



## COUNCIL

### Council Summons and Agenda

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You are hereby summoned to attend an **Ordinary Meeting of Ryedale District Council** to be held in the **Council Chamber, Ryedale House, Malton** on **Friday, 27 March 2020 at 6.30 pm** in the evening for the transaction of the following business:

#### Agenda

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1 **Emergency Evacuation Procedure**

The Chairman to inform members of the public of the emergency evacuation procedure.

2 **Apologies for absence**

3 **Public Question Time**

4 **Minutes**

(Pages 5 - 32)

To approve as a correct record the minutes of the ordinary Meeting of Council held on 20 February 2020.

5 **Urgent Business**

To receive notice of any urgent business which the Chairman considers should be dealt with at the meeting as a matter of urgency by virtue of Section 100B(4)(b) of the Local Government Act 1972.

6 **Declarations of Interest**

Members to indicate whether they will be declaring any interests under the Code of Conduct.

Members making a declaration of interest at a meeting of a Committee or Council are required to disclose the existence and nature of that interest. This requirement is not discharged by merely declaring a personal interest without further explanation.

**7 Announcements**

To receive any announcements from the Chairman, the Leader and/or the Head of Paid Service.

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

**9 To Receive a Statement from the Leader of the Council and to Receive Questions and Give Answers on that Statement** (To Follow)

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

**Policy and Resources Committee held on 19 March 2020**

**a Minute 122 - Council Plan 2020-2024** (Pages 33 - 50)

Minute document to follow

**b Exempt Information**

To consider a resolution to exclude the press and public from the meeting during consideration of the reports for the following item 10c (Update on the Railway Tavern, Norton) as provided by paragraph 3 of Schedule 12A of Section 100A of the Local Government Act 1972, as it contains information relating to the financial or business affairs of any particular person (including the authority holding that information).

The public interest test has been considered and, in all the circumstances of the case, the public interest in maintaining the exemption is considered to outweigh the public interest in disclosing the information.

**c Minute 130 - Update on the Railway Tavern, Norton** (Pages 51 - 64)

Minute document to follow

**d Minute 131 - COVID-19 Response** (To Follow)

**11 Motions on Notice Submitted Pursuant to Council Procedure Rule 11**

**a Proposed by Cllr Keal and seconded by Cllr Mason** (Pages 65 - 76)

This item will be considered at Policy and Resources Committee on 19 March 2020. The report and recommendations will follow.

*"In view of the continuing calls for west east access to the A64 from York Rd, we call on Ryedale District Council to work with North Yorkshire County Council and the Highways Agency to explore the possibility of a roundabout at the Huttons Ambo junction on the A64 to help alleviate the traffic congestion levels in Malton and Norton.*

*The roundabout would allow access to the A64 east from York Road, reducing the level of traffic, including HGVs, that have to pass through Malton and Norton to access the A64 and create east/west access at both ends of the Malton bypass.*

*Furthermore, with the concern widely expressed for the safety of children and parents*

*accessing Malton County Primary School and St Mary's RC School on Highfield Lane, Malton, we call on Ryedale District Council to support a HGV ban between the Peasey Hill Road junction and Hawthorn Avenue.*

*We request that Officers be asked to enter into negotiations with North Yorkshire County Council to follow the process required to introduce this ban."*

**b Proposed by Cllr Duncan and seconded by Cllr Arnold**

This motion is under consideration by the Constitution Working Party and the recommendations will follow.

***"This council tasks the Head of Paid Service to update and amend the constitution to reflect the following:***

**Leader**

- *The Annual Council Meeting will appoint a Councillor to be the Leader of the Council for the Municipal Year*
- *The Annual Council Meeting will also appoint the Leader to be a member of the Policy & Resources Committee and to act as its Chairman*
- *The Leader will:*
  - *be the Chairman of the Policy & Resources Committee;*
  - *provide overall strategic vision and direction to the council;*
  - *coordinate the work of the council's committees;*
  - *work closely with the Head of Paid Service to ensure member priorities are delivered;*
  - *act externally as the council's main political representative;*
  - *and be the council's main spokesman in the media*

**Deputy Leader**

- *The Annual Council Meeting will appoint a Councillor to be the Deputy Leader of the Council*
- *The Annual Council Meeting will also appoint the Deputy Leader to be a member of the Policy & Resources Committee and to act as its Vice Chairman*
- *The Deputy Leader will:*
  - *be Vice Chairman of the Policy & Resources Committee;*
  - *work closely with and support the Leader;*
  - *act and speak on the Leader's behalf at meetings and in the media when required to do so*

**Lead Members**

- *The Leader and Deputy Leader will serve as Lead Members, each with a Lead Portfolio*
- *The Annual Council Meeting will appoint up to three other Lead Members, each with a Lead Portfolio relating to areas of council policy, for the Municipal Year*
- *The Annual Council Meeting will agree the portfolio areas for each Lead Member and appoint the Lead Members to be members of the Policy & Resources Committee*
- *Lead Members will:*
  - *provide political oversight and leadership of their portfolio area;*
  - *provide collective oversight and leadership of the authority;*
  - *act as a public spokesman for their portfolio area;*
  - *present relevant reports, as required, to the Policy & Resources Committee and Council;*
  - *and be answerable to the Policy & Resources Committee and Council for service performance in their portfolio areas*
- *The "Administration" of the Council, therefore, comprises the Leader, Deputy*

*Leader and Lead Members, who are drawn from all, or part of, the controlling group's or controlling coalition's membership of the Policy & Resources Committee*

#### Member Champions

- *Subject to the ongoing review into Member Champions, the Annual Council Meeting may appoint Member Champions responsible for promoting general themes in a non-partisan manner.*

#### Committees

*The council will continue to operate under non-executive arrangements i.e. 'the committee system', with no individual member wielding executive power.*

*It will have the following committees:*

- **Policy & Resources Committee** with power to establish an Appeals Sub-Committee and an Appointments Sub-Committee
- **Overview & Scrutiny Committee**
- **Planning Committee**
- **Licensing Committee** with power to establish a Licensing Sub-Committee
- **Audit, Governance & Standards Committee** to carry out the Audit Committee and Corporate Governance Standards Committee functions currently exercised by the Overview & Scrutiny Committee

*The size of committees shall be determined each year by Annual Council.*

*Members may be appointed to the membership of on one or more committees of the council, except members of Policy & Resources Committee cannot sit on Overview & Scrutiny Committee, and vice versa.*

#### Accountability

- *The Leader will continue to present a written report to each Full Council*
- *In addition to questions on notice to the Chairman, Leader and Committee Chairmen currently allowed, members may also ask a question on notice to a Lead Member on an issue relating to their Lead Portfolio*

***The changes should come into effect as of the Annual Meeting of Council 2020, when council will appoint a Chairman, Vice Chairman, Leader, Deputy Leader, Lead Members, Committee Chairmen, Committee Vice Chairmen and (if required) Member Champions, and allocate members to committees in accordance with political proportionality."***

12 Any other business that the Chairman decides is urgent



Stacey Burlet  
Chief Executive

## 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 20 February 2020**.

Items 1-12 and 15b (minutes 78 to 88 and 91b refer) were considered on 20 February 2020. The meeting then stood adjourned at 10:40pm.

The meeting was reconvened on 27 February 2020 to complete the outstanding business.

## Present

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Councillors	Joy Andrews
	Paul Andrews
	Arnold
	Bailey
	Brackstone
	Burr MBE
	Clark
	Cleary (Chairman)
	Cussons MBE
	Delaney (27 February meeting only)
	Docwra
	Duncan
	Frank (27 February meeting only)
	Garbutt Moore
	Goodrick
	Graham
	Hope (20 February meeting only)
	Di Keal
	MacKenzie
	Mason
	Middleton
	Oxley
	Potter
	Raper
	Riby (20 February meeting only)
	Thackray
	Wass

## In Attendance

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Will Baines, Stacey Burlet, Simon Copley, Andrew Ellis, Anton Hodge, Barry Khan, Nicki Lishman, Phillip Spurr, Margaret Wallace and Louise Wood.

