

Council

Venue: Council Chamber - Civic Centre, Doncaster Road, Selby, YO8 9FT

Date: Tuesday, 18 September 2018

Time: 6.00 pm

Present: Councillor D Buckle in the Chair

Councillors D White (Vice-Chair), J Chilvers, K Arthur, J Cattanach, I Chilvers, J Deans, S Duckett, K Ellis, M Jordan, C Lunn, D Mackay, J Mackman, B Marshall, M McCartney, R Musgrave, R Packham, C Pearson, D Peart, B Sage, J Shaw-Wright, R Sweeting, J Thurlow and P Welch

Officers Present: Janet Waggott (Chief Executive), Karen Iveson (Chief Finance Officer), Gill Marshall (Solicitor to the Council), Dave Caulfield (Director of Economic Regeneration and Place), Victoria Foreman (Democratic Services Officer)

Press: 1

Public: 5

25 APOLOGIES FOR ABSENCE

Apologies for absence were received from Councillors Casling, Crane, Hobson, Metcalfe, Nichols and Reynolds.

26 DISCLOSURES OF INTEREST

There were no disclosures of interest.

27 MINUTES

The Council considered the minutes of the meeting of meeting held on 17 July 2018.

Members asked that at page 2 the spelling of York Minster be amended.

The Council also agreed that reference to a question from Councillor S Duckett about bus provision, asked in relation to Councillor Metcalfe's Executive report, had been omitted and should be included.

RESOLVED:

To approve the minutes of the Council meeting held on 17 July 2018 for signing by the Chairman, subject to the amendments set out above.

28 COMMUNICATIONS

The Chairman updated the Council on the recent success of his civic service at All Saints' Church in Sherburn in Elmet, and thanked Members for attending. Members had been particularly impressed by the newly refurbished Old Girls School in Sherburn, to which there had been a procession after the civic service to mark the grand reopening.

The Chairman was pleased to inform Council that that he had recently attended the Yorkshire in Bloom awards at York Racecourse, and was happy to report that Market Cross in Selby had won a silver gilt award.

29 ANNOUNCEMENTS

The Chief Executive directed Members to the cut-out silhouette of a soldier in the public gallery of the Chamber, and explained that this was part of a remembrance campaign by 'There But Not There', to mark the centenary of the end of the First World War.

County and District Councils across the country had been given the silhouettes to place somewhere in their areas in order to commemorate the fallen, educate today's generations and heal veterans suffering from the mental and physical wounds from their service.

The Chief Executive explained that she had chosen to display the silhouette at the Council Offices as they were connected to the Selby War Memorial Hospital. Eventually the silhouettes would be given back to the County Council and moved to Ripon Cathedral for a commemoration ceremony for Armistice Day.

The Chairman encouraged Members to attend his charity concert which would be taking place at Selby Abbey on Saturday 29 September 2018; tickets were almost all sold out and could be purchased from the Chairman himself or Democratic Services.

Lastly, the Chairman informed Members about the charity ball he would be organising a Selby Golf Club on Saturday 15 December 2018.

30 PETITIONS

There were no petitions received.

31 PUBLIC QUESTIONS

There were no public questions received.

32 COUNCILLORS' QUESTIONS

Four questions from Councillors had been received; two from Councillor Mike Jordan, and two from Councillor Mary McCartney.

Councillor Jordan asked his first question:

1. 'The government have announced that councils will only be able to be members of a single LEP (Local Enterprise Partnership). Could I ask the Executive if they have decided which to remain a member of and, if so, the reason for their decision. I am referring to the Leeds LEP and the North Yorkshire, York and East Riding LEP.'

Councillor Mackman responded on behalf of the Leader as the Deputy Leader of the Council:

'The Executive have not made a decision, this will be made at a Special Executive which has been arranged for Thursday 27 September at 1845. In addition a Member briefing has also been arranged for 27 September at 1800 to discuss this topic. The Executive will take account of Members' comments at the briefing in their response to the LEP. An information paper will be circulated on the options.'

