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## Council

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Minutes of Proceedings

At the **Ordinary Meeting of the District Council of Ryedale** held in the **Council Chamber, Ryedale House, Malton** on **Thursday 4 September 2014**

## Present

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Councillors    Acomb  
                  J Andrews  
                  P J Andrews  
                  Arnold (Vice-Chairman)  
                  Mrs Burr MBE  
                  Clark  
                  Mrs Cowling  
                  Cussons  
                  Mrs Goodrick  
                  Hicks  
                  Hope  
                  Mrs Hopkinson  
                  Ives (Chairman)  
                  Mrs Keal  
                  Maud  
                  Raper  
                  Richardson  
                  Mrs Sanderson  
                  Mrs Shields  
                  Wainwright  
                  Walker  
                  Ward  
                  Windress  
                  Woodward

## In Attendance

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Jill Baldwin  
Simon Copley  
Peter Johnson  
Phil Long  
Janet Waggott  
Anthony Winship

## Minutes

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### 42      **Apologies for absence**

Apologies for absence were received from Councillors Bailey, Collinson, Mrs Frank, Fraser, Hawkins and Legard.

43 **Public Question Time**

There were no public questions.

44 **Minutes**

The minutes of the Ordinary Meeting of Council held on 3 July 2014 were presented.

**Resolved**

That the minutes of the Ordinary Meeting of Council held on 3 July 2014 be approved and signed by the Chairman as a correct record.

45 **Urgent Business**

There were no items of urgent business which the Chairman considered should be dealt with as a matter of urgency by virtue of Section 100B(4)(b) of the Local Government Act 1972 (as amended).

46 **Declarations of Interest**

There were no declarations of interest.

47 **Announcements**

The Chairman made the following announcements:

- That Barry Dodd, Chairman of the LEP, had been appointed as Lord Lieutenant of North Yorkshire;
- That the Lights Out event commemorating the start of World War One had been well supported;
- That an open day at Malton Stables had been well attended.

The Leader made the following announcements:

- That Natasha Pitts, an apprentice with Dale Electrics, had won a regional award for her apprenticeship and would now go forwards to the national finals;
- That Dale Electrics had also won a regional award for medium sized businesses and would also go forwards to national finals.

48 **To Receive any Questions submitted by Members Pursuant to Council Procedure Rule 10.2 (Questions on Notice at Full Council)**

No questions on notice had been received.

49 **To Receive a Statement from the Leader of the Council and to Receive Questions and Give Answers on that Statement**

Councillor Mrs Cowling, the Leader of the Council, presented the following statement:

*“On the 9<sup>th</sup> July I visited the site above Pickering to see the progress being made with the flood defences, and I am pleased to report that progress is good. The valve which will control the flow of water is a much bigger structure than I imagined, but little of it will be seen once all the soil is replaced. It was good to see the results of what for a small district council was a massive investment for the benefit of our community.*

*On the 18<sup>th</sup> July I was elected Chairman of the Local Government for North Yorkshire & York; a job which I am sure will be easy compared to chairing meetings in this council!*

*I also represented the council at the opening of the new extension to Rosti McKechnie at Pickering. The factory is amazing - like a tardis – much bigger from the inside than it looks. We are lucky to have companies who are investing so heavily in our district.*

*Although not in an official capacity, I went to the Ryedale Show. What a wonderful event and a real credit to the district and many thanks to the people who put so much effort into organising the show, and indeed to the organisers of the many other shows in Ryedale.*

*The Malton Stables Open Day which the Chairman of Council and I attended last Sunday was a real eye opener. The sheer size of the yards and the number of people employed is amazing, yet they are such an independent sector of our economy that makes a massive contribution to the success of our district.*

*You will also all be aware by now that SLM have been appointed to manage our leisure services, and that the savings made through this contract are quite extensive. At the same time we are going to have some substantial enhancements to the services we offer to the public. You are all invited to attend a presentation by SLM prior to the P&R meeting on the 25<sup>th</sup> of September.*

*Planning permission has been given for the development which will provide a site for the relocated livestock market, which has got to be good news for the farming community of Ryedale. The decision has to be referred to the Secretary of State, because of the size of the proposed development. It was unfortunate that the bid for money to the Local Growth Fund for the improvements to the road network at this location was unsuccessful, but the award of planning permission will help when this scheme is resubmitted. It is hoped that there will be another round of funding before Christmas. Of course the good news was that the Food and Environment Research Agency application at Sand Hutton was successful.”*

The Leader added the following update on garden waste:

*“Just to give you an update on the garden waste. We are £73,000 over what was budgeted for, that's an 11% increase over the amount of money we expected to take. On the back of that, many of you will be aware that we arranged the sale of composters at a much reduced price for the public and I'm pleased to announce that every last one of the composters has sold.”*

The following questions were received on the Leader's Statement:

1. From Councillor Paul Andrews

*“I notice that SLM have been appointed to manage the leisure services, you're saying that savings are quite extensive. I wonder if we could all have a written note of those savings, so that we can see if those savings are maintained over the years and we're not simply being induced to take the contract on the basis of a loss leader?”*

The Leader replied:

*“Scrutiny Committee will be dealing with that and I'm sure you will be seeing the figures.”*

2. From Councillor Mrs Burr

*“Regarding the compost bins, it's good to know that people have taken that up. Could you tell me how many bins we actually offered for sale please?”*

The Leader replied:

*“350 bins.”*

3. From Councillor Clark

*“The first question relates to SLM. It says here - and this is a wonderful arrangement, it's a great success and it announces in the press release and the Leaders Statement announces its success but it's a little bit difficult to see because as far as I know ..... could we please have some information on SLM not before 6.30 on the 25 September, not through Overview and Scrutiny, which I didn't realise Cllr Wainwright was being mandated to do. For those of us who are not on Scrutiny, for those of us.....”*

The Leader replied:

*“If you would like to go on the website and Google SLM, you will find lots of information about them.”*

Councillor Clark then asked the following supplementary question:

*"I'm not interested in what SLM have to say for themselves, I am asking the Leader of Policy and Resources, the Leader of the Council, if she will tell us what, in her opinion, has produced all these wonderful press reports and statements to make her think this is a good deal. How it's going to work, how it's going to run? SLM is one side of it, this Council is another. We're not hearing anything from the Council. It is being hidden - smoke and mirrors job - is it not Chair?"*

The Leader then replied:

*"No it is not being hidden and its not smoke and mirrors. If you'd listened to my Leaders Statement, you would hear that SLM are coming to give a presentation to this Council prior to the P&R meeting. You will be able to ask them any questions you like on that date. It has not been my job, nor have I been part of that function to evaluate everything that SLM are going to do for us. I am aware of some of the advantages that will accrue from their bid and as far as I'm concerned it sounds pretty good to me."*

4. From Councillor Walker

*"Will this Council have representation on the governing body of SLM?"*

The Leader replied:

*"I have no idea. I will get you a reply to that."*

5. From Councillor Clark

*"I suspect Cllr Cowling hasn't the answer but we'll try anyway. On what basis was the number of bins decided for the recent sale? Why is that different from the sale that is to be organised in the west of Scarborough? Why is the size of the bins different? Why is the method of payment different? etc. Because one was heralded as a superb idea, the other was heralded as a superb idea and they both come from - it has been decided by the North Yorkshire and York Waste Partnership. I don't believe that there are any Councillors on that but if there are - who is our representative?"*

The Leader replied:

*"You are deliberately asking questions to which you know I do not know that answer. How would I know about Scarborough?... I don't know how that figure was arrived at."*

6. From Councillor Richardson

*“Relating back to the flood defences - can I just ask what you mean by good progress? Were you talking in terms of budget or in terms of timescale of the delivery of the flood defences?”*

The Leader replied:

*“No I was talking about the delivery of the flood defences. The weather has been very kind overall this summer and it has allowed them to keep on time with the schedule of works.”*

7. From Councillor Clark

*“My final question is simply why does Cllr Cowling introduce a subject to this Council about which she knows nothing at all?”*

The Leader replied:

*“That’s a bit of a rhetorical question I think.”*

50 **To consider for Approval the Recommendations in respect of the following Part 'B' Committee Items:**

**Planning Committee – 30 July 2014**

**Minute 44 – Ryedale Community Infrastructure Levy - Discretionary Relief and Payment Instalment Policies**

It was moved by Councillor Windress and seconded by Councillor Hope that the following recommendations of the Planning Committee be approved and adopted.

That Council be recommended to agree in principle to the:

- (i) Circumstances under which the Council, as charging authority will offer Discretionary Relief from CIL as outlined in paragraphs 6.12-6.16 of the report previously circulated to Members; and
- (ii) Use of a CIL Instalment Policy as outlined and referred to in the report previously circulated to Members.

Upon being put to the vote the motion was carried.

Voting Record

23 votes for

0 votes against

1 abstentions

**Resolved**

That Council agree in principle to the:

- (i) Circumstances under which the Council, as charging authority will offer Discretionary Relief from CIL as outlined in paragraphs 6.12-6.16 of the report previously circulated to Members; and
- (ii) Use of a CIL Instalment Policy as outlined and referred to in the report previously circulated to Members.

## **Overview and Scrutiny Committee – 31 July 2014**

### **Minute 19 – Treasury Management Annual Report 2013/14**

It was moved by Councillor Wainwright and seconded by Councillor Mrs Shields that the following recommendations of the Overview and Scrutiny Committee be approved and adopted.

That Council be recommended to:

- a. Note the Annual Treasury Management Report for 2013/14; and
- b. Approve the actual prudential and treasury indicators in the report.

Upon being put to the vote the motion was carried.

#### Voting Record

24 votes for

0 votes against

0 abstentions

#### **Resolved**

That Council:

- a. Note the Annual Treasury Management Report for 2013/14; and
- b. Approve the actual prudential and treasury indicators in the report.

## **51 Notices on Motion Submitted Pursuant to Council Procedure Rule 11**

1. It was moved by Councillor Clark and seconded by Councillor Woodward

In view of the tensions caused by strikes and the need for good Council/employee relations this Council resolves:

- (i) To call upon the government to facilitate pay negotiations with the appropriate unions.
- (ii) To call upon the LGA to re-open wage negotiations with the appropriate unions.

Upon being put to the vote, the motion was carried.

#### **Recorded Vote**

For

Councillors Acomb, J Andrews, P Andrews, Mrs Burr, Clark, Cussons, Mrs Keal, Richardson, Mrs Sanderson, Mrs Shields, Wainwright, Walker, Ward and Woodward.

Against

Councillors Arnold, Mrs Cowling, Hicks, Hope, Maud, Raper and Windress.

Abstentions

Councillors Mrs Goodrick and Mrs Hopkinson.

**52 Appointment of Representatives on Outside Organisations**

Members considered a list of outside organisations and the appointment or nomination of representatives to serve on the various bodies.

**Resolved**

That the appointment or nomination of representatives to serve on outside organisations be as indicated in Annex A to these minutes.

**Recorded Vote** on appointment of representative on Ryedale Toursim Advisory Group

Councillor Mrs Frank

Councillors Acomb, Arnold, Mrs Cowling, Cussons, Hicks, Hope, Maud, Raper and Windress

Councillor Ward

Councillors J Andrews, P Andrews, Mrs Burr, Clark, Mrs Goodrick, Mrs Hopkinson, Mrs Keal, Richardson, Mrs Sanderson, Mrs Shields, Wainwright, Walker, Ward and Woodward.

Abstentions

Councillor Ives.

**53 Appointment of Member Champions**

A list of the current appointments was submitted for consideration.

**Resolved**

That Member Champions be appointed as follows:

Subject/Service

Member

Children & Young People

Councillor Mrs Sanderson

IT

Councillor Ives

Older People/Adult Safeguarding

Councillor Mrs Burr

Equalities

Councillor Walker

Staff Issues

Councillor Walker



Waste Management  
Parish/Town Councils  
Sport & Physical Recreation  
Health & Safety Enforcement

Councillor Richardson  
Councillor Acomb  
Councillor Fraser  
Councillor Hope

54 **Any other business that the Chairman decides is urgent.**

There being no other business, the meeting closed at 8.30pm.

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<u>ORGANISATION</u>	<u>REPRESENTATIVES</u> <u>2014/2015</u>
Coast & Vale Community Action - CAVCA	Northern - Councillor G Acomb Central - Councillor Mrs AD Hopkinson
Community Leisure Board of Management	No substitutes permitted Councillor JD Fraser
<b><u>Community &amp; Police Consultation Groups:</u></b>	
Malton – Norton East (Rural)	No substitutes permitted
Malton – Norton West (Rural)	Councillor J Raper Substitute: Councillor E Hope
Malton - Norton (Town)	Councillor E Hope Substitute: Councillor J Raper
Pickering	Councillor Mrs EL Shields Substitute: Councillor Mrs A Hopkinson
Helmsley and Kirkbymoorside	Councillor J Andrews Substitute: <b>Vacancy</b>
Harrison Collection Trust	Councillor S Arnold Substitute: Councillor S Ward
Howardian Hills Area of Outstanding Natural Beauty - Joint Advisory Committee	Councillor Mrs J Frank Substitute: Councillor S Arnold
Joint Helmsley Development Plan Member Working Group	Councillors J Hicks & C R Wainwright Substitute: Councillor Mrs J Frank
Lady Lumley's Facilities Management Committee	Councillors S Arnold, Mrs J Frank & G E Hawkins
Local Government Yorkshire and the Humber	No substitutes permitted Councillor L Richardson Substitute: <b>Vacancy</b>
Local Government North Yorkshire & York (formerly ANYC)	Leader of the Council and the Chief Executive
Local Government Association - SPARSE	Leader of the Council and the Chief Executive
Local Government Association General Assembly	Councillor S L Collinson
Malton & Norton Area	No substitutes permitted Chairman of Policy & Resources Committee
	No substitutes permitted Councillor J D Fraser

## ANNEX A

Partnership Board	Substitute: Councillor Mrs A D Hopkinson
Malton Sports Centre Committee	Councillor J D Fraser Substitute: <b>Vacancy</b>
Milton Rooms Management Committee	Councillor G Acomb Substitute: Councillor Mrs L Cowling
North York Moors Historical Railway Trust Council	Councillor J R Raper Substitute: <b>Vacancy</b>
North York Moors National Park Authority	Councillors J R Bailey and Mrs J Frank <b>(In accordance with the Environment Act these appointments stand for the full term of the Council)</b>
North Yorkshire and York Spatial Planning and Transport Board	Councillor Mrs L Cowling Substitute: Councillor Mrs C Goodrick
North Yorkshire Building Control Partnership	Councillor J R Raper Substitute: Councillor C R Wainwright
North Yorkshire County Council – Scrutiny of Health Committee	Councillor J R Raper Substitute: Councillor Mrs Shields
North Yorkshire County Council - Ryedale Area Committee	Councillors Mrs L Cowling, Mrs C Goodrick and E Hope. Substitutes: Councillors G Acomb and S Arnold
North Yorkshire Procurement Partnership – Joint Procurement Committee	Chairman of Policy & Resources Committee Substitute: Vice Chairman of Policy & Resources Committee
North Yorkshire Strategic Housing Board	Councillor Mrs C Goodrick Substitute: Councillor Mrs L Cowling
Old Meeting House Trust	Councillor S Arnold Substitute: <b>Vacancy</b>
Parking and Traffic Regulations outside London (PATROL)	Chairman of Policy & Resources Committee
Police and Crime Panel	Councillor E Hope No substitutes permitted
Reserve Forces & Cadet Association for Yorkshire & the Humber	Councillor J R Raper Substitute: Councillor E T Legard

## ANNEX A

Ryedale Cameras in Action Management Committee	Councillor P J Andrews Substitute: <b>Vacancy</b>
Ryedale Citizens' Advice Bureau	Councillor Mrs C Goodrick Substitute: Councillor P J Andrews
Ryedale Housing Forum	Councillors J C Clark, Mrs L Cowling, Mrs C Goodrick, B Maud and Mrs E L Shields Substitute: Councillors S Arnold, Mrs D Keal, L Richardson and P Walker Leader of the Council
Ryedale Strategic Partnership Board	
Ryedale Tourism Advisory Group	Councillor S Ward Substitute: Councillor Mrs J Frank
Ryedale Community Transport – Ryecat Project	Councillor G Acomb Substitute: <b>Vacancy</b>
Ryedale YMCA Board of Management	Councillor S Arnold and Housing Services Manager Substitute: <b>Vacancy</b>
Safer Ryedale Delivery Team	Councillors B Maud and E Hope Substitute: Councillors P J Andrews and J R Raper
Vale of Pickering Internal Drainage Board	Councillors Mrs L Cowling, D E Cussons and J R Raper Substitute: Councillors G Acomb and P J Andrews
Welcome to Yorkshire Annual General Meeting	Councillor J Windress Substitute: Councillor Mrs J Frank
Yorkshire & Humber Employers' Committee (now called Local Gov)	Councillor G Acomb Substitute: Councillor P Walker
Yorkshire & Humberside Pollution Advisory Council	Chairman and Vice Chairman of Policy & Resources Committee
Yorkshire Energy Partnership Ltd	Councillor L Richardson Substitute: Councillor G Acomb

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## 4 September 2014 – Responses to Supplementary Questions

### Questions on the Leader's Statement

From Cllr Walker

*“Will this Council have representation on the governing body of SLM?”*

Written response:

“The new Leisure arrangement will be managed by contract specification, as agreed by members. The previous arrangement was not contractual but a grant agreement with limited enforceability regarding performance. The Services Specification sets out the Performance Standards that the Contractor shall meet in the delivery of the Services during the Contract Period. It details the requirements that the Contractor shall meet for the ongoing operation of the Facilities, associated buildings, grounds, pitches, courts and any other leisure amenities as specified within the Specification throughout the Contract Period.”

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