## Minutes

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### 78 Apologies for absence

Apologies for absence on 20 February were received from Councillors Delaney, Frank, King, Raine and Windress.

Apologies for absence on 27 February were received from Councillors Hope, King, Raine, Riby and Windress.

79      **Public Question Time**

Council took the following public question, submitted by Mr D Summers, in relation to historic issues of bullying at Ryedale District Council:

*“The Council's Overview & Scrutiny Committee have concluded their investigations into the questions of bullying and intimidation at the Council. Disturbingly, the investigation found clear evidence that bullying and intimidation has taken place. Assuming that the report is accepted by Full Council at this meeting, what further actions in connection with this matter are proposed?”*

The Chairman thanked Mr Summers for his question and replied:

*“You will appreciate from the agenda that there are two items that Council will be hearing this evening in connection with this report therefore my answer now is very brief but I will allow you a supplementary if you require it. The answer to the question is the report from the Chief Executive, issued with the agenda, sets out the actions taken in connection with this matter. Do you wish to ask a supplementary?”*

Mr Summers then asked a supplementary question:

*“The Raine Dunstan report refers to disgraceful bullying and intimidation events in the Council's recent [sic] history and there was clearly been a lack of action from those in senior positions [at the time] who should have been aware of what was occurring. In this connection I asked a public question at Full Council in 2016 about bullying and was told "We have in place clear policies and guidance to address these serious issues". There was also extensive press coverage at the same time on that subject. As the Council has a duty of care towards staff affected by the bullying and intimidation uncovered in the Raine Dunstan report what action is the Council going to take in respect of those former members of staff who did not have the benefit of voluntary redundancy payments or an NDO and were bullied out of their jobs and suffered a number of serious problems? Including which, I'll draw your attention to the following. There would be a financial impact on people who were bullied out of their jobs, they'd have reduced occupational pension and reduced state pension contributions, as well as suffering a sudden loss of current earnings. They would also have difficulty in securing another job, related to skills, experience, age and reference issues. A number of members of staff who left the authority suffer from mental health issues.”*

The Chairman replied that he would take the question as what actions the Council had put in place and what future actions it might put in place. The Chairman offered a written answer if required, but highlighted that these matters would be covered later under that item on the agenda.

80 **Minutes**

The minutes of the Ordinary Meeting of Council held on 5 December 2019 were presented.

**Resolved**

That the minutes of the Ordinary Meeting of Council held on 5 December 2019 be approved and signed by the Chairman as a correct record.

**Voting record**

23 For

1 Abstention

81 **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).

82 **Declarations of Interest**

The Chairman advised that the declarations of all members of North Yorkshire County Council would be taken as given.

The following interests were declared:

Councillor P Andrews declared a personal non-pecuniary but not prejudicial interest in Item 12 as Chairman of the Milton Rooms Management Committee.

Councillor Thackray declared a personal non-pecuniary but not prejudicial interest in Item 12 as a Trustee of the Milton Rooms.

83 **Announcements**

The Chairman made the following announcements:

Thanks were given to Tony Galloway, former Deputy Chief Executive, who had left the Council to take up a senior post at Swindon Borough Council.

On behalf of the Council, the Chairman offered condolences and sincere sympathy to Councillor Raine on her recent bereavement.

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

**To Councillor Clark, Chair of Overview and Scrutiny Committee, from Councillor Joy Andrews**

To Councillor Clark, Chairman of the Overview and Scrutiny Committee from Councillor J Andrews:

Councillor J Andrews submitted the following question:

*“In view of the fact that the bullying and follow up investigation has spanned three Councils, could the chair of O&S please give this new council the history and background so as to put the report into context.”*

Councillor Clark, Chairman of the Overview and Scrutiny Committee, replied:

*The investigation into bullying by the Overview & Scrutiny Committee has taken an unbelievable two and a half years. My own involvement goes back 6 years. Employees of RDC made contact alleging bullying, they usually asked for help and advice. On each occasion I advised that they spoke to their line manager, the manager's manager and the union. None of this appeared to reduce, let alone stop the alleged bullying. I was contacted by more than ten cases and heard of as many again.*

*The biggest impact was on mental health. Three examples; left 2017 not worked since; serious mental issues still ongoing in 2020. one person was going to ring me in the new year 2017, told me she had panic attacks over Christmas and the New Year though had never had panic attacks before. Handed in her notice with no job to go to.*

*I raised bullying several times with the Chief Executive at that time in 2014 and 2015, I asked her to investigate. In my opinion nothing happened and the phone calls from employees continued. In 2016 I raised the issue in Full Council, the Chief Executive said no Councillors had raised the question of bullying with her. One other Councillor had raised the issue with her, again, nothing done. I therefore moved a motion of no confidence in the Chief Executive at the time, this was ruled out of order by the Chief Executive and the Monitoring Officer.*

*In 2017 the Health & Wellbeing Group, in conjunction with the then Staff Champion, carried out a survey into bullying and other issues. In June 2017 Overview & Scrutiny agreed to look into the alleged bullying starting with the Health & Wellbeing Group/Staff Champion survey. The Deputy Chief Executive said "I'll see if the Chief Executive will let the Committee see it". In my opinion, once again senior management at that time tried to block any moves to resolve the issue.*

*Overview & Scrutiny commissioned an independent academic survey to be carried out by Professor John Raine, this gave the same results as the Health & Wellbeing survey, however the Raine report is academically sound, independent and more rigorous. The Raine report was given to the new Chief Executive in January 2019 for her to use in management terms, her report is attached in the item later this evening.*



*One question for Council to consider is what course of action should a Councillor take if the senior management is possibly acting inappropriately. If this is non-financial but concerns welfare etc of employees, what is the equivalent to the external auditor? The problem of bullying should not have taken six years to resolve.*

*The second question for RDC to consider is its duty of care to employees and I put duty of care as my words in inverted commas because I believe it has a technical time limit to it. Those who've been bullied in the past may still be our responsibility and I use the word responsibility in the same tone. The new Chief Executive has looked in to and is in contact with many of those and I think we must make absolutely sure that we've picked up every case of where our behaviour, and I say our collective behaviour in the past has allowed people to be ill-treated, some of the who have been suffering for all that time since."*

Councillor Cleary , Chairman of the Council stated:

*"We have a partial answer to your questions Mr Barry Khan, our legal advisor this evening who will answer in part, those questions."*

Mr B Khan, Assistant Chief Executive (Legal and Democratic Services) and Monitoring Officer, North Yorkshire County Council, advised:

*"I'm grateful for the advanced notice of the question. As a local authority there's usually a whole series of checks and balances that apply to local authorities, so you have the ombudsman, which is an external independent organisation which looks at whether the authority has created any mal-administration, so a member of the public can make a complaint to an independent party. As Councillor Clark has said, finance matters go to external audit. Also if there's an employment matter then individual employees can refer the matter to an Employment Tribunal, so ultimately it will have a judicial hearing.*

*I think the question that's been raised now though is if those processes don't fit the exact circumstances whereby an authority has legitimate concerns, or where a member of staff or a member of the public has legitimate concerns, how can that be raised? Because I've had advanced notice of that, what I've said is that I would write on behalf of this Council to the relevant central government department to ask for answers to those questions where things slip through the gaps."*

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

Councillor Duncan, the Leader of the Council, presented the following statement:

## **LEADER'S STATEMENT**

This is our first full Council meeting of 2020 – and it marks the start of both a new year, and a new decade. I hope we can work together to make this a year of progress and achievement as we deal with a number of key issues. I would like to brief members on some important progress that has been made through the Policy & Resources Committee and its various cross-party working groups.

### **Public Services Hub**

P&R agreed to proceed with the development of a business case for a Public Services Hub. This will involve exploring how we can bring essential public services together into a single, modern, fit-for-purpose facility. We are able to draw down £70k of funding from the Cabinet Office to support this work. Construction work has already begun for the Jobcentre to move into Ryedale House, and tonight we will consider a request for North Yorkshire Police's neighbourhood team to also move in. This represents many months of hard work from our officers and will greatly improve the service we give to the public.