Councillor Jordan asked his second question:

2. 'Earlier this year, in Full Council, it was decided that at some point we would be providing free parking for the first hour in Selby. Can I ask when that is likely to occur?'

Councillor Mackman responded on behalf of Councillor Metcalfe:

'Councillor Jordan is correct in reminding Council that at some point we would be providing free car parking for the first hour in Selby. However, this was factored into the introduction of car parking charges at Tadcaster as a pre requisite; the Leader regards this issue as an important but sensitive matter which he wishes to address as a written response to Members. As he is not able to be present at Council this evening Councillor Crane feels that a written response would be appropriate.'

Councillor McCartney asked her first question:

1. 'Could you please give an update on the progress being made to introduce a Public Space Protection Order to stop all vehicles, including motor cycles, quad bikes, cars, vans and caravans from going on and parking on our parks, playing fields, sports fields and other public green spaces? The reaction from Parish Councils and residents show that they

are supportive of the proposal.'

Councillor Mackman responded on behalf of Councillor Metcalfe:

'Officers of the Council have recently set up a process for making a Public Space Protection Orders. The process includes a web application process. This will ensure submitted requests contain sufficient information to show that an order is needed. There can be an appeal against the making of an order where there isn't the evidence to justify one.

As part of the process there is consultation with parish councils and the police. This would ensure that we know, before an order is made, that there is support for it locally.

The 2014 Act requires local authorities to formally consult with the police and the police and crime commissioner before making a PSPO. This ensures police support will be in place.

The suggestion of a PSPO to protect public green spaces is being considered as is another request from Cridling Stubbs Parish Council, but at the moment we have not determined whether there is the evidence to justify an order.

The Council has recently updated its byelaws on Selby Park, Leeds Road Recreation Ground, Portholme Road Recreation Ground and Denison Road Recreation Ground. These updated byelaws already prohibit overnight camping and caravans and motor vehicles. The Council can already prosecute for breach of the byelaws.

In making a PSPO the Council needs to have regard to national guidance. This states that PSPOs will not be suitable or effective in all circumstances, and it is important to consider carefully the right approach for identifying and addressing the problem behaviour. Other options should actively be considered before a PSPO is pursued – and where a PSPO is used, it should be employed alongside other approaches as part of a broad and balanced strategy. In particular we must be clear about how any orders would be enforced.'

Councillor McCartney emphasised her support for PSPOs and the need for them across a number of villages. Councillor McCartney asked that a copy of the full response be sent to her by email following the meeting; Councillor Mackman confirmed that this would be done.

Councillor McCartney asked her second question:

2. 'Could you also say whether you are confident that North Yorkshire Police will get behind such a scheme and will be prepared to, along with SDC officers, enforce any such order?'

Councillor Mackman explained that part of the process of making a PSPO was consultation with the local Police and parish councils, so they would

automatically be involved and their views sought on the matter.

Councillor Mackman emphasised the importance of PSPOs being fair and non-discriminatory; there were proper legal procedures and processes that had to be followed in order to introduce a PSPO and these had to be adhered to.

33 REPORTS FROM THE EXECUTIVE

Councillor M Crane, Leader of the Council reported by Councillor J Mackman, Deputy Leader

The Deputy Leader of the Council reported on the work of the Leader recently undertaken as outlined in the report.

In response to a query concerning devolution and the inclusion of the Sheffield City Region, Councillor Mackman explained that it would be better if Sheffield City Region were involved, but that the Sheffield City deal had now gone through. However, Councillor Mackman explained that there was a possibility that they could transfer over if a Yorkshire devolution deal was agreed.

With regards to a question about the Council's future membership of Local Enterprise Partnerships, Councillor Mackman confirmed that an all-Member briefing would be taking place on the matter on 27 September 2018, at which Members could express their opinions. This would be followed immediately by a special Executive meeting in order for a decision to be taken directly by the Executive on the matter.

