



Notice of meeting of

Shadow Executive

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

Date: Wednesday, 29 October 2008

Time: 5.30 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. **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 4 November 2008, under Schedule 12A to Section 100A of the Local Government Act 1972, as amended by the Local Government (Access to information) (Variation) Order 2006.

3. **Minutes** (Pages 1 - 4)

To approve and sign the minutes of the Shadow Executive meeting held on 15 October 2008.

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 28 October 2008, at 5.00 pm.

5. Executive Meeting on 4 November 2008 - Calling-in

To consider the items on the agenda for the Executive meeting to be held on 4 November 2008, 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 24 October 2008. 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: Simon Copley

Contact details:

- Telephone – (01904) 551078
- E-mail – simon.copley@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.

যদি যথেষ্ট আগে থেকে জানানো হয় তাহলে অন্য কোন অর্ধাতে তথ্য জানানোর জন্য সব ধরনের চেষ্টা করা হবে, এর জন্য দরকার হলে তথ্য অনুবাদ করে দেয়া হবে অথবা একজন দোঅবী সরবরাহ করা হবে। টেলিফোন নম্বর (01904) 551 550।

Yeteri kadar önceden haber verilmesi koşuluyla, bilgilerin terümesini hazırlatmak ya da bir tercüman bulmak için mümkün olan herşey yapılacaktır. Tel: (01904) 551 550

我們竭力使提供的資訊備有不同語言版本，在有充足時間提前通知的情況下會安排筆譯或口譯服務。電話 (01904) 551 550。

اگر مناسب وقت سے اطلاع دی جاتی ہے تو ہم معلومات کا ترجمہ مہیا کرنے کی پوری کوشش کریں گے۔ ٹیلی فون (01904) 551 550

Informacja może być dostępna w tłumaczeniu, jeśli dostaniemy zapotrzebowanie z wystarczającym wyprzedzeniem. Tel: (01904) 551 550

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	15 OCTOBER 2008
PRESENT	COUNCILLORS SCOTT (CHAIR), GUNNELL, LOOKER, MERRETT (UNTIL 5.50 PM), POTTER AND SIMPSON-LAING
APOLOGIES	COUNCILLOR KING (AS ATTENDING A MEETING OF THE EXECUTIVE MEMBER FOR NEIGHBOURHOOD SERVICES AND ADVISORY PANEL)

95. 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.

Councillor Potter declared a personal non-prejudicial interest in Executive item 7 (Thriving City – Report Back) as a member of the York Credit Union.

Councillor Looker declared a personal prejudicial interest in Executive item 7 (Thriving City – Report Back), in relation to any issues relating to the Credit Union, as a Director of the York Credit Union. No such issues were raised at the meeting, so she did not withdraw from the room.

96. EXCLUSION OF PRESS AND PUBLIC

RESOLVED: That the press and public be excluded from the meeting during consideration of Annexes 2 and 3 to Executive Item 9 (Edmund Wilson Pool, Thanet Road) (minute 103 refers) on the grounds that they contained information relating to the financial and business affairs of any particular person (including the authority holding that information) This information was 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).

97. MINUTES

RESOLVED: That the minutes of the last meeting of the Shadow Executive held on 1 October 2008 be approved and signed by the Chair as a correct record, subject to an amendment to minute 84 (Declarations of Interest) to indicate that Cllr Simpson-Laing declared a personal

interest in Executive agenda item 10, as parent of a child using the schools music service.

98. PUBLIC PARTICIPATION

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

99. EXECUTIVE FORWARD PLAN

The Shadow Executive made the following comments on the Forward Plan at page 15 of the papers circulated for the Executive meeting to be held on 21 October 2008:

The Shadow Executive:

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

Executive on 4 November

- *Castle Piccadilly Update*

100. COUNCIL HEADQUARTERS - SITE OPTION APPRAISAL

The Shadow Executive considered a report which was listed as item 6 on the agenda for the Executive meeting on 21 October 2008, at page 17. The report presented the results of an independent review of the decision to locate the Council's new headquarters in the city centre, together with an appraisal of potential sites. It also sought approval to begin a procurement process to support the development of potential solutions that may come forward for consideration, and proposed a set of high level criteria for procurement.

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

The Shadow Executive:

- *Support the concept of a competition.*
- *Reiterate the requirements for the headquarters – city centre location, excellent BREEAM rating, delivered on budget with the savings promised.*
- *Highlight the need for good public transport links as accessibility to all is a key requirement.*
- *Express concern that Members are excluded from the approval of a set of detailed criteria, if delegated as recommended.*
- *Advise that no more money is spent on the Hungate site until the other sites have been found to be unsuitable.*

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.

101. THRIVING CITY - REPORT BACK

The Shadow Executive considered a report which was listed as item 7 on the agenda for the Executive meeting on 21 October 2008, at page 29. The report followed on from the report on York's economic position presented to the Executive on 15 July 2008. It presented the findings of consultation with stakeholders and asked the Executive to consider options on further action and areas of investment.

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

The Shadow Executive:

- *Welcome the report and express the view that it illustrates the lack of a joined up approach.*
- *Commend the work of Future Prospects and suggest that the door knocking approach referred to in paragraph 93 is taken throughout.*
- *Agree that benefit take up is important and note the need for cross-departmental working on this.*
- *Note that the report does no more than provide an analysis on the housing market and no more than currently being done by the Council anyway.*
- *Support the use of Neighbourhood Action Plans (NAPs) and ward planning, as described in paragraph 42, as a useful mechanism in service planning, but not the use of Ward Committee surgeries, as set out in paragraph 45, owing to low levels of public involvement.*
- *Welcome the u-turn in relation to the City Centre Partnership.*
- *Note that the Council as commercial landlord has a role in promoting economic growth and suggests that rent levels are reviewed, especially for entrepreneurial development.*
- *Look forward to a report which has both impirical and empirical results from the Kingsway Project.*
- *Highlight the need for information on skills sets and jobs to be collated, analysed and made available.*
- *Express concern about literacy levels, particularly for adults, as set out in paragraph 91, and note that the York Business Forum expressed similar concerns.*
- *Note that the Council's leadership role is not mentioned in the report, despite being highlighted 18 months ago and again by the York Business Forum.*
- *Note that the procurement section (paragraphs 31-33) makes no reference to the Resources Scrutiny Board's report on procurement.*
- *Also note that the Economic Development Partnership Board needs to start work now.*
- *Support the recommendations in the report, subject to the comments above.*

- 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.

102. CORPORATE RISK MANAGEMENT REPORT 2008/09

The Shadow Executive considered a report which was listed as item 8 on the agenda for the Executive meeting on 21 October 2008, at page 49. The report provided information on the Council's significant business risks, as identified by deployment of the risk management strategy, and detailed progress made in embedding risk management arrangements across the organisation.

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

The Shadow Executive:

- *Note the report.*

- 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.

103. EDMUND WILSON POOL, THANET ROAD

The Shadow Executive considered a report which was listed as item 9 on the agenda for the Executive meeting on 21 October 2008, at page 63. The report outlined options for the site of Edmund Wilson Pool, following closure of the pool and the opening of a new pool at York High School in October 2009, and sought approval to sell the site to T.E. Beteiligungs GmbH.

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

The Shadow Executive:

- *Is concerned about the conflict of interest caused by the Ward Councillors also being members of the Executive.*
- *Is also concerned that nobody has asked the community what they would like on the site.*

- 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 5.30 pm and finished at 6.00 pm].