### **Refugee resettlement**

P&R agreed that the council should once again participate in the Government's refugee settlement scheme. The scheme will involve housing 18 people by 2024. There is no direct cost to the council and it is welcomed by our housing team.

### **Milton Rooms**

We have held three meetings of the cross-party working party looking at how the council can best support the Milton Rooms into the future. These have been interesting and positive discussions, involving a number of different contributors. At the next meeting, which takes place later this month, we will hear from trustees of the Milton Rooms Committee. The findings of the working group will be collated and taken to a future meeting of P&R for consideration.

### **Car parking strategy**

We are making significant progress with the cross-party car parking working party, where we are examining the findings of the consultant's report. We have already reviewed district-wide recommendations, and we are now in the process of looking at specific measures for each of the five towns. This is an important issue for the people and businesses of Ryedale, and members are playing a full role in making sure we take the right decisions for the future strategy. It is hoped that the final strategy will be ready for approval by council in June.

## Housing

An independent review of our approach to tackling homelessness resulted in the council receiving the highest mark of any council reviewed so far. For the third year running, we have received the top rating for our administration of housing benefit, something no other North Yorkshire local authority has achieved. We have also been successful in attracting additional funding to address fuel poverty in our district. These are all testimony to the commitment of the officers delivering these services, and I would like to record my thanks to the staff for their work.

And finally, I would like to once again express my thanks to members for their contributions to the important work of this council. By working together in a constructive way I am confident that we will be able to make significant achievements by the end of our term.

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

1. From Councillor Burr

*"I'd like to ask a question regarding the bullying report. Firstly sincere apologies to any staff and former staff who were bullied and not listened to. It was very sad to read the report conducted in 2017. After reading the report it's sad to see in the staff survey that 46.5%, just under half of our staff said that morale was quite low and then it followed on to 60.6% who said it had become even lower. In 2020 was implemented with force, a lack of compassion and total disregard for what was needed in staff terms to deliver good services. Our staff work tirelessly but staff do need to be happy, thriving and a less stressed workforce. In the summary, it was heartening to see that the severity and frequency of such behaviours has now diminished and I know that our new Chief Executive has put in place a much happier, productive and pleasant place to work. I feel we must learn from this and we must move forward. Serious bullying cannot be tolerated, so I ask my Leader, would you with me thank Councillor Clark for all the work that he has done to bring this bullying report into the public realm and we can now move forward and be a good Council?"*

The Leader replied:

*"Thank you Cllr Burr for your question. It isn't a question that relates to my statement however, given the topic that has been raised I'm happy to answer the question and extend my thanks to Cllr Clark and the Overview & Scrutiny Committee. At the very start of the bullying enquiry I was a member of Overview & Scrutiny so I was there at the start of that and I'm pleased that we have now finally got to the point where we are reporting the findings of that enquiry. I would like to, while we're on this topic, stress some of the points that you've raised Cllr Burr, about that fact that we now have new procedures and new*

*policies in place, which I feel mean that we're in a very different place to where we were 2 years ago, 3 years ago, 4 years ago. I'm also conscious however that there is still more that we need to do as a Council, that includes Members and also officers of the Council. So I hope that answers your question, obviously the bullying item is coming later but I am happy to extend my thanks to all the Members of the Overview & Scrutiny who have worked on the report."*

2. From Councillor P Andrews

*"My question why is there no mention in the Leaders statement in regard to flooding issues and rising water issues in view of the recent downpours and I do have a supplementary question Chair."*

The Leader replied:

*"Thank you Cllr Andrews for your question. Strictly speaking I suppose you could say that is a question on the statement and the absence of something within it. All I would say as I've said previously, my statement cannot include all of the work that this Council does and every single issue and item. It tries to reflect the key items which are coming forward from the work of the Policy and Resources Committee. Obviously we have had stormy weather over the past few weeks and that has had an impact on Ryedale communities but as I say, the statement is there and I can't include everything."*

Councillor P Andrews asked the following supplementary question:

*"My question is something that I have actually raised with Cllr Duncan and the Chief Executive not so very long ago and that is when are we going to have the next meeting of the Flooding Liaison Group and why have we not had quarterly meetings of that group for the last year?"*

The Leader then replied:

*"Again, I've tried to be generous in allowing questions which do not relate to my statement and when I did that at the last meeting I gave an inch and I felt like people took a mile. What I will do is I will provide you with an answer to that question outside of this meeting because it does not relate to the contents of my statement."*

Councillor P Andrews requested:

*"Could I ask that in your written answer you actually tell me a date for the next meeting of that group."*

3. From Councillor Potter

*"With regard to housing, at the last meeting I asked a question about the enabling development for the Fitzwilliam Trust Corporation with regard to the Cattle Market and the reply from the Leader referred to such enabling development 227 houses on Showfield Lane, 35 houses in Old Malton, another 50 in Rainbow Lane, plus and I quote "Commercial development at Eden Camp". Now would Cllr Duncan agree that for accuracy and I include for the accuracy of the Ryedale public, he should be quite clear that this about providing a livestock market and not merely commercial development, because if he was to look at the actual planning application, that is exactly what it says - erection of new livestock market blah, blah and business park."*

The Leader replied:

*"Thank you Cllr Potter. I don't want to give you an answer when I haven't been able to check the full details and information, so what I will do is provide you with a written answer to your question."*

4. From Councillor Clark

*"Trying to help you with your Leader's statement as I usually do and the last one being very fulsome in political and leadership terms wishing us Christmas and very little else, I'd like to point out that it is the Leaders' statement, not the Chair of P&R's statement and we have got here Public Service Hub - P&R, Refugee Settlement - P&R, Milton Rooms - P&R, Car Parking Strategy - P&R, Housing - P&R. On that basis you said that you weren't going to have any questions that weren't on your statement and your Leader's statement says nothing that Leader has done at all, makes it a little difficult. Now I'm sure that's an administrative error on your part and on that basis I wonder if you could, rather than tell Council what Council was perfectly able of watching and seeing what you did in full display at P&R, what you may have done since the last Full Council in the more translucent areas of meeting that the Leader may have throughout the county, throughout the country, however far your wings have spread?"*

The Leader replied:

*"Thank you Cllr Clark for your question. I feel that it's important that all Members of the Council have the opportunity to ask myself, who is Leader and Chairman of P&R, questions on important issues which are being discussed by Policy and Resources, some of which have not come to this Council for decision. I felt that I was hopefully helping out and being constructive and giving people the opportunity to ask me about some of things that Policy and Resources has been working on even if they are not members of the Policy and Resources Committee. That's why the statement is framed as it is. My last Leader's statement was doing what I thought again was quite a nice thing to do, which is trying to wish everybody Merry Christmas and say thank you to*

*Members for their hard work in the year that was just passing by. I'll keep working on my Leader's statement Cllr Clark and try to reflect on the comments that are raised but I would also stress that it is the Leader's statement and it is written by the Leader of this Council and what I put in there and what I don't put in there is down for Leader to decide."*

Councillor Clark then asked the following supplementary question:

*"I'm not sure whether other members are flattered by the fact that they're whether not capable of being on P&R, attending P&R, listening to the tape or reading the minutes. But never mind - I did ask you a question on what you've done as Leader and you then proceeded to justify that the Leader's statement, the clue is in the name, was all the things you've done and why you've covered everything to do with P&R. And then a blank space, nothing has happened as the Leader. I think that's a clear indication that what we need is a very good, which I'm sure we have, Chair of P&R and have no need for a Leader of Council at all."*

The Leader then replied:

*"Thank you Cllr Clark for your question. In my answer previously I didn't say that no work has taken place in my role as the Leader of this Council. What I would like to stress again to all Members is that this statement is here and people have the chance to ask me questions on the statement, points of clarification, additional points on the issues that are there but increasingly people seem to be using it as an opportunity to ask me a whole host of questions and that is not what this space of time is meant to be for. This is a statement by myself to the Council which goes on the record of the agenda papers and I do try and be flexible, I do try to be reasonable in answering the questions but I do wonder sometimes how constructive this session may be with some of the questions that are being asked. Just picking up on one of the points that you raised Cllr Clark, there are some people who attend Policy and Resources who are there, listen to what's going on yet still fail to understand what has happened on some occasions."*

5. From Councillor Burr

*"This question you'll be happy to hear is related to your Leader's statement. I'd like it to be put on record that I personally support the Hub and I support Ryedale District Council remaining in this building. Yes, money needs to be spent on the building but I feel that will be far cheaper than spending £5-6 million on new Council buildings. I think we have a duty to protect Council Tax payers money. I think the Job Centre must move into Ryedale District Council building and should have been done years ago and I'm happy for some North Yorks County Police to work from this building but what I strongly disagree with is the closing of Malton Police Station and the glossing over of the*

*hugely important matter by saying some of the Police are moving into RDC. Government has promised more Police on our streets, so why would we close the Police Station in Malton. My question is would you agree with me that we need to keep Malton Police Station open at all cost, we cannot allow it to close. Austerity is now over, we are going to get more Police and we need Malton Police Station."*

The Leader replied:

*"Thank you Cllr Burr for your question. There's several different angles to that. The first one is that with regards the work that we are doing as a Council in terms of the Public Services Hub, you mentioned there about the relative costs of different options for this building and this site. What Policy and Resources has commissioned is experts in these matters to draw up all of the options and compare the costs, the benefits of all the options, so that we're making the right decision. Obviously neither me or you are expert surveyors or anything along those lines so this is going to arm us with the information we need to make an informed decision with regards to what we do with our building. Turning to the Police, you are right to reference that obviously I believe that the Police have been looking for quite some time at their assets and one of their assets is the current Malton Police Station. We are not in charge of the Police Service in North Yorkshire, there is a completely separate governance arrangement and it's for them to decide how best to use their assets and the Police and Crime Commissioner obviously is involved with that. I don't think it would be right for me at this point in time, without more information, to discuss the future of that building but it's important that we recognise the messages that we have had, they want to move into this building and we have the opportunity tonight later in the debate to allow that to happen and secure a publically accessible police office, which the people of Malton, Norton and the surrounding area are going to be able to use. So I'm hoping that Council will endorse that and give it's backing to what I think will be a really positive and constructive move for this Council and also for North Yorkshire Police. I know that you'd voiced opposition to that at Policy and Resources but our staff here, the Communities Team, the Customer Services team and also the staff at North Yorkshire Police think that is going to be a really positive move for both organisations and allow us to work more closely together on some of the issues where there is a cross over eg anti-social behaviour, rural crime, animal welfare and other items, so I see it as a real positive and I would like to think that Members of this Council, in particular Members that represent Malton and Norton will give their backing to what I think is a really positive and important move for Ryedale District Council and North Yorkshire Police."*

Councillor Burr then asked the following supplementary question:

*"My question to you was would you agree with me that we need to try to keep Malton Police Station open and I don't think you quite answered that. What I don't object to is the Communities team being here and I think that's really good that we work together and move forward together but my initial worry is that we are actually closing the Police Station."*

The Leader then replied:

*"What I would say all public sector organisations in this particular era need to be looking less I think at their assets and their buildings that the own and focus increasingly more so on the way that we are delivering services and dealing with the public. I think that's the really crucial thing is ensuring that we're meeting the needs of the Ryedale population, the North Yorkshire population, not focussing on particular buildings and particular assets. So that's what I would say on that and with regards to your last point that we are closing Malton Police Station, we - as Ryedale District Council - are not closing Malton Police Station. It is an issue for North Yorkshire Police and they have got to make fundamentally, as we do as Ryedale District Council, the right decisions for the taxpayers of North Yorkshire, which fundamentally they fund North Yorkshire Police."*

6. From Councillor Thackray

*"Didn't expect to be commenting on the Leader's statement tonight but as we're talking about things that are missing, I must mention the sculpture of Henry Moore who was as you probably all know was famous for the big holes that were in his sculpture and indeed Henry Moore himself considered those to be just as important as the actual metal part of the works themselves. I look upon Cllr Duncan, the Leader's statement as being similar in that the bits that are missing and not there are vitally important. I'd just like to reference as Cllr Duncan likes to quote things I've written, I'd like to quote what he has said in the Gazette & Herald in respect of a new baby for me and something that I intend to see come to fruition, a new roundabout at the Musley Bank end of the A64 and slip roads at the B1257 Broughton Road. An article appeared in the Gazette on the basis that I wrote to all members of Council, including the press, to advocate that we make this a Council priority. Cllr Duncan with his great generosity, responded to the article in the Gazette by saying "Cllr Thackray seems to think he's invented the wheel with his proposal for new roundabouts but this idea has in fact been on the cards for decades. I'm a big supporter of all direction access at York Road and I believe the public are too". He added "Anyone and everyone can shout about it but we actually need to work to make it happen." and this is the key hole in Henry Moore's sculpture "And RDC is working very productively with North Yorkshire County Council to do so as quickly as possible." For members of the public who don't understand the way this Council*



*works, which includes me, there is a Notice on Motion tonight which Cllr Duncan has squirrelled away, he's not going to let us talk about it. However, I am told, I have it reliably have been told, in respect of the work that has been very productively progressing with North Yorkshire County Council, there are no minutes of any meetings having taken place, so could Cllr Duncan please explain to the Members and to the members of the public precisely what you're talking about?"*

The Leader replied:

*"Cllr Thackray. Again your question does not relate to the Leader's statement and again the Leader's statement is not an opportunity for Members to make speeches. It is supposed to be an opportunity to ask questions. There are quite a lot of elements to your question. I think the key point there is about North Yorkshire County Council and Ryedale District Council working together to help improve the traffic situation in Malton and Norton and you know as well as I do the work that has been happening through the joint study that has taken place that has reviewed all sorts of options looking at the traffic situation. You may or may not also be aware that North Yorkshire County Council has established a steering group looking at traffic congestion in Malton and Norton and the County Councillors of those two areas, of which I am one, are members of that steering group. So work has been taking place, there are minutes of that steering group but that's not myself as Leader of this Council that's been taking part, it is in my role as a County Councillor for Norton. We are all determined I believe to improve the traffic situation in Malton and Norton but there are processes which we have to go through to get there. It takes time, it's frustrating I think for everybody that's involved but we nevertheless have to go through that process and I feel that we are making progress. On another point that you raised about the motion being squirrelled away, this meeting is not my meeting, it is the Chairman of Council's meeting and I have taken no action whatsoever with regards to that motion. It's on the agenda papers and it will follow the course as dictated in the Constitution."*

**86      Designation of Monitoring Officer and Deputy Electoral Registration Officer for the Council**

The Chief Finance Officer (s151) submitted a report (previously circulated) which recommended that Council approve;

- (i) The proposal that the Council's Monitoring Officer function will transfer from the current Council Solicitor role to the new role of Head of Corporate Governance, and therefore that
- (ii) The current delegations for the Council Solicitor post be transferred to the Head of Corporate Governance post.

- (iii) The proposal that the Council's Deputy Electoral Registration Officer function will transfer from the current Democratic Services Manager role to the new role of Head of Corporate Governance

Councillor Duncan moved and Councillor Burr seconded the recommendations in the report.

Upon being put to the vote the motion was approved.

### **Resolved**

- (i) That the Council's Monitoring Officer function will transfer from the current Council Solicitor role to the new role of Head of Corporate Governance, and therefore that
- (ii) The current delegations for the Council Solicitor post be transferred to the Head of Corporate Governance post.
- (iii) That the Council's Deputy Electoral Registration Officer function will transfer from the current Democratic Services Manager role to the new role of Head of Corporate Governance

### **Voting record**

20 For

5 Abstentions

#### **87 Overview and Scrutiny Committee - 3 January 2020: Minute 85 - Raine-Dunstan Report**

The report was received by the Council and endorsed by consensus.