A question was raised by Members about the Olympia Park masterplan and when the revised plan would be put out for consultation; Councillor Mackman explained that the new plans included a different access route and covered the whole site comprehensively. It was hoped that new plans would be available by the end of 2018 or early 2019. Members noted that the public could comment on the scheme as part of the future planning application.

In response to a further question about the promotion of devolution in Yorkshire, Councillor Mackman explained that he had attended a recent meeting with the Archbishop of York to discuss the promotion of One Yorkshire, and agreed that any future decisions would need to be communicated widely.

Councillor J Mackman, Deputy Leader of the Council and Executive Lead for Place Shaping

Councillor Mackman, Deputy Leader of the Council and Lead Executive Member for Place Shaping, provide an update on the work he had recently undertaken, as outlined in his report.

In response to a query regarding the deferral of PLAN Selby's Site Allocations, Councillor Mackman explained that there were still issues to resolve across

the district in order to make the allocations viable. Discussions with major landowners were ongoing, and it was likely that further consultation would be required. The revised proposals would then be considered by the Local Plan Programme Board and Executive again.

Councillor Mackman asked the Director of Economic Regeneration and Place to provide a written response to a query from Councillor P Welch relating to the start of work on the Lidl supermarket at Bawtry Road, which had recently been the subject of a judicial review.

Councillor C Lunn, Lead Executive Member for Finance and Resources

Councillor Lunn, Lead Executive Member for Finance and Resources presented his update on the work he had recently undertaken, as outlined in his report.

Councillor Lunn confirmed that no further comments had been received on the Medium Term Financial Strategy which had been considered by the Policy Review Committee the previous week.

In response to a query about the purchase of the former Natwest banks in Tadcaster and Selby, Councillor Lunn confirmed that officers were drawing up plans for potential uses of the buildings, including residential, retail and commercial office space. These options for different uses would be brought before Members when they had been developed.

Councillor C Metcalfe, Executive Lead Member for Communities and Economic Development, reported by Councillor J Mackman, Deputy Leader

The Deputy Leader of the Council reported on the work of the Executive Lead Member of Communities and Economic Development recently undertaken as outlined in the report.

With regard to a query about the provision of small units for businesses to rent in the district, the Deputy Leader asked officers to keep Councillor M Jordan up to date on the availability of such units.

In response to a query about the recent installation of pop-up street furniture in Selby and the accompanying work to test how people use high street space, Councillor Mackman explained that it was hoped the new installations would encourage visitors to the town and lead to further discussions and ideas about how to use such space in Selby.

Members noted that the furniture could be moved around and swapped with other areas and towns in order to see what worked best for different communities; the furniture already installed had already created a talking point and increased engagement with local people on the matter.

Councillor Mackman confirmed that the abbreviation 'ESF' in the context of

'Workforce ESF' stood for European Social Fund.

With regards to a query relating to the development of a Selby District Development and Transport Prospectus, Councillor Mackman explained that a partnership meeting and workshop between Selby and North Yorkshire County Council officers would be taking place in October to ensure that the development of infrastructure and transport solutions aligned better with the Council's economic growth plans. Local businesses would be involved in the development of the prospectus which could also be used as an external lobbying document if required.

Councillor C Pearson, Lead Executive Member for Housing, Health and Culture

Councillor Pearson, Lead Executive Member for Housing, Health and Culture, provide an update on the work he had recently undertaken, as outlined in his report.

The Lead Executive Member for Housing, Health and Culture also explained that Operation Flyball had been taking place across the district to tackle fly tipping, including roadside checks of suspected vehicles and enforcement.

