

## SELBY DISTRICT COUNCIL

Minutes of the proceedings of a meeting of the Council held on Tuesday 14 November 2006, in the Civic Suite, the Civic Centre, Portholme Road, Selby, commencing at 6.00 pm.

1230	The Reverend Keith Jukes
1231	Councillor and Mrs J Mackman
1232	Apologies for Absence
1233	Disclosure of Interest
1234	Minutes
1235	Communications
1236	Committee and Board Minutes
1237	Reports of Councillors of External Meetings
1238	Urgent Action
1239	Sealing of Documents
1240	Private Session
1241	Tesco

Present: Councillor J Mackman (Chairman) in the Chair

Councillors: D N Bain-Mackay, J Bedworth, Mrs E Casling, J Cattnach, I Chilvers, R Collins, M Crane, J Crawford, Ms M Davis, Mrs S Duckett, Mrs J Dyson, P Harvey, Mrs M Hulme, W Inness, Mrs G Ivey, C Lunn, B Marshall, W N Martin, Mrs W May, J McCartney, Mrs K McSherry, D McSherry, C Metcalfe, J Meehan, Mrs W Nichols, W Norton, I Nutt, R Packham, R Parker D Peart, C Pearson, Mrs F Ryan and R Wilson

Officials: Chief Executive, Strategic Director – J Lund, Head of Service – Legal and Democratic Services, Democratic Services Officer and Committee Administrator

Also in Attendance: Head of Service – Policy and Performance, Head of Service – Human Resources, Head of Service – Planning and Economic Development and Head of Service - Housing

The Reverend S Jukes offered opening prayers.

Public: 1  
Press: 0

### 1230 **The Reverend Keith Jukes**

The Chairman informed councillors that the Reverend Keith Jukes had been appointed as Dean of Ripon Cathedral. The Chairman and councillors offered their congratulations to him on his new appointment.

Council  
14 November 2006

1231 **Councillor and Mrs J Mackman**

The Leader of the Council and the Leader of the Opposition offered their sympathy to the Chairman and his wife, in respect of the recent attack made on their property. Those comments were strongly supported by all councillors present.

The Chairman thanked councillors for their support and good wishes and stated that he would not be intimidated by the attack.

1232 **Apologies for Absence**

Apologies for absence were received from Councillors G Croston, Mrs D Davies, B Percival, R Sayner, S Shaw-Wright and R H Sweeting.

1233 **Disclosure of Interest**

None.

1234 **Minutes**

Councillor Packham raised a number of questions in relation to minute 1158 – Selby Hospital with particular regard to the costs of repairs to the Civic Centre. The Leader of the Council stated that these issues would be addressed in detail at a future meeting of the Policy and Resources Committee.

Councillors also discussed the importance of ensuring private session items remained confidential.

**Resolved:**

**That the minutes of the proceedings of the special meeting of Council held on 28 September 2006 be confirmed as a correct record and be signed by the Chairman.**

1235 **Communications**

(a) The Local Government White Paper – October 2006

The Chief Executive provided councillors with an outline of the main issues dealt with under the recent Local Government White Paper. These were:

- Increased community engagement and involvement
- Responsive services and empowered communities

- Strong leadership and accountability
- Stronger role for Overview and Scrutiny
- Councillors as champions for their communities
- The potential of reorganisation for local government

In response to councillors' questions, the Chief Executive stated that the White Paper would be analysed in detail by the strategic management team and heads of service and that a report would be presented to a future meeting of Council.

**Resolved:**

**That following analysis of the Local Government White Paper by the strategic management team and heads of service, a report be presented to a future meeting of Council.**

(b) Letter from Sherburn in Elmet Parish Council

The Chief Executive informed councillors of a request from Sherburn in Elmet Parish Council, asking for support for the Charter 88 campaign for the Sustainable Communities Bill.

He requested that the Sustainable Communities Bill be passed to the Environment Board for consideration.

**Resolved:**

**That the Sustainable Communities Bill be passed to the Environment Board for consideration and a report be presented to a future meeting of Council.**

(c) Letter from John Grogan, MP

The Chief Executive informed councillors that in response to his letter to John Grogan, MP, on the power of District Councils to tackle and regenerate derelict properties, Mr Grogan had written to Ruth Kelly, Secretary of State for Communities and Local Government. Mr Grogan was waiting for her response and would inform the Chief Executive once this had been received.

(d) Letter from Head of Service – Human Resources – Christmas Leave

Following a ballot of staff to determine the preferred date for the statutory floating day's leave, the results showed a strong preference for Wednesday 27 December 2006.

**Resolved:**

**That Wednesday 27 December 2006 be taken by staff as a statutory day's leave.**

(e) Waste Recycling Plant at South Milford

The Chief Executive informed councillors that he had written to North Yorkshire County Council (NYCC) requesting that Selby District Council and NYCC take joint advice from counsel with regard to a potential application for a waste and recycling plant at South Milford.

The Chief Executive also explained that if a planning application did come before NYCC, the District Council would be consulted as part of the planning process. In order to carry out its duties in respect of this potential proposal, the Council would benefit from specialist environmental advice. To this effect, a report was to go to the Environment Board meeting on 23 November 2006.

**Resolved:**

**That the Environment Board on 23 November 2006 consider the need to procure specialist consultancy expertise in respect of the potential application for a waste and recycling plant at South Milford.**

(f) Letter from Councillor Norton – Gypsy Encampments

Councillor Norton described to councillors the extensive damage and litter caused in recent months by gypsy encampments at a number of locations throughout the District. He expressed deep concern at the 14-day amnesty that NYCC operates for travellers before an eviction notice is served.

