

SELBY DISTRICT COUNCIL

Minutes of the proceedings of a meeting of the Council held on 7 April 2009, in the Civic Suite, the Civic Centre, Portholme Road, Selby, commencing at 6:00 pm.

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776	Judicial Review Proceedings
777	Streetscene Procurement Contract

Present: Councillor A Thurlow (Chairman) in the Chair

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

Officials: Chief Executive, Mr J Lund, Strategic Director, Mr S Martin, Strategic Director, Interim Head of Service – Legal and Democratic Services, Head of Service – Finance and Central Services, Interim Head of Service – Policy and Performance, Head of Service – Environmental Health and Leisure Services, Principal Environmental Services Officer, Media and Corporate Communications Manager and Democratic Services Officer.

Observers: 0

The Monsignor B Bickers offered opening prayers.

Public: 1

Press: 0

764 **Apologies for Absence**

Apologies for absence were received from Councillors C Metcalfe, Mrs E Metcalfe, Packham, R Sayner and Mrs D White.

765 **Disclosure of Interest**

Councillors C Lunn, Mrs C Mackman and J Mackman declared a personal interest in Minute 772 as they met the eligibility criteria for a senior citizen's rail card.

766 **Minutes**

Resolved:

That the minutes of the proceedings of the Council held on 10 February 2009 and 3 March 2009 be confirmed as a correct record and be signed by the Chairman.

767 **Valuing People Now**

Mr Gavin Harding, a member of the Government's Valuing People Panel, gave a presentation on the 'Valuing People Now' strategy. The strategy covered a three year period and was intended to improve the lives of people with learning disabilities.

Resolved:

That Mr Gavin Harding be thanked for his presentation

768 **Standards Committee Annual Report 2008/09**

The Chief Executive submitted the draft Annual Report of the Standards Committee for 2008/09. Whilst the Committee had yet to approve the final report they had agreed that the Council be asked to increase the membership from 6 to 9. The places would be filled by one additional District Councillor, one additional Parish/Town Council representative and one additional independent member.

Resolved : That

- (i) the size of the Standards Committee be increased from six to nine (Three District Councillors, three representatives of Town/Parish Councils and three independent members);**

- and**
(ii) the process of recruitment to the three additional places on the Standards Committee be commenced in anticipation of receiving the Annual Report of the Standards Committee at a future meeting of the Council.

769

Communications

- (a) Letter from Ryedale District Council

The Chief Executive submitted a letter from the Chief Executive of Ryedale District Council seeking the support of Selby District Council to a motion calling for the Government to keep the Royal Mail in public ownership.

Resolved:

That the letter be noted

- (b) Letter from Manchester City Council

The Chief Executive submitted a letter from the Leader of Manchester City Council asking Selby District Council to encourage the local MP to support the Manchester City Council Bill (street trading) when it was debated in the House on 21 April 2009. The Bill was intended to address the growing problem of illegal street traders.

Resolved:

That the request be granted and John Grogan, MP be asked to lend his support to the Bill.

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Public Questions

None.

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Councillors' Questions

None.

Committee and Board Minutes

Planning Committee – 4 February 2009

Resolved:

That the minutes be noted.

Planning Committee – 4 March 2009

Resolved:

That the minutes be noted.

Licensing Committee – 9 February 2009

Resolved:

That the minutes be noted.

Licensing Committee – 9 March 2009

Resolved:

That the minutes be noted.

Environment Board – 26 February 2009

Resolved: That

- (i) the minutes be noted and**
- (ii) the recommendation set out in 649 relating to the Environmental Health Enforcement Policy be approved.**

Economy Board – 5 March 2009

Resolved:

That the minutes be noted.

Social Board – 10 March 2009

Resolved:

That the minutes be noted.

Grants Allocation Sub-Group – 16 March 2009

Resolved:

That the minutes be noted and the grants be approved.

Overview and Scrutiny Committee – 19 March 2009

Resolved:

That the minutes be noted.

Policy and Resources Committee – 24 March 2009

The Chair of the Committee reported that the resolution set out in minute 715 (Concessionary Rail Cards) and parts (ii) and (iv) of the resolution set out in minute 716 (General Fund Revenue Budget) should have been minuted as recommendations to Council.

Resolved: That:

- (i) The minutes be noted; and**
- (ii) The recommendations set out in minutes 716 and 724 (Private Housing Assistance Policy) be approved:**

With regard to minute 715 it was,

Moved by Councillor Crane and seconded by Councillor Percival

That the recommendation be approved and adopted

Moved by Councillor Shaw-Wright and seconded by Councillor Nichols as an amendment

That, with the substitution of '£10' for '£14' as the price of a ticket for senior citizens, the recommendation be approved and adopted.

Amendment lost
Motion carried

Resolved:

That the recommendation set out in minute 715 be approved and adopted.

(Councillor Mrs M Hulme wished to be recorded as abstaining from voting)

on the above issue)

773 **Urgent Action**

The Chief Executive reported that in consultation with the Leader of the Council he had secured an option on land in Sherburn in order to ensure the delivery of a Renaissance project.

Resolved:

That the Chief Executive's action be endorsed.

774 **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.

775 **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.

776 **Judicial Review Proceedings**

Councillors received the report of the Interim Head of Service – Legal and Democratic Services concerning an application for judicial review seeking to quash the Council's planning permission on land.

Details of Counsel's opinion on the case were set out in the report

Resolved:

That approval be given to the payment of costs not exceeding £20,000.

Streetscene Procurement Contract

Councillors received the report of the Principal Environment Services Officer on the outcome of the Streetscene procurement exercise that had been carried out in order to award a new Integrated Environmental Services Contract to start on the 1 October 2009 and run for a period of 7 years six months.

Details of the bids received and the process used to evaluate them were set out in the report. It was anticipated that if the recommended tender was accepted there would be year on year savings compared with the existing contracts.

Mr R Couth of SLR Consultants gave his comments on the tender evaluation process.

A discussion on the mechanism of the annual uplift took place and the potential cost differences between the Baxter Index and RPI (Retail Price Index) were highlighted.

Councillors questioned officers on the tender and the level of service which would be provided.

Resolved: That

The contract be awarded to Enterprise Managed Services Ltd for their Mandatory – Plastics Bid for a period of seven years six months commencing on 1 October 2009 subject to the annual uplift being based on RPI (which would increase the initial base costs by 1%) rather than the Baxter Index.

The meeting closed at 7:53pm.