#### **88 Revenue and Capital Budgets and Setting of Council Tax 2020/21**

The Chairman of Council reported on the procedure to be adopted in considering the above item.

It was proposed that the item be dealt with in two separate parts:

- a) Firstly, consideration of the recommendations in Minute 107 of the Policy & Resources Committee held on 6 February 2020 (excluding the agreement of council tax rate) and item 12 paragraph roman numeral I;
- b) Secondly, item 12 paragraphs roman numerals II to V relating to the requisite calculations and the setting of Council Tax.

It was moved by Councillor Duncan and seconded by Councillor Garbutt Moore that Minute No. 107 of the Policy and Resources Committee held on 6 February 2020 (excluding discussion of Council Tax rate, which would follow, with amendments being submitted) be noted and received by Council, that

Council adopt the recommendations in the s151 Officer's report and that Council approve item 12 paragraph roman numeral I relating to the Council's revenue budget.

Upon being put to the vote the motion was carried.

### **Voting record**

Unanimous

#### **Recorded vote**

Councillors J Andrews, P Andrews, Arnold, Bailey, Brackstone, Burr, Clark, Cleary, Cussons, Docwra, Duncan, Garbutt Moore, Goodrick, Graham, Hope, Keal, Mackenzie, Mason, Middleton, Oxley, Potter, Raper, Riby, Thackray and Wass.

There then followed a discussion on setting the rate of Council Tax.

***Councillor Duncan moved and Councillor Oxley seconded that Council adopt the remaining recommendations in Item 12, revised Paragraphs roman numerals II, III, IV (as revised) and V which relate to the requisite calculations and setting the Council Tax for 2020/2021.***

Councillor Clark moved and Councillor J Andrews seconded the following amendment:

“2.1 (ii) Increase Council Tax by £4.91.”

Upon being put to the vote the amendment was carried.

### **Voting record**

12 For

11 Against

2 Abstentions

#### **Recorded vote**

##### For

Councillors J Andrews, P Andrews, Arnold, Brackstone, Clark, Cussons, Hope, Potter, Raper, Riby, Thackray and Wass.

##### Against

Councillors Bailey, Burr, Cleary, Docwra, Duncan, Garbutt Moore, Goodrick, Graham, Mackenzie, Middleton and Oxley.

##### Abstention

Councillors, Keal and Mason

Councillor Clark moved and Councillor J Andrews seconded the following amendment:

“The increase of £108,000+ is spent on climate change issues.”

Upon being put to the vote the amendment was lost.

**Voting record**

10 For

14 Against

1 Abstention

**Recorded vote**For

Councillors J Andrews, Brackstone, Burr, Clark, Keal, Mason, Potter, Raper, Thackray and Wass.

Against

Councillors P Andrews, Arnold, Bailey, Cleary, Cussons, Docwra, Duncan, Garbutt Moore, Goodrick, Graham, Hope, Mackenzie, Middleton and Oxley.

Abstention

Councillor Riby

The s151 Officer then clarified that revised figures would be set out in the minutes in line with the amended motion. These included the changes to District/Parish Council Tax Rates (as at III below) and noted that the overall budget would increase by £108k elsewhere.

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

**Voting record**

17 For

8 Against

**Recorded vote**For

Councillors J Andrews, P Andrews, Arnold, Bailey, Brackstone, Burr, Clark, Cleary, Cussons, Hope, Keal, Mason, Potter, Raper, Riby, Thackray and Wass.

Against

Councillors Docwra, Duncan, Garbutt Moore, Goodrick, Graham, Mackenzie, Middleton and Oxley.

**Resolved**

That Council:

- (i) Approves the following, in addition to the amended recommendations from Policy and Resources Committee.

**I Budget 2020/2021**

That the revised revenue estimates for the year 2019/2020 and the revenue estimates for 2020/2021, as submitted in the Council's

Financial Strategy and Revenue Budget 2020/2021 Book be approved (copy enclosed).

## **II Council Tax Base**

That it be noted that, in accordance with Minute No. 363(d)/2005 of the Policy and Resources Committee held on 8 December 2005, which was subsequently approved by Council at its meeting on 12 January 2006, Ryedale District Council has (pursuant to Section 101 of the Local Government Act 1972) delegated responsibility to adopt the Council Tax base to the Chief Executive and Chief Finance Officer in consultation with the Chairman of the Policy and Resources Committee. The Council calculated the amounts for the year 2020/21, in accordance with regulations made under Section 31B of the Local Government Finance Act 1992, as amended, as set out in Annex A.

## **III District/Parish Council Tax Rates**

That the following amounts be now calculated by the Council for the year 2020/21, in accordance with Sections 31A, 31B and 34 to 36 of the Local Government Finance Act 1992, as amended (the Act):

### **(a) District/Parish Gross Expenditure**

£27,488,551.00 being the aggregate of the amounts, which the Council estimates for the items, set out in Section 31A(2) of the Act.

### **(b) Income (including Government Grants and Collection Fund Surpluses)**

£21,914,405.00 being the aggregate of the amounts, which the Council estimates for the items, set out in Section 31A(3) of the Act.

### **(c) District/Parish Council Tax Requirement**

£5,574,146.00 being the amount by which the aggregate at Part III(a) above exceeds the aggregate at Part III(b) above, calculated by the Council, in accordance with Section 31A(4) of the Act, as its Council Tax requirement for the year.

### **(d) Basic Amount of Tax (including Parish Precepts)**

£252.66 being the amount at Part III(c) above, all divided by the amount at Part II above, calculated by the Council, in accordance with Section 31B of the Act, as the basic amount of its Council Tax for the year.

(e) **Parish Precept and Special Expenses**

£1,145,626.00 being the aggregate amount of all special items referred to in Section 34(1) of the Act.

(f) **Basic Amount of Tax (excluding Parish Precepts)**

£200.73 being the amount at Part III(d) above less the results given by dividing the amount at Part III(e) above by the amount given at Part II above, calculated by the Council, in accordance with Section 34(2) of the Act, as the basic amount of its Council Tax for the year for dwellings in those parts of its area to which no special item relates.

(g) **Basic Amount of Tax in Parishes/Towns**

The details for each Parish as shown in Annex B, column headed "Aggregate amount at Band D", being the amounts given by adding to the amount at Part III(f) above the amounts of the special item or items relating to dwellings in those parts of the Council's area mentioned above, divided in each case by the amount at Part II above, calculated by the Council, in accordance with Section 34(3) of the Act, as the basic amounts of its Council Tax for the year for dwellings in those parts of its area to which one or more special items relate.

(h) **District/Parish Council Tax Rates**

The details as shown in columns "A" to "H" of Annex B, being the amounts given by multiplying the amounts at Part III(f) and Part III(g) above by the number which, in the proportion set out in Section 5(1) of the Act, is applicable to dwellings listed in a particular valuation band divided by the number which in that proportion is applicable to dwellings listed in Valuation Band D, calculated by the Council, in accordance with Section 36(1) of the Act, as the amounts to be taken into account for the year in respect of categories of dwellings listed in different valuation bands.