In addition, he raised concerns about the occupation by gypsies of stretches of old road that had been left with no purpose, following the building of the bypass at Thorpe Willoughby.

**Resolved that:**

- (i) **Selby District Council call upon North Yorkshire County Council to remove the 14-day amnesty rule for travellers before any eviction notices are served and to assist the Council's efforts to get the travellers to use the refuge provided; and**

(ii) **Selby District Council also request that the stretches of road heading nowhere since the building of the bypass be removed so as to limit access and prevent further intrusions by those individuals who have no time for the rule of law and care of the environment**

(g) Letter from Highways Agency – A63 Osgodby Bypass and A19/A63 Barlby Crossroads

The Chief Executive informed councillors that he had received a reply from the Highways Agency to his letter in which he urged reconsideration of the decision made by the Highways Agency in respect of the Osgodby bypass and the alternative measures to the A19/A63 Barlby crossroads.

The Highways Agency confirmed in their letter that they would not be proceeding with the Osgodby bypass as it no longer offered value for money. In addition, they felt that the scheme proposed for the A19/A63 Barlby crossroads would have major safety benefits and requested that the Highways Agency and the Council work together to achieve the best possible solution within the limits of the scheme they had proposed.

The Chief Executive had also received a letter from Barlby and Osgodby Parish Council informing him of a campaign to reinstate the Osgodby bypass and asking for support from district and county councillors.

(h) Email from John Grogan, MP – European Spallation Source (ESS)

John Grogan, MP informed the Chief Executive by email that Lord Sainsbury, the former science minister had recommended against locating the ESS at Burn. Lord Sainsbury stated that it should be sited at one of the two existing scientific sites in Cheshire or Oxfordshire. Mr Grogan was seeking a meeting with the new science minister to discuss this issue.

1236

## **Committee and Board Minutes**

### Planning Committee – 13 September 2006

Councillors noted that in minute 1125 (4), Councillor Lunn's vote should only have been recorded once.

#### **Resolved:**

**That the minutes, with the above amendment, be noted.**

Council  
14 November 2006

Planning Committee – 11 October 2006

**Resolved:**

**That the minutes be noted.**

Social Board – 19 September 2006

Councillors discussed anti-social behaviour provisions within the District and across local borders.

**Resolved:**

**That the minutes be noted.**

Overview and Scrutiny Committee – 5 October 2005

Councillor Mrs J Dyson stated that she had sent her apologies for the meeting and these had not been recorded.

Councillors discussed the recent visit made to Wychavon and requested that a report be produced.

Questions were raised concerning the drivers' mess room at Selby Bus Station in respect of the proposed new toilet facilities.

**Resolved that:**

- (i) the minutes, with amendment, be noted; and**
- (ii) a report be produced on the visit to Wychavon and be made available to all councillors.**

Environment Board 12 October 2006

With reference to minute 1189, Councillor Gillian Ivey thanked Stuart Henshaw, the former Environmental Services Officer, for 15 years' valuable service and wished him all the best for the future.

**Resolved:**

**That the minutes be noted.**

Economy Board – 13 November 2006

Councillors noted that Councillor Mrs R Sayner should be referred to as R Sayner.

**Resolved:**

**That the minutes, with the above amendment, be noted.**

Policy and Resources Committee 26 September 2006

**Resolved:**

- (i) the minutes be noted; and**
- (ii) the Mobile Telephones Policy recommended in minute 1146 be approved.**

Policy and Resources Committee 24 October 2006

**Resolved that:**

- (i) The minutes be noted; and**
- (ii) The recommendations in minute 1205 (listed below) be approved:**
  - a. Selby District Private Landlord Accreditation Scheme**
  - b. Gambling Policy**
  - c. Commercial Waste Service**
  - d. Refuse, Recycling and Street Cleansing Contracts 2006/07 Supplementary Estimate**

Licensing Committee – 9 October 2006

**Resolved:**

**That the minutes be noted.**

Licensing Committee – 13 November 2006

Councillor Mrs S Duckett stated that she had sent her apologies for the meeting and these had not been recorded.

**Resolved:**

**That the minutes, with the above amendment, be noted.**

1237

### **Reports of Councillors of External Meetings**

Councillors received the reports of Councillor Percival for the following two meetings:

- (i) York and North Yorkshire Development Board – 25 September 2006; and
- (ii) Rural Housing Trust Seminar – 10 October 2006

**Resolved:**

**That the reports be noted.**

1238

### **Urgent Action**

The Chief Executive reported on the action he had taken as a matter of urgency on the following items:

- Letter to North Yorkshire County Council in respect of the waste recycling plant at South Milford, dealt with under minute 1235 (e)
- Decision record signed by the Chief Executive and the Leader in accordance with the constitution in respect of the attendance of Councillor J Crawford at the District Leaders' Sounding Board, which he attended on 24 October 2006 as the representative of the Council

1239

### **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 is not already in existence.

**RESOLVED:**

**That authority be granted for the signing of, or the Common Seal of the Council being affixed to, any documents necessary to give effect to any resolutions hereby approved.**



1240

**PRIVATE SESSION**

**Resolved:**

**That in accordance with Section 100(A)(4) of the Local Government Act 1972, the press and public be excluded from the meeting for the following items of business, as there will be a disclosure of exempt information as defined in paragraph 3 of Section 12(A) of the Act, as amended by the Local Government (Access to Information) (Variation) Order 2006.**

1241

**Tesco**

The Head of Service – Legal and Democratic Services updated councillors on the latest proposals from Tesco in relation to the 2004 agreement.

**Resolved:**

**That the latest proposals from Tesco be rejected.**

The meeting closed at 8:05 pm.