With regards to the Air Quality Action Plan, some Members expressed concerns about air pollution at Barby Road, and what was being done to tackle it. Councillor Pearson explained that this would be looked at in partnership with North Yorkshire County Council as part of the solution for New Street; it was likely that the problems were due to the amount of vehicles waiting at the traffic lights and issues with traffic flow.

Members asked officers to look at the placement of page numbering in the agenda packs in order to ensure that words were not obscured.

In relation to a query at the previous Council meeting in July about work undertaken throughout the year at Barlow Common, Councillor Pearson resolved to circulate a response he had previously supplied to Councillor J Thurlow again, and asked officers to ensure this was done.

The development of Edgerton Lodge in Tadcaster was raised by Members who reminded the Executive Member that local Members should be consulted on the future plans for the site; Councillor Pearson resolved to consult local Members when more was known.

Councillor Pearson acknowledged Members' concerns relating to the time taken to re-let empty homes in the district and stated that there was an officer looking into the issue; Members would be kept informed on the progress of this work.

It was proposed and seconded that the reports of the Executive be noted.

RESOLVED:

To receive and note the reports from the Executive.

34 REPORTS FROM COMMITTEES

Councillor S Duckett, Vice Chair of the Overview and Scrutiny Committee

Councillor S Duckett, Vice Chair of the Overview and Scrutiny Committee provided an update on the work of the Committee as outlined in the report. There were no questions for Councillor Duckett.

Councillor J Deans, Chairman of the Policy Review Committee

Councillor Deans, Chairman of the Policy Review Committee provided an update on the work of the Committee as outlined in his report.

Councillor Deans agreed with a comment from Members that all Councillors should be invited to a briefing on the new Planning Enforcement Management Plan (PEMP), which was currently being developed by officers. The PEMP was due for consideration at the meeting of the Policy Review Committee on 13 November 2018.

Councillor K Arthur, Chairman of the Audit and Governance Committee

Councillor Arthur, Chairman of the Audit and Governance Committee provided an update on the work of the Committee as outlined in his report. There were no questions for Councillor Arthur.

RESOLVED:

To receive and note the reports from Committees.

35 MOTIONS

There were no motions submitted for discussion.

36 MEDIUM TERM FINANCIAL STRATEGY

Councillor Lunn, Lead Executive Member for Finance and Resources presented the report which asked Members to approve the Council's Medium Term Financial Strategy.

Councillor Lunn explained that report presented an update to the Medium Term Financial Strategy (MTFS) covering both the General Fund and Housing Revenue Account (HRA).

The MTFS had been considered by the Executive and the Policy Review Committee, the latter of which who had made no further comments on the MTFS.

Councillor Lunn explained that there was uncertainty over a number of funding streams that were important to the Council, such as the New Homes Bonus,

the government's revenue support grant and business rates retention.

Members asked a number of questions and expressed concerns on various issues such as the precariousness of government funding and the local government finance settlement.

Councillor Lunn confirmed that recent car park improvements at the New Lane car park in Selby had been carried out by the Council.

It was proposed and seconded that the MTFs be approved by the Council. The motion to approve the MTFs was put to the vote and carried.

RESOLVED:

To approve the Medium Term Financial Strategy.

REASON FOR DECISION:

To set the framework for the 2019/20 budget and Medium Term Financial Plan to 2021/22.

37 URGENT ACTION

The Chief Executive informed Council that the following urgent actions had been taken by her since the last Council meeting under her delegated authority:

- On 24 July 2018, to appoint Councillor John Cattanach as a member of the Audit and Governance Committee to replace Councillor Mike Jordan for the municipal year 2018/19 with immediate effect.
- On 13 September 2018, to appoint Councillor Debbie White as a member of the Planning Committee to replace Councillor Mike Jordan for the remainder of the 2018-19 municipal year, with immediate effect, and to appoint Councillor Dave Peart as Chairman of the Southern CEF to replace Councillor Mike Jordan for the remainder of the 2018-19 municipal year, with immediate effect.

The meeting closed at 7.17 pm.