IV **County Council, Police & Crime Commissioner and Fire & Rescue Authority Tax Rates**

That it be noted that for the year 2020/21 precepting Authorities have stated the following amounts in precepts issued to the Council, in accordance with Section 40 of the Local Government Finance Act 1992, as amended, for each of the categories of dwellings shown below:-

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<b>BAND</b> <b>£</b>	<b>NORTH YORKSHIRE COUNTY COUNCIL</b> <b>£</b>	<b>NYCC ADULT SOCIAL CARE</b> <b>£</b>	<b>NORTH YORKSHIRE POLICE &amp; CRIME COMMISSIONER</b> <b>£</b>	<b>NORTH YORKSHIRE FIRE &amp; RESCUE AUTHORITY</b> <b>£</b>
<b>A</b>	829.07	79.91	177.18	48.46
<b>B</b>	967.25	93.22	206.71	56.54
<b>C</b>	1,105.43	106.54	236.24	64.61
<b>D</b>	1,243.61	119.86	265.77	72.69
<b>E</b>	1,519.97	146.50	324.83	88.84
<b>F</b>	1,796.33	173.13	383.89	105.00
<b>G</b>	2,072.68	199.77	442.95	121.15
<b>H</b>	2,487.22	239.72	531.54	145.38

## V **Total Council Tax Rates**

That having calculated the aggregate in each case of the amounts at Part III(h) and Part IV above, the Council, in accordance with Section 30(2) of the Local Government Finance Act 1992, as amended, hereby sets the amounts set out in Annex C as the amounts of Council Tax for 2020/21 for each of the categories of dwellings shown.

## 89 **Treasury Management Strategy Statement and Annual Investment Strategy 2020/2021**

It was moved by Councillor Duncan and seconded by Councillor Arnold that the following recommendations be approved and adopted.

That Council approve:

- i) Members receive this report;
- ii) The Operational Borrowing Limit for 2020/21 is set at £6m;
- iii) The Authorised Borrowing Limit for 2020/21 is set at £11.5m;
- iv) Councillors delegate authority to the Chief Finance Officer to effect movement within the agreed authorised boundary limits for long-term borrowing for 2020/21 onwards.
- v) Councillors delegate authority to the Chief Finance Officer to effect movement within the agreed operational boundary limits for long-term borrowing for 2020/21 onwards.
- vi) The treasury management strategy statement 2020/21 be approved.

- vii) The minimum revenue provision policy statement for 2020/21 be approved.
- viii) The treasury management investment strategy for 2020/21 be approved.
- ix) The prudential indicators for 2020/21 which reflect the capital expenditure plans which are affordable, prudent and sustainable be approved.
- x) The Capital Strategy for 2020/21 be approved

Upon being put to the vote the motion was carried.

### **Resolved**

That Council approve:

- i) Members receive this report;
- ii) The Operational Borrowing Limit for 2020/21 is set at £6m;
- iii) The Authorised Borrowing Limit for 2020/21 is set at £11.5m;
- iv) Councillors delegate authority to the Chief Finance Officer to effect movement within the agreed authorised boundary limits for long-term borrowing for 2020/21 onwards.
- v) Councillors delegate authority to the Chief Finance Officer to effect movement within the agreed operational boundary limits for long-term borrowing for 2020/21 onwards.
- vi) The treasury management strategy statement 2020/21 be approved.
- vii) The minimum revenue provision policy statement for 2020/21 be approved.
- viii) The treasury management investment strategy for 2020/21 be approved.
- ix) The prudential indicators for 2020/21 which reflect the capital expenditure plans which are affordable, prudent and sustainable be approved.
- x) The Capital Strategy for 2020/21 be approved

### **Voting record**

Unanimous



90      **Member Allowances Scheme - Report of the Independent Remuneration Panel**

It was moved by Councillor Duncan and seconded by Councillor Arnold that the following recommendations from the Independent Remuneration Panel be approved and adopted.

The Panel recommends the continuance of the index to staff pay for the annual adjustment of Member allowances until such a time as a full review of the Member Allowances Scheme has taken place.

Councillor Clark moved and Councillor J Andrews seconded the following amendment:

Delete “until such a time as a full review of the Member Allowances Scheme has taken place” and replace with “until January 2023”

Upon being put to the vote the amendment was carried.

**Recorded vote:**

For: Councillors J Andrews, P Andrews, Arnold, Bailey, Burr, Clark, Cleary, Cussons, Delaney, Docwra, Duncan, Frank, Garbutt Moore, Goodrick, Graham, Keal, Mackenzie, Mason, Oxley, Potter, Raper, Thackray and Wass.

Against: Councillor Middleton

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

**Resolved**

That Council approve:

The Panel recommends the continuance of the index to staff pay for the annual adjustment of Member allowances until January 2023.

**Voting record**

Unanimous

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

**POLICY AND RESOURCES COMMITTEE - 6 FEBRUARY 2020**

**Minute 104 - HR Policy Revision**

It was moved by Councillor Duncan and seconded by Councillor Oxley that the following recommendations be approved and adopted.

- a) The revised policies are agreed for implementation, subject to an amendment to the Staff Volunteering Policy to reflect that volunteering must be undertaken within Ryedale.
- b) Administrative amendments to implemented policies: That the appropriate officer, under direction from SMB be able to make any minor administrative amendments to implemented policies; such as updating references, refreshing any forms attached as appendices as part of improving workflow. These changes will be documented as part of document control and will not result in a change of the policy itself.

Councillor Clark moved and Councillor Keal seconded the following amendment:

“Defer subject until O&S has considered Equalities”

Upon being put to the vote, the amendment was lost.

**Voting record**

8 For

17 Against

0 Abstentions

Councillor Paul Andrews moved and Councillor Burr seconded the following amendment:

“That each policy be voted on separately no debate”

Upon being put to the vote the amendment was lost.

**Voting record**

10 For

15 Against

0 Abstentions

Councillor Frank moved and Councillor Burr seconded the following amendment:

Insert

- e) Able to undertake one day a year unpaid volunteering for a charitable organisation

Upon being put to the vote the amendment was lost.

**Voting record**

3 For

20 Against

2 Abstentions

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

### **Resolved**

That Council approve:

- a) The revised policies are agreed for implementation, subject to an amendment to the Staff Volunteering Policy to reflect that volunteering must be undertaken within Ryedale.
- b) Administrative amendments to implemented policies: That the appropriate officer, under direction from SMB be able to make any minor administrative amendments to implemented policies; such as updating references, refreshing any forms attached as appendices as part of improving workflow. These changes will be documented as part of document control and will not result in a change of the policy itself.

### **Voting record**

16 For

1 Against

8 Abstentions

Councillors J Andrews, Brackstone, Clark, Potter and Wass requested that the reason for their votes to abstain on the motion be noted. They supported some of the policies, particularly the Staff Volunteering Policy, but not all of the policies presented.

Councillors P Andrews, Burr and Thackray requested that the reason for their votes to abstain on the motion be noted. They supported all of the policies presented except the Staff Volunteering Policy.

Councillor Frank requested that the reason for her vote against the motion be noted. She supported all of the policies presented except the Staff Volunteering Policy.

### **Minute 99 - Request to Lease Office Space at Ryedale House**

It was moved by Councillor Duncan and seconded by Councillor Arnold that the following recommendations be approved and adopted.

- a) A 10 year lease for office space at Ryedale House, with a break at 5 years or to align with a new PSH, is offered as detailed in the report.
- b) Any future PHS rent costs (assuming this is delivered before the 10

year term and no more space is taken) are set at or around the rental offer for the transitional space. Those requesting the office space, reaffirm their funding position which is a guaranteed 10 year lease rental income. Implementation remodelling costs will be carried by those requesting the office space.

Upon being put to the vote the motion was carried.

### **Resolved**

That Council approve:

- a) A 10 year lease for office space at Ryedale House, with a break at 5 years or to align with a new PSH, is offered as detailed in the report.
- b) Any future PHS rent costs (assuming this is delivered before the 10 year term and no more space is taken) are set at or around the rental offer for the transitional space. Those requesting the office space, reaffirm their funding position which is a guaranteed 10 year lease rental income. Implementation remodelling costs will be carried by those requesting the office space.

### **Voting record**

17 For

5 Against

3 Abstentions

### **Recorded vote**

#### For

Councillors Cleary, Arnold, Bailey, Cussons, Dowcra, Duncan, Garbutt Moore, Goodrick, Graham, Hope, Keal, Mackenzie, Mason, Middleton, Oxley, Raper and Riby.

#### Against

Councillors J Andrews, Brackstone, Clark, Potter and Wass.

#### Abstentions

Councillors P Andrews, Burr and Thackray.

