under the Council's Public Participation scheme.

75. EXECUTIVE FORWARD PLAN

The Shadow Executive made the following comments on the Forward Plan at page 13 of the papers circulated for the Executive meeting to be held on 23 October 2007:

The Shadow Executive:

- *agreed to provisionally request officers for the following items on the Executive Forward Plan:*

Executive on 6 November

- *CPA Use of Resources 2007*

Executive on 20 November

- *Thin Client Management Arrangements*
- *CPA Inspection – Self Assessment*
- *Race Course Lease Review*
- *Review & Strategy for the Commercial Property Portfolio*
- *Report of the Future York Group*

76. REVIEW OF THE LEISURE FACILITIES STRATEGY (SWIMMING)

The Shadow Executive considered a report which was listed as item 6 on the agenda for the Executive meeting on 23 October 2007, at page 17. The report set out the background to the development of the Council's leisure facilities strategy, an update on schemes already approved, strategic issues and choices now facing the Council, and options for an updated leisure facilities strategy.

Having discussed the issues set out in the report and questioned officers present at the meeting, the following comments were agreed:

The Shadow Executive:

- *raised concerns about continued swimming in the North East of the City*
- *highlighted that this report showed a strategy for swimming in York was lacking*
- *agreed that the report also demonstrated the current administration's duplicity and was devoid in leadership on vision for leisure facilities and swimming*
- *reserved their detailed position*

RESOLVED: (i) That the Executive be asked to take the above comments into account when considering this item.

(ii) That the item not be called in.

77. SUSTAINABLE STREET LIGHTING POLICY

The Shadow Executive considered a report which was listed as item 7 on the agenda for the Executive meeting on 23 October 2007, at page 55. The report sought Executive approval for a proposed Sustainable Street Lighting Strategy, which aimed to ensure that the effects of street lighting were minimised in terms of the use of natural resources for the supply of

equipment and services, the use of energy to power the lights and the light pollution produced.

Having discussed the issues set out in the report, the following comments were agreed:

The Shadow Executive:

- *noted the report*
- *reminded the Executive that residents have genuine concerns regarding personal safety, property and CCTV operation*
- *acknowledged opportunities with new technology for review and promotion of changes for lighting*
- *highlighted that wasted energy and light policies were bigger issues than just City of York Council and business partners*
- *noted that there were pilot schemes elsewhere in the country and any changes should not be made until the results were known.*

RESOLVED: (i) That the Executive be asked to take the above comments into account when considering this item.

(ii) That the item not be called in.

78. WASTE PFI UPDATE

The Shadow Executive considered a report which was listed as item 8 on the agenda for the Executive meeting on 23 October 2007, at page 103. The report noted the allocation of Private Finance Initiative (PFI) credits to support this project for joint procurement of residual waste treatment services, provided an update on progress and sought delegated authority for Officers to commit to an Inter-Authority agreement with North Yorkshire County Council.

Having discussed the issues set out in the report, the following comments were agreed:

The Shadow Executive:

- *reiterated their concerns about the funding gap*
- *highlighted that it doesn't take into account technological changes*
- *expressed concerns about timetabling in the event of a public inquiry.*

RESOLVED: (i) That the Executive be asked to take the above comments into account when considering this item.

(ii) That the item not be called in.

79. COMPETITION POLICY

The Shadow Executive considered a report which was listed as item 9 on the agenda for the Executive meeting on 23 October 2007, at page 111. The report provided an update on progress in developing a universal approach to competition at the Council and asked the Executive to

consider and comment on the scope and content of a draft Competition Policy, for approval by Full Council in due course.

Having discussed the issues set out in the report, the following comments were agreed:

The Shadow Executive:

- *noted the report and still awaited the full policy document.*

RESOLVED: (i) That the Executive be asked to take the above comments into account when considering this item.

(ii) That the item not be called in.

80. COMMUNITY MANAGEMENT AND OWNERSHIP OF COUNCIL PROPERTY ASSETS

The Shadow Executive considered a report which was listed as item 10 on the agenda for the Executive meeting on 23 October 2007, at page 123. The report summarised the contents of the Quirk Review of community management and ownership of public assets, detailed the work this Council had already done in encouraging community management of assets, set out options for future progress and detailed the Community Asset Fund, with a proposal to make a bid to this fund.

Having discussed the issues set out in the report, the following comments were agreed:

The Shadow Executive:

- *welcomed the report and supported the recommendations.*

RESOLVED: (i) That the Executive be asked to take the above comments into account when considering this item.

(ii) That the item not be called in.

81. PARK & RIDE BUS CONTRACT

The Shadow Executive considered a report which was listed as item 11 on the agenda for the Executive meeting on 23 October 2007, at page 137. The report presented the result of the evaluation of the tenders received for the provision of the Park & Ride bus service and asked the Executive to decide which fare and vehicle emission standard variants to progress and which enhanced specification items should be included at the start of the contract.

Having discussed the issues set out in the report, the following comments were agreed:

The Shadow Executive:

- *noted that there had been difficulties with the last contract, regarding non branded buses, unsuitable bus stops, overcrowding and late running*

- *agreed that there were opportunities to explore the extension of hours especially where there was no dedicated bus service, and boxing day and new years day provision in the city that should be considered with business partners*
- *highlighted that integrated ticketing was broader than indicated at paragraph 25 and would ask for that to be extended*
- *agreed that proper safeguards should be in place for the additional income detailed in paragraph 48.*

RESOLVED: (i) That the Executive be asked to take the above comments into account when considering this item.

(ii) That the item not be called in.

82. MONK BAR GARAGE - FUTURE USE OF SITE

The Shadow Executive considered a report which was listed as item 12 on the agenda for the Executive meeting on 23 October 2007, at page 157. The report sought approval for the sale of Monk Bar Garage for residential development.

Having discussed the issues set out in the report, the following comments were agreed:

The Shadow Executive:

- *agreed that the garage should be allowed to continue for as long as it wished to and then the site be allowed for open space*
- *agreed that the proposal was excessive overdevelopment which should be avoided in a sensitive location.*

RESOLVED: (i) That the Executive be asked to take the above comments into account when considering this item.

(ii) That the item not be called in.

83. URGENT BUSINESS - NEW GROWTH POINTS AND ECO-TOWNS - LEEDS CITY REGION BID

The Shadow Executive considered a report which was listed as item 13 on the agenda for the Executive meeting on 23 October 2007, under Urgent Business. The report outlined the key elements of the New Growth Points (NGP's) and Eco-towns proposals set out in the recent Housing Green Paper, summarised the proposal by the Leeds City Region to submit a bid to government by the end of October and sought Members' views on whether York should sign up to this bid.

Having discussed the issues set out in the report, the following comments were agreed:

The Shadow Executive:

- *supported and welcomed the government's initiative to provide affordable housing for York to take some of the pressure, as there was a high demand for housing in the area.*

RESOLVED: (i) That the Executive be asked to take the above comments into account when considering this item.

(ii) That the item not be called in.

Cllr D Scott, Chair

[The meeting started at 3.00 pm and finished at 3.40 pm].