

SELBY DISTRICT COUNCIL

Minutes of the proceedings of a meeting of the Council held on 14 October 2008, in the Civic Suite, the Civic Centre, Portholme Road, Selby, commencing at 6:00 pm.

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Present: Councillor A Thurlow (Chairman) in the Chair

Councillors: J Cattanach, I Chilvers, M Crane, Mrs D Davies, J Deans, Mrs S Duckett, K Ellis, D Fagan, Mrs C Goodall, Mrs M Hulme, Mrs G Ivey, W Inness, M Jordan, C Lunn, D N Mackay, B Marshall, W N Martin, J McCartney, Mrs M McCartney, Mrs K McSherry, Mrs C Mackman, J Mackman, Mrs W Nichols, I Nutt, R Packham, C Pearson, B Percival, A Pound, Mrs S Ryder, R Sayner, Mrs A Spetch, R H Sweeting and Mrs D White.

Officials: Chief Executive, Mr S Martin, Strategic Director, Head of Service – Finance and Central Services, Head of Service – Policy and Performance, Head of Service – Development Services, Communications Manager, Democratic Services Officer and Democratic Services Support Assistant.

Public: 2

Press: 0

The Monsignor B Bickers offered opening prayers.

362 **Apologies for Absence**

Apologies for absence were received from Councillors Mrs E Casling, Mrs M Davis, Mrs J Dyson, Mrs P Mackay, C Metcalfe, Mrs E Metcalfe and S Shaw-Wright.

363

Disclosure of Interest

Councillor J Mackman declared a personal interest in Minute 370 in so far as it related to Minute 353 of the Policy and Resources Committee regarding swimming for the over 60's.

Councillor Pound declared a personal interest in Minute 367 in so far as it related to the North Yorkshire Scout Council.

Councillor Jordan and Packham declared a personal and prejudicial interest in Minute 369 in so far as it related to Minute 290 of the Environment Board concerning Public Conveniences in Sherburn in Elmet.

364

Minutes

Resolved:

That the minutes of the proceedings of the Council held on 29 July 2008 be confirmed as a correct record and be signed by the Chairman.

365

Selby DIAL

Members considered the appointment of a representative to Selby DIAL to replace Mr D Peart.

Resolved:

That Councillor Pearson be appointed to Selby DIAL.

366

Central Area Car Park, Tadcaster

The Chief Executive stated that there had been developments regarding the Central Area Car Park, Tadcaster.

Resolved:

That this item be considered as a confidential item later in the meeting (see minute 376).

Communications

(a) Letter from the Yorkshire Local Councils Association

The Chief Executive submitted a letter from the Yorkshire Local Councils Association seeking a contribution of £2000 towards running costs.

Resolved: That no action be taken on this request.

(b) Letter from the United Nations Association UK

The Chief Executive submitted a letter from the Association inviting the Council to mark the 60th Anniversary of the adoption of the United Nations Universal Declaration of Human Rights.

Resolved: That no action be taken on this request.

(c) Letter from the Association of Independent Members of Standards Committees (AIMSce)

The Chief Executive submitted a letter from AIMSce asking the Council to ensure that Independent members had access to all allowances available to elected members.

Resolved: That no action be taken on this request.

(d) Letter from North Yorkshire County Scout Council

The Chief Executive submitted a letter from the North Yorkshire County Scout Council asking for financial assistance of up to £2000 p.a for three years.

Moved by Councillor Percival and seconded by Councillor Crane

That a grant of £1000 p.a be made to the Scout Council for a period of three years.

Moved by Councillor Mrs Nichols and seconded by Councillor Packham as an amendment.

(i) That the Scout Council be advised to apply in April 2009 for a grant through the Grant Allocation Process.

(ii) That the theme for the Grant Allocation Process for 2009/10 be support for youth services.

Amendment Lost.

Motion Carried.

Resolved:

That a grant of £1000 p.a be made to the Scout Council for a period of three years.

(e) Email from North Yorkshire County Council

The Chief Executive reported that he had received an e mail from North Yorkshire County Council seeking the nomination of a Councillor to serve on a Task and Finish Group which had been established to look at flooding in the County Council's area

Councillors Fagan and Marshall were nominated for appointment to the group and after a vote it was:

Resolved:

That Councillor D Fagan be nominated as a member of the Flooding Task and Finish Group.

(f) Ground Work (Selby)

The Chief Executive reported that he had been informed by the Chairman of Ground Work (Selby) that the organisation had been extended across the whole of North Yorkshire and had been renamed Ground Work (North Yorkshire). There would be an official launch on 21 November 2008 in Selby

Resolved: That the report be noted.

(g) CPA (Comprehensive Performance Assessment)

The Chief Executive reported that the inspectors from the CPA would be visiting the Council during the week commencing 27 October 2008 and the full inspections would be held during the week commencing 10 November 2008.

Resolved: That the report be noted.

(h) Annual Report 2007/08

The Chief Executive reported that the full version of the report would be circulated to councillors shortly.

Resolved: That the report be noted.