### **Minute 102 - Timetable of Meetings 2020-2021**

It was moved by Councillor Duncan and seconded by Councillor Arnold that the following recommendations be approved and adopted.

That Council is recommended to approve the timetable of meetings, subject to the amendments requested by Policy and Resources.

Upon being put to the vote the motion was carried.

### **Resolved**

That Council approve the timetable of meetings, subject to the amendments requested by Policy and Resources.

### **Voting record**

Unanimous

### **Minute 103 - Corporate Enforcement Policy**

It was moved by Councillor Duncan and seconded by Councillor Arnold that the following recommendations be approved and adopted.

- (i) That the Council approves the Corporate Enforcement Policy (appendix 1 of the report).
- (ii) That the Corporate Enforcement Policy is uploaded to the website and included in publication lists for the authority.
- (iii) That the Corporate Enforcement Policy and Department Policies continues to be reviewed on a regular basis or as the need arises from factors such as changes to legislation.
- (iv) That under the Council's scheme of delegation, delegated authority is given to the Heads of Service to undertake the enforcement duties within the Corporate Enforcement Policy.
- (v) That delegated authority is given to the Chief Executive to approve minor modifications and updates to the policy.

Upon being put to the vote the motion was carried.

### **Resolved**

That Council approve:

- (i) That the Council approves the Corporate Enforcement Policy (appendix 1 of the report).
- (ii) That the Corporate Enforcement Policy is uploaded to the website and included in publication lists for the authority.
- (iii) That the Corporate Enforcement Policy and Department Policies continues to be reviewed on a regular basis or as the need arises from factors such as changes to legislation.
- (iv) That under the Council's scheme of delegation, delegated authority is given to the Heads of Service to undertake the enforcement duties within the Corporate Enforcement Policy.

- (v) That delegated authority is given to the Chief Executive to approve minor modifications and updates to the policy.

**Voting record**

Unanimous

**Minute 105 - Budget Monitoring - Q3 2019/20**

It was moved by Councillor Duncan and seconded by Councillor Arnold that the following recommendations be approved and adopted.

It is recommended that Council notes the contents of the report.

Upon being put to the vote the motion was carried.

**Resolved**

That Council notes the contents of the report.

**Voting record**

Unanimous

**92 Motions on Notice Submitted Pursuant to Council Procedure Rule 11**

**Proposed by Councillor Keal and seconded by Councillor Mason**

[Please note that some minor amendments were made to the motion between the agenda publication and the meeting]

*"In view of the continuing calls for west east access to the A64 from York Rd, we call on Ryedale District Council to work with North Yorkshire County Council and the Highways Agency to deliver a roundabout at the Huttons Ambo junction on the A64 and slip roads on / off the A64 at the B1257 Broughton Road to help alleviate the traffic congestion levels in Malton and Norton.*

*The roundabout would allow access to the A64 east from York Road, reducing the level of traffic, including HGVs, that have to pass through Malton and Norton to access the A64 and create east/west access at both ends of the Malton bypass.*

*Furthermore, with the concern widely expressed for the safety of children and parents accessing Malton County Primary School and St Mary's RC School on Highfield Lane, Malton, thereafter, we call on Ryedale District Council to support a HGV ban between the Peasey Hill Road junction and Hawthorn Avenue."*

Under Council Procedure Rule 11.4, the motion stood automatically referred to the Policy and Resources Committee.

93      **Any other business that the Chairman decides is urgent**

There being no other business, the meeting closed at 8:45pm.

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<b>PART B:</b>	<b>RECOMMENDATIONS TO COUNCIL</b>
<b>REPORT TO:</b>	<b>POLICY &amp; RESOURCES COMMITTEE</b>
<b>DATE:</b>	<b>19 MARCH 2020</b>
<b>REPORT OF THE:</b>	<b>CHIEF EXECUTIVE STACEY BURLET</b>
<b>TITLE OF REPORT:</b>	<b>COUNCIL PLAN 2020-2024</b>
<b>WARDS AFFECTED:</b>	<b>ALL</b>

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## **EXECUTIVE SUMMARY**

### **1.0 PURPOSE OF REPORT**

- 1.1 To present Committee with the draft Council Plan 2020-2024 for consideration and approval if deemed appropriate.

### **2.0 RECOMMENDATION(S)**

- 2.1 It is recommended that:  
(i) the Council Plan 2020-2024 is approved, which is attached as Appendix 1 to this document.

### **3.0 REASON FOR RECOMMENDATION(S)**

- 3.1 A Council Plan is a necessary strategic document for guiding the work programme for the organisation and its employees.
- 3.2 The current Council Plan is out of date and cannot fulfil this function.
- 3.3 A series of engagement sessions have taken place with Elected Members and officers to produce this Plan, with the aim of ensuring that it captures the high level strategic priorities and routemap to be progressed in the interests of Ryedale's communities over the next 4 years.

### **4.0 SIGNIFICANT RISKS**

- 4.1 Not adopting the Plan attached at Appendix 1 means that the organisation will continue to use the current Plan to guide its work. This is out of date and cannot adequately fulfil the function of a strategic routemap. Non-adoption will also mean that corporate plans and work programmes aren't aligned to current strategic priorities and our performance framework does not adequately measure our most important priorities.

- 4.2 The Council has a duty to communicate what it will achieve to the residents it serves. A Council Plan is the key strategic document fulfilling this function. To this end, Elected Members and employees have been engaged in the production of this Plan to ensure that key agendas relating to communities, the economy, the environment and the organisation have been considered. This is in the interests of ensuring that Ryedale's communities benefit from the implementation of this Plan over the next 4 years.

## **5.0 POLICY CONTEXT AND CONSULTATION**

- 5.1 This new Council Plan is a significant change from its predecessor. It clearly sets out the priorities set out by Elected Members, and will be the key strategic document used by the Council to develop its future policy and performance framework. It is therefore proposed that, if approved by Elected Members, this version of the plan is used to develop our supporting policy and planning cycles, including team and individual performance objectives. The Plan has also been aligned to key agendas at a national and regional level so that Ryedale can take advantage of funding streams that might become available. This includes carbon reduction mitigation, town centre rejuvenation and 'levelling up'.
- 5.2 Other corporate documents will be aligned to the Plan post adoption, as will the performance framework. These documents will provide further detail on how the Plan will be delivered and measured. It should be noted that the full realignment of the Council's policy and performance framework, in line with Elected Members priorities, will be built up through a series of policy and performance revisions across our delivery functions and partnerships. This will take time to achieve, but will be subject to approval and scrutiny of Elected Members as appropriate, to ensure these initiatives deliver the democratic will of the Council.
- 5.3 Two workshops involving Elected Members have taken place to develop the content of the Plan. Elected Members have also provided individual and Group comments, which have been taken into consideration when producing this draft.
- 5.4 Significant levels of employee engagement have also taken place, including briefings, a workshop and a survey. These have also been considered when producing this draft.
- 5.5 Should the Plan be approved by Committee and Council, a public consultation exercise will commence from Spring 2020 onwards. This is to enable local people and partners, to contribute their views, inform more detailed plans and the annual refresh of the Plan.

## **REPORT**

### **6.0 REPORT DETAILS**

- 6.1 The Council Plan is the most important strategic document of a local authority. It outlines the priorities and routemap for progress over a period of time.
- 6.2 Significant levels of engagement have occurred to ensure that the Council Plan 2020-2024 is fit for purpose. This has involved Elected Members and employees. The plan reflects four main priorities developed through the engagement process detailed at 5.3 and 5.4:

- ***Our communities:*** strong, inclusive and attractive
- ***Our economy:*** harnessing Ryedale's unique economy to deliver growth, homes and jobs
- ***Our environment:*** a sustainable, safe and clean place to live
- ***Our organisation:*** an innovative, enterprising council.

6.3 If adopted, other corporate documents, frameworks and strategies will be aligned to the Plan. The performance framework will also be revised to ensure that we are measuring progress against the most important objectives that the Council has set.

