

SELBY DISTRICT COUNCIL

Minutes of the proceedings of a meeting of the Council held on Tuesday 19 December 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: D N Bain-Mackay, Mrs E Casling, J Cattanach, I Chilvers, M Crane, J Crawford, G R Croston, Ms M Davis, Mrs D Davies, Mrs S Duckett, Mrs J Dyson, P Harvey, W Inness, Mrs G Ivey, C Lunn, W N Martin, Mrs W May, J McCartney, Mrs K McSherry, D McSherry, J Meehan, Mrs W Nichols, I Nutt, R Packham, R Parker D Peart, C Pearson, B Percival, Mrs F Ryan, S Shaw-Wright, R H Sweeting and R Wilson.

Officials: Chief Executive, Strategic Directors, Head of Service – Legal and Democratic Services, Head of Service – Planning and Economic Development, Head of Service – Policy and Performance, Senior Planning Policy Officer, Democratic Services Officer and Committee Administrator

Also in attendance Anthony McDonagh, Sue Carter

The Reverend S Jukes offered opening prayers.

Public: 1
Press: 0

1354 **Tribute to Councillor W Norton and Honorary Alderman C Coultish**

Councillors and officers stood for a minute's silence in tribute to Councillor W Norton and Honorary Alderman C Coultish who passed away recently.

1355 **Apologies for Absence**

Apologies for absence were received from Councillors Mrs M Hulme, B Marshall, C Metcalfe and R Sayner.

1356 **Disclosure of Interest**

None received.

1357 **Minutes**

Resolved:

That the minutes of the proceedings of the meeting of Council held on 14 November 2006 be confirmed as a correct record and be signed by the Chairman.

1358 **SMILE Presentation**

The winner of the SMILE competition was presented to Council by the Leader of the Council.

The competition, which had been run earlier in the year as part of a Young Voices event organised by the AVS, had asked young people aged between eight and sixteen what they would do if they were councillor for a day. The Leader of the Council had selected nine-year-old Anthony McDonagh's entry as the winning idea. Anthony had written that if he was councillor for a day, he would set up an inter-school sports day for the primary schools of the District.

Anthony had spent half a day with the Leader, attending meetings as well as meeting with officials, and the Leader informed councillors that he had been an absolute credit to both his parents and his school.

Mrs S Carter, co-ordinator for the SMILE project, then presented Anthony with vouchers for JJB Sports and a family pass for the Abbey Leisure Centre.

Communications

a) Victorian Market, Tadcaster - Report from Councillor Percival

The Chief Executive informed councillors that he had received the report of Councillor Brian Percival, concerning the Victorian Market that had taken place recently at Tadcaster.

Councillor Percival informed councillors that the market had been a great success, with over 3,000 attendees. He then paid tribute to the hard work of Councillor Sweeting and all the organisers of the event.

Resolved:

That the report be noted.

b) Minutes of the Gascoigne Wood Meeting - Councillor Percival

The Chief Executive informed councillors that he had received the minutes of the Gascoigne Wood meeting held 8 December 2006 from Councillor Percival.

Resolved:

That the minutes be noted.

c) Minutes of the York and North Yorkshire Development Board Meeting - Councillor Percival

The Chief Executive informed councillors that he had received the minutes of the York and North Yorkshire Development Board meeting held 7 December 2006 from Councillor Percival.

Resolved:

That the minutes be noted.

d) Letter from North Yorkshire County Council (NYCC) regarding Travellers

The Chief Executive requested that the content of the letter be taken in private session.

Resolved:

That this item of communication be taken in private session.

e) Letter from Councillor Mrs M Davis

The Chief Executive informed councillors that he had received a letter from Councillor Mrs M Davis, with regard to Selby United Charities and St Richard's Chapel land. Because sufficient notice had not been given, the Chief Executive was unable to address the issues raised at this meeting of Council. The Chief Executive informed councillors that he would undertake to deal with the issues raised in the letter and report back to the next meeting of Council.

Resolved:

That the Chief Executive deal with the issues raised in Councillor Mrs M Davis' letter and that he report back to the next meeting of Council.

f) Local Government White Paper – Strong and Prosperous Communities

The Chief Executive requested that an extraordinary meeting of Council be called for Tuesday 9 January 2007 to discuss the issues raised in the White Paper and any response Selby District Council would consider making, including options the Council might consider putting forward with regard to revised arrangements in the North Yorkshire area.