368 **Public Questions**

None

369 **Councillors' Questions**

None

370 **Committee and Board Minutes**

Planning Committee 23 July 2008

Resolved:

That the minutes be noted.

Planning Committee 20 August 2008

Resolved:

That the minutes be noted.

Planning Committee 17 September 2008

Councillor J Mackman stated that it would be necessary to amend the minutes of this meeting as follows:

- a) Minute 274 – 'Phase' should read 'Phrase'.
- b) Minute 275 – Resolved should read 'That the application be granted, subject to the amendments of conditions 2 & 3 regarding external lighting and proposals for a Traffic Management Plan, and the additional condition concerning tree replacement'.
- c) Minute 276 – the word 'visit' should be inserted after the word 'site'.

Resolved:

That the minutes with the amendments set out above be noted.

Licensing Committee 4 August 2008

Resolved:

That the minutes be noted.

Licensing Committee 1 September 2008

Resolved:

That the minutes be noted.

Licensing Committee 29 September 2008

Resolved:

That the minutes be noted.

Standards Committee 8 September 2008

Resolved:

That the minutes be noted.

Economy Board 9 September 2008

Resolved:

That the minutes be noted.

Environment Board 18 September 2008

In reply to a question Councillor Jordan, as Vice-Chairman of the Committee, undertook to investigate the collection and disposal of litter on the highway and report back to the councillor concerned.

Resolved:

That the minutes be noted.

Social Board 23 September 2008

Councillor Ivey stated that it would be necessary to amend part (ii) of the resolution contained in Minute 303 as set out below:

- (ii) That the working group (Councillors Mrs Ivey, Pound and Ms Davis) be given delegated authority to approve the tender documentation, approve a shortlist (if appropriate) of preferred bidders for further negotiation and make a final recommendation on the selected partner.

Resolved:

- (i) That the minutes and the amendment be noted; and
- (ii) That the recommendation contained in minute 303 be approved.

Audit Panel 24 September 2008

Resolved:

That the minutes be noted.

Overview and Scrutiny Committee 28 September 2008

Resolved:

That the minutes be noted.

Policy and Resources Committee 30 September 2008

In response to a question it was reported that the Council did not have any investments with any Icelandic Bank.

Resolved that:

- (i) The minutes be noted; and
- (ii) The recommendations contained in the following minutes be approved:
- a. 339 Customer Contact Centre Supplementary Estimated of £30,000.
 - b. 340 Financial Planning Policies
 - c. 343 Community Engagement (update) and Media and Communication Strategy
 - d. 346 Corporate Equality Plan and Generic Equality and Diversity Scheme

e. 347 Violent and Challenging Behaviour Policy

f. 353 Free Swimming

371

Selby Community Project

The Chief Executive submitted a report concerning the formation of an internal project board to oversee the Selby Community Project.

A Project Manager had been appointed and legal documents were being drawn up to safeguard the Council's interests. The first phase of the building would involve the construction of the hospital and the second phase involved the construction of buildings for the Council's use.

Resolved:

- (i) That an internal project board be established consisting of five members of the Council (4 Conservative nominees and 1 Labour nominee);**
- (ii) That the Leaders of the Conservative and Labour Groups inform the Chief Executive of their nominations.**

372

Review of Car Parking Fees 2008 Order

Councillors considered a report by the Head of Service – Legal and Democratic regarding three objections which had been received in response to a public notice on proposals to revise car parking fees.

The recommendation of the Environment Board to increase charges had been accepted by the Council on 29 July 2008. In order to comply with the appropriate legislation the Council was required to review its decision in the light of any objections received.

Resolved: That

- (i) The revised fees to be implemented at all District Council's Pay and Display Car Parks;**
- (ii) The fees be levied at all of the District Council's Pay and Display Car Parks from 8 am to 6 pm Monday to Saturday (inclusive); and**
- (iii) The fees be waived on the three Saturdays before Christmas 2008.**

373

Urgent Action

The Chief Executive informed Councillors that in order to deal with two cases he had reconvened a meeting of the Discretionary Rate Relief Appeals Panel.

He also reported that after consultation with all the groups leaders he had authorised a councillor to use taxis on official business as they had suffered an ankle injury and were unable to drive.

Resolved:

That the report be noted.

374

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.

375

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 item of business, as there will be a disclosure of exempt information as defined in paragraph 6(b) of Section 12(A) of the Act, as amended by the Local Government (Access to Information) (Variation) Order 2006.

376

Central Area Car Park, Tadcaster

The Chief Executive reported on the circumstances regarding the Council's proposals to renovate the Central Area car park in Tadcaster. The decision to issue planning permission for the project had been challenged and the objectors were seeking a judicial review. The case had been ongoing since 2004 and had been stayed until 14 October 2008.

Discussions had been held to try and find a solution, but no progress had been made.

Resolved:

- (i) That, having exhausted all other avenues open to it , the Council seeks a date for a Judicial Hearing; and**
- (ii) That the Leader of the Council be given delegated authority to withdraw an application for a Judicial Hearing should circumstances merit it.**

The meeting closed at 7:13 pm.