

SELBY DISTRICT COUNCIL

Minutes of the proceedings of a meeting of the Council held on 12 September 2006, in the Civic Suite, the Civic Centre, Portholme Road, Selby, commencing at 6.00 pm.

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Present: Councillor J Mackman (Chairman) in the Chair.

Councillors: Mrs J Ashton, J Bedworth, Mrs E Casling, J Cattnach, I Chilvers, M Crane, J Crawford, Ms M Davis, Mrs D Davies, Mrs S Duckett, Mrs J Dyson, P Harvey, Mrs G Ivey, C Lunn, B Marshall, W N Martin, Mrs W May, J McCartney, Mrs K McSherry, D McSherry, C Metcalfe, J Meehan, W Norton, I Nutt, R Packham, R Parker, C Pearson, B Percival, Mrs F Ryan, R Sayner, S Shaw-Wright, R H Sweeting and R Wilson.

Officials: Chief Executive, Strategic Director – Steve Martin, Head of Service – Policy and Performance, Head of Service – Human Resources, Head of Service – Legal and Democratic Services, Head of Service – Finance and Central Services, Head of Service – Environmental Services, Head of Service – Housing, Elections Officer, Democratic Services Officers.

Public: 2

Press: 0

The Reverend S Jukes offered opening prayers.

1102 **Apologies for Absence**

Apologies for absence were received from Councillors D Bain-McKay, G Croston, Mrs M Hulme, Mrs W Nichols and D Peart.

1103 **Disclosure of Interest**

Councillors C Metcalfe and B Percival declared a personal interest in minute 1117.

Councillors Mrs M Davis and Mrs D Davies declared a personal interest in minute 1105 (part c).

1104 **Minutes**

RESOLVED:

That the minutes of the meeting of Council held on 18 July 2006, with the substitution of Councillor R Sweeting for Councillor R Parker in minute 968, be confirmed as a correct record and be signed by the Chairman.

1105 **Communications**

(a) Letter from Selby Town Council

The Chief Executive submitted a letter from Selby Town Council requesting a contribution from Selby District Council towards the £35,000 needed to repair and restore the Selby Abbey carillon.

RESOLVED:

That Selby District Council contribute a sum of £3,000 towards the repair and restoration of the Selby Abbey carillon.

(b) Letter from Highways Agency

The Chief Executive submitted a letter from the Highways Agency, informing the Council that the A63 Osgodby Bypass scheme had been withdrawn from their work programme. The letter stated that the reason for this was the significant increase in land prices, and in the cost of carrying out the work since the Public Inquiry was held.

RESOLVED THAT:

- i. the Highways Agency be informed that the Council strongly opposes the removal of the scheme from their work programme, and strongly requests its reinstatement in 2007, and**
- ii. the Highways Agency be requested to inform the Council of the estimated costs of the scheme.**

Councillors Mrs M Davis and Mrs D Davies declared a personal interest in the following item:

(c) Selby United Charities

The Chief Executive informed the Council that he had received a request from Selby United Charities to allow the construction of affordable housing and a hall on the current site of St Richard's Church, which was subject to a restrictive covenant imposed by the former Selby Urban District Council. The restrictive covenant stated that the site was only to be used for church purposes.

RESOLVED:

That the Council agree, in principle, to explore the request further and that detailed reports be submitted to the appropriate committees or boards.

1106 **Public Questions**

None.

1107 **Councillors' Questions**

The following questions were raised by:

- (a) Councillor J McCartney:
 - i. "Could the Leader of the Council set out the benefits to Selby District Council of the North Yorkshire County Council (NYCC)/Selby District Council Countryside Management Partnership?"
 - ii. "Does the Leader of the Council understand that NYCC brings nothing of substance to the partnership, except a pie-in-the-sky possibility of some volunteer workers who would be expected take over the day to day maintenance of Barlow Common whilst the current Selby District Council staff take on duties on behalf of

NYCC, many of which will be outside the Selby District?

- iii. "Does the Leader of the Council recognise that Barlow Common is a value for money success that Selby District Council be rightly proud of? But, that this partnership could undermine the continuing development of this Local Nature reserve?"

(b) Councillor Mrs Davis:

- i. "Who is monitoring the current trial burnings of petcoke – is it Selby District Council or the Environment Agency and where these samples are being collected and how regularly
- ii. "If it is the Environment Agency are we as the local authority undertaking any independent sampling and analysis of samples and where these samples are being collected and how regularly
- iii. "If the answer to ii) is No, then is Selby District Council prepared to collect samples from the occupier and send this for analysis and report back to full Council on the findings and whether we would be prepared to put local people's minds at ease by carrying out such analysis and reporting regularly
- iv. "When the current trial burn of petcoke will cease and a full report back from whoever is doing the official monitoring made to Selby District Council."

RESOLVED:

That councillors receive a written reply to the questions raised above.

1108

Committee and Board Minutes

Planning Committee 19 July 2006

RESOLVED:

That the minutes be noted.

Planning Committee 16-August 2006

RESOLVED:

That the minutes be noted.

Environment Board 20 July 2006

RESOLVED THAT:

- i. the minutes be noted; and**
- ii. the recommendation set out in minute 998 relating to the Markets Service Strategy be approved.**

Economy Board 29 August 2006

Councillors considered a recommendation made by the Task and Finish Group appointed under minute 1079, concerning the Economic Development partnership arrangements with North Yorkshire County Council.

RESOLVED THAT:

- i. the minutes be noted; and**
- ii. the issues relating to the Economic Development partnership arrangements with North Yorkshire County Council be referred to the Policy and Resources Committee which be given delegated power to determine the arrangements.**

Special Policy and Resources Committee 1 August 2006

RESOLVED THAT:

- i. the minutes be noted**
- ii. parts (i), (iii) and (iv) of the recommendation relating to the Selby District Local Development Framework, set out in minute 1011, be approved; and**
- iii. with regard to part (ii), the recommendation be approved subject to the following amendments:**

Draft SCI Section/Para	Amended Recommendation
5.7 - 5.20	a) Insert the word 'strongly' before 'encouraged' in para 5.17 and insert 'for example through public meetings and exhibitions' after 'local community'.

	showing how the views of the public have been taken into account’.
5.25	Incorporate an additional sentence in para 5.25 as follows ‘Added to this, the planning committee agenda list is sent to parish and town councils and elected members by e-mail prior to the meeting, in order to give advance warning about when individual applications will be considered’.
Appendix 2	No change to SCI but Town Teams to be added to the mailing list. <u>Reason</u> Town Teams are involved in projects linked to the Renaissance programme but would not be specifically consulted on non Renaissance issues.
2.9	Additional sentence to be added to para 2.9 (b) to clarify the meaning of ‘significant’ in the context of this paragraph, following consultation with the Planning Inspectorate. <u>Reason</u> To produce a form of words that adequately explains the use of the word in this sense.
5.32	Insert ‘in writing, including by e-mail’ after ‘request’ in 3 rd bullet point. <u>Reason</u> To ensure consistency with the Council’s constitution.

Policy and Resources 22 August 2006

RESOLVED THAT:

- i. the minutes be noted; and
- ii. the recommendations listed below be approved:

minute 1053 - General Fund Capital Programme

minute 1055 - Harassment and Bullying Policy

minute 1056 - Anti-Fraud, Theft and Corruption Policy and Strategy

minute 1057 - Regulation of Investigatory Powers Act 2000, and

minute 1060 - Increase in Enforcement Resources

Social Board 8 August 2006

RESOLVED:

That the minutes be noted.

Licensing Committee 14 August 2006 and 4 September 2006

RESOLVED:

That the minutes be noted.

Overview and Scrutiny Committee 7 September 2006

RESOLVED:

That the minutes be noted.

1109 **Equality and Diversity Policy**

The Council considered the report of the Head of Service – Housing, seeking approval for the new Equality and Diversity Policy for the Housing Service Unit.

RESOLVED:

That the policy be approved.

1110 **Sport and Cultural Strategy**

The Council considered the report of the Strategic Director, seeking approval for the new Sport and Cultural Strategy.

RESOLVED:

That the policy be approved.

1111 **Local Strategic Partnership Update Report**

The Council considered the report of the Chief Executive, which updated councillors on the latest initiatives carried out by the partnership.

RESOLVED:

That the report be noted.

1112 **2007 District Council Elections – Counting of Votes**

The Council considered the report of the Head of Service – Legal and Democratic Services, seeking approval from councillors to conduct the counting of votes on the morning of Friday 4 May, instead of the Thursday night following the close of poll at 22:00.

RESOLVED:

That the votes cast at the May 2007 election be counted from 10:00am on Friday 4 May 2007.

1113 **Change in the Chamber Consultation**

The Council considered the report of the Head of Service – Policy and Performance, informing councillors of the results of the recent consultation concerning the change in the chamber.

The community's view was sought on whether Selby District Council should either continue with its current decision-making structure or move to one of three different political decision-making models.

The most popular of the four options presented to a random sample of residents was option 4, which was to continue with the present structure.

RESOLVED:

That the Council retain the fourth option system and cease any further work on this topic.

1114 **Urgent Action**

The Chief Executive reported that there had been no instances where he had acted in urgent or emergency situations under the functions delegated to him in the Constitution.

1115 **Sealing of Documents**

To authorise the sealing of any documents necessary to action decisions of this Council meeting or any of its committees and boards for which delegated authority was not already in existence.

1116 **PRIVATE SESSION**

RESOLVED:

That in accordance with Section 100(A)(4) of the Local Government Act 1972, in view of the nature of the business to be transacted, the meeting be not open to the Press and public during consideration of the following items as there will be a disclosure of exempt information as defined in Section 100(1) of the Act as described in paragraph 3 of Part 1 of Schedule 12A to the Act.

1117 Tadcaster Town Centre

The Chief Executive raised issues in connection with proposed developments within Tadcaster town centre.

RESOLVED:

That the matter be considered at a special meeting of the Council, to be held on a date to be arranged.

1118 Tesco Agreement

The Council considered the report of the Head of Service – Legal and Democratic Services.

RESOLVED:

That the matter be considered at the special meeting of the Council, referred to in minute 1117 above.

1119 Selby War Memorial Hospital

The Council considered the report of the Chief Executive concerning the Selby War Memorial Hospital.

RESOLVED THAT:

- i. the report be noted**
- ii. a sum of up to £10,000 be approved for the Council's contribution to fees leading up to the submission of a bid for funding for a new Selby Community Hospital; and**
- iii. the Chief Executive submit a detailed report on this issue to the special meeting of the Council, referred to in minute 1117 above.**

The meeting closed at 8.35pm.