Resolved:

That an extraordinary meeting of Council be called on 9 January 2007 to discuss the Local Government White Paper – Strong and Prosperous Communities.

1360 **Public Questions**

None received.

1361 **Councillors' Questions**

None received.

1362 **Committee and Board Minutes**

Planning Committee – 15 November 2006

Councillors discussed issues surrounding a number of planning applications that had been brought before Planning Committee, with particular reference to an application that had been decided previously and which was before Planning Committee again on 3 January 2007.

Officers explained that material considerations had been brought to their attention that necessitated reconsideration of the application. Officers stressed the importance of taking all new information and material considerations into account when reconsidering this and any other application.

The Chairman then proposed that in order to discuss the planning application in more detail, a pre-meeting be called before Planning Committee on 3 January 2007, with representatives from all parties in attendance, as well as officers from the planning and legal sections, in order to make a recommendation to the Planning Committee on the action to be taken.

Resolved that:

- i. the minutes be noted; and**
- ii. a pre-meeting be called before Planning Committee on 3 January 2007, with representatives from all parties in attendance, as well as officers from the planning and legal sections, in order to make a recommendation to the Planning Committee on the action to be taken.**

Planning Committee 6 December 2006

Resolved:

That the minutes be noted.

Social Board – 21 November 2006

Councillors discussed the issues raised in the Chair's address to the Social Board, with particular reference to anti-social behaviour orders that had been issued in the District and the co-location of community safety teams. This co-location would involve the Council's team as well as the police and the Youth Offending Team.

The Chairman proposed a number of amendments be made to minute 1256 to correct typographical errors found within the minute.

Resolved:

That the minutes be noted, subject to the amendments (underlined) below:

- i. Minute 1256, paragraph 1, sentence 3 to read:- *The Anti Social Behaviour Officer liaised with the Police Community Safety Team who held the details on where they were, what type of anti social behaviour, success/enforcement to date etc and would return to the Social Board with a more detailed briefing as soon as it was received.*
- ii. Minute 1256, paragraph 2, sentence 1 to read:- *The Chair informed councillors about the cross-border anti social behaviour.*

Environment Board – 23 November 2006

Resolved:

That the minutes be noted.

Overview and Scrutiny Committee – 23 November 2006

Resolved that:

- i. The minutes be noted, subject to the following amendments made at the meeting of Overview and Scrutiny Committee held on 7 December 2006:
 - a. minute 1289 to read:- “the Chair paid tribute to Councillor W Norton who passed away suddenly on Wednesday 22 November 2006 and also to Honorary Alderman C Coultish who passed away recently. Councillors and officers stood for a minute’s silence out of respect”.
 - b. minute 1295 – the resolution to be amended to read:

“Whilst welcoming the recognition by residents of the extra recycling facilities provided by Selby District Council, we also note and support their desire to see more being done to crack down on anti-social behaviour, provide more social housing and to provide more facilities for the recycling of plastics.

We note that the consultees supported the priorities; therefore we advise the Council to approve the six priorities identified within the State of the Area Address”.
- ii. The recommendation at minute 1295, subject to the amendment above, be approved.

Overview and Scrutiny Committee – 7 December 2006

The Chair of Overview and Scrutiny informed councillors that at minute 1339, the date of the parish forum meeting should read 6 February 2007 (and not 2006).

Resolved:

That the minutes, subject to the amendment above, be noted.

Policy and Resources Committee – 28 November 2006

The Senior Planning Officer informed councillors that a communication relating to the management of housing land release had been received at the Council offices from Cunnane Town Planners late that afternoon.

The Head of Service – Legal and Democratic Services advised councillors that because the letter had been received so late, it might be prudent to defer discussion on this matter to the next meeting of the Policy and Resources Committee.

After discussion, the Chief Executive informed councillors that he would write to Cunnane Town Planners expressing the inappropriateness of their actions in repeatedly submitting information to the Council so close to the commencement of meetings.