6.4 The Council Plan will be refreshed each year to ensure that it remains fit for purpose, and will be presented as part of the suite of papers presented to full Council when determining its annual budget and Medium Term Financial Strategy.

## **7.0 IMPLICATIONS**

7.1 The following implications have been identified:

a) **Financial**

The Council Plan is a strategic document. Corporate plans and strategies will be aligned to the Council Plan and this may have financial implications. Any financial implications will be highlighted when detailed proposals are brought to Committee and / or Council for approval.

b) **Legal**

The Council Plan 2020-24 is a strategic document. Corporate plans and strategies will be aligned to the Council Plan. Any legal implications will be highlighted when detailed proposals are brought to Committee and / or Council for approval.

c) **Other (Equalities, Staffing, Planning, Health & Safety, Environmental and Climate Change, Crime & Disorder)**

The Council Plan makes specific statements of intent with respect to equalities, staffing, environment and climate change, economic development and housing and crime and disorder. Any specific implications will be highlighted when detailed proposals are brought to Committee and / or Council for approval.

### **Name of Head of Service**

#### **Job Title**

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### **Background Papers:**

Workshop output – Elected Member workshop, December 2019

Workshop output – Employee workshop, January 2020

Workshop output – Elected Member workshop, March 2020

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# **Council Plan 2020-2024**

## **1. Foreword**

Welcome to our 2020-24 Council Plan, which identifies the opportunities for our district, as well as the challenges we face and how we are going to help tackle them over the next four years. This is your plan, and you - the people of Ryedale - are at its heart.

We want to build communities for all, create inclusive growth that works for everyone, and protect our unique environment for future generations. Good quality jobs, affordable housing, thriving town centres and strong communities, will underpin our success, as will meeting our environmental responsibilities while delivering economic growth. As a Council, we are also passionate about innovation, tackling challenges in new ways and delivering value for money.

We recognise the importance of building long-term partnerships with Government, business and others working in the public, voluntary and community sectors to achieve our ambitions. These partnerships will help us to attract new investment to our area and ensure that Ryedale maximises funding and opportunities. We will also use our voice to lobby and influence regional and national agendas where this benefits Ryedale and its communities.

This Plan does not list everything we will do over the next four years. In a rapidly changing world, our Council Plan will evolve and change over time to ensure it remains relevant and meets the latest challenges. But it does state our core vision for our district and the key things we will likely need to do to achieve it.

To deliver our ambitions, we will work together over the next four years. We will update you on our progress and refresh this Plan annually so you know what we have delivered so far and what we are doing next.

**Councillor Keane Duncan, Leader**  
**Stacey Burlet, Chief Executive**

## **2. Our challenges and opportunities**

**Opportunities:** The positive factors we should embrace

- Recognised nationally as one of the happiest places to live in the UK
- Strategic location with links to National Parks, cities and the coast
- Diverse jobs and industries, working locally, nationally and internationally
- Yorkshire's capital for food and drink, world class products, exceptional taste experiences
- An amazing natural environment
- Vibrant market towns
- Increasingly popular visitor destination with leading heritage attractions, resorts, theme parks and unique events

**Challenges:** The issues we need to tackle

- Sustainability of rural services, communities and economy
- Housing affordability
- Low wages and talent drain out of the area
- Meeting the needs of an ageing population
- Poor digital, transport and communications connectivity
- Rapidly changing national and local policy
- Challenges in managing the natural environment

### **3. Our vision, values and behaviours**

**Our vision:** A great place to live, work and visit, which is culturally unique, environmentally sustainable and supports connected communities to thrive. We have a strong rural economy, with world-class assets and new jobs linked to growth including bio-renewables, food, farming, agriculture, the visitor economy and carbon reduction technologies.

**Our values:** the values that underpin everything we do

- Innovative, enterprising and unafraid to work in new ways
- Open, honest and transparent
- Connected and working with others to make things happen
- Ambitious, facilitating and promoting new investment opportunities
- Providing value-for-money
- Nurturing, creating opportunities for young people
- Supporting those in need or are vulnerable
- Valuing our fantastic employees and partners

**Our behaviours:** the behaviours we use to create a positive, open and constructive working culture

- Strong: We are open to change, optimistic about the future and determined to achieve
- Supportive: We support our people, are fair to each other and show trust and respect
- Communicate: We are transparent, positive, listen, share feedback and seek out opportunities
- Challenge: We promote trust, are confident and have self-belief
- Passionate: We celebrate our achievements, inspire others and perform our best

## **4. Our priorities**

### ***Our communities: strong, inclusive and attractive***

#### **Help for those in need**

- We will tackle homelessness, rough sleeping and poverty by providing services in partnership with others to prevent homelessness.
- We will offer advice, support and budgeting assistance to those who need it, helping them to manage their finances, ensuring they can access Citizens' Advice services and working with the credit union to promote access to small loans. We will also act promptly to process benefit applications.
- We will create a district where everyone feels welcome and can thrive. We will safeguard vulnerable people, become a 'dementia-friendly' and 'autism-friendly' council, and ensure that equalities, mental health and well-being are at the heart of service design, giving training to our employees and encouraging businesses and communities to do the same.
- We want everyone in our communities to be able to live independent lives. We will promote our Lifeline service and provide wellbeing services, Disabled Facilities Grants and handyperson services to enable people stay in their own homes. We will also support community transport schemes to help those in need get around.
- We will work with partners including health and education to ensure a fair share of infrastructure investment. We will be a champion for sustainable public services that continue to meet the specific needs of Ryedale's communities.

#### **Healthy and happy communities**

- Ryedale is home to hundreds of voluntary organisations delivering invaluable services for local people. We will work with this essential sector to ensure it continues to flourish. We will aim to build strong communities by contributing to community events, activities and facilities through our community grants scheme.
- We will promote health and wellbeing for all by offering leisure facilities and access to physical activity. We will work with our leisure provider and other partners to expand access to these opportunities and identify funding streams that will support our aims.
- We will promote our creative industries and expand our cultural offer by supporting Ryedale's network of skilled craft businesses and thriving arts hubs.



### **A place like no other - to live, work, visit and invest**

- We want everyone to enjoy Ryedale's natural beauty, market towns, shops and amazing attractions. We will promote our area as a hub for food, drink, creative culture and active recreation.
- We will work with partners to meet shortfalls in our visitor accommodation and increase visitor spend. We will promote the district's niche and unique activities, as well as the development of eco-tourism.
- We will support our market towns to thrive by installing free Wi-Fi, keeping our streets tidy and devising a new car parking strategy with residents and visitors at its heart.
- Thousands flock to the district's popular events, we will expand our events programme by working with regional agencies, businesses and community groups.

## ***Our economy: harnessing Ryedale's unique economy to deliver growth, homes and jobs***

### **Quality homes local people can afford**

- High house prices and rents mean it is difficult for local people to get onto the property ladder. We will work with our partners to deliver more affordable homes and ensure a supply of good quality housing that reflects the needs of our communities at all stages of their lives. We will work with developers and use our own assets to achieve this, as well as bring more empty properties back into use.
- We want people to live in high quality, safe and sustainable homes. We will promote the highest standards of construction and work in partnership to improve energy efficiency and achieve carbon reduction. We will work with landlords to ensure rental accommodation, in particular houses in multiple occupation, comply with the law and follow best practice.

### **A connected rural economy**

- We want everyone, no matter where they live, to be digitally connected. This will enhance business effectiveness, create higher paid jobs and enable people to take advantage of opportunities beyond Ryedale's boundaries. We will support measures to improve digital skills, expand broadband and mobile telephone coverage, accelerate changes within town centres and drive competitiveness by investing in digital innovation.
- We want to improve our road and rail connectivity to unlock economic growth. We will work with partners to improve the A64, integrated public transport connections and station facilities.
- We will support and invest in measures to cut congestion and improve traffic flow in our market towns, including HGV reductions in urban centres. We will facilitate the construction of new infrastructure through the Local Plan.

## Open for business

- We want