The Chairman proposed a number of amendments (underlined) to the resolutions at minute 1321:

- a) The wording of the resolution at (vi) to read:- *The Council strongly objects to the proposed new quarrying areas and would wish to see them robustly resisted*
- b) The wording of the resolution at (vii), sentence 2 to read:- *Sites should be selected sequentially working those with minimum overall impact first*

Resolved that:

- i. **the minutes be noted, subject to the amendments above;**
- ii. **the issue of the management of housing land release at minute 1320 be deferred to the next meeting of the Policy and Resources Committee; and**
- iii. **the following recommendations be approved:**

- a. **Minute 1308 (a) Children and Young People's Play Strategy**
- b. **Minute 1308 (b) Selby District Council Tenant Participation Strategy 2006 – 2009**
- c. **Minute 1308 (c) – Housing Revenue Account Business Plan**
- d. **Minute 1311 – Capability Policy**
- e. **Minute 1317 – Supplementary budget request in respect of electricity costs for general fund properties**
- f. **Minute 1318 – Developer Contributions Supplementary Planning Document (DCSPD) – Adoption Draft**
- g. **Minute 1319 – Sustainability Appraisal of the Draft DCSPD**
- h. **Minute 1322 – Commercial Waste Prices 2007/08**
- i. **Minute 1324 – Supplementary estimate for consultancy expertise (The Maltings, South Milford)**
- j. **Minute 1327 – Civic Centre Condition Survey**

Licensing Committee 11 December 2006

Resolved:

That the minutes be noted.

1363

Appointment of Chair and Vice-Chair of Planning Committee

The Leader of the Council informed councillors that it was necessary to appoint replacements for a number of positions previously held by Councillor Norton. He stated that the position of Deputy Leader would not be filled before the elections in May 2007.

Councillors were also informed that the political make-up of Social Board had altered and it would be necessary to replace one Conservative councillor with a Labour councillor.

A request was made to discuss the appointment of the new Chair and Vice-Chair of Planning Committee in private session.

Resolved that:

- i. The appointment of the Chair and Vice-Chair of Planning Committee be taken in private session**
- ii. The following councillors be appointed to the following positions:**
 - a. Vice-Chair of Policy and Resources (and therefore member of Audit Panel) – Councillor Percival**
 - b. Replacement for Councillor Norton on Policy and Resources Committee – Councillor Mackman**
 - c. Councillors Nutt and Inness be appointed to Planning Committee**
 - d. Building Control Partnership – Councillor Peart**
 - e. Community Safety Partnership Executive Board – Councillor D McSherry**
 - f. Champion for ‘Improve Safety in our Community’ – Councillor D McSherry**
 - g. Champion for ‘Create More Local Needs Housing’ – Councillor Percival**
 - h. Champion for ‘Work with Tenants Beyond the Vote on Voluntary Transfer’ – Councillor Peart**
 - i. Champion for Compact with the Voluntary Sector – Councillor Mrs Ivey**
- iii. Councillor Mackman withdraw from Social Board and that Councillor Shaw-Wright be appointed**

1364

Local Strategic Partnership (LSP) Update

The Chief Executive updated councillors on the work of the LSP. Councillors discussed the report with particular mention being made of the success of the *iSelby* logo (intelligent and innovative Selby).

Resolved:

That the report be noted.

1365 **Urgent Action**

None taken.

1366 **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.

1367 **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.

1368 **Appointment of Chair and Vice-Chair of Planning Committee**

Councillors discussed the appointment of the Chair and Vice-Chair of Planning Committee. Discussions took place over whether it was possible for the Chairman of the Council to also chair a committee or board.

Resolved that:

- i. Councillor Mackman be appointed Chair of Planning Committee;
and**
- ii. Councillor Peart be appointed Vice-Chair of Planning Committee.**

1369 **Tesco Update**

The Head of Service – Legal and Democratic Services updated councillors on the latest proposals from Tesco.

Resolved:

That the agreement with Tesco be extended by one month and a working group consisting of five councillors selected on a proportional basis, be set up to examine the offer and to report back to Council with recommendations.

1370

Land in Selby Town Centre

The Head of Service – Legal and Democratic Services updated councillors with regards to the sale of land in Selby Town Centre.

Because agenda items 14 and 15 were interlinked, the Chief Executive suggested that the report be withdrawn and referred to the working group set up in minute 1369. After consideration of the report, they would then report back to Council.

Resolved:

That the working group set up in minute 1369 look at the sale of land in Selby Town Centre and report back to Council with recommendations.

1371

Letter from North Yorkshire County Council (NYCC) regarding Travellers

The Chief Executive informed councillors that he had received a reply to his letter to NYCC calling for the removal of the 14-day amnesty rule for travellers before eviction notices could be served.

Resolved:

That Selby District Council continue to pursue this matter together with NYCC and other agencies.

The meeting closed at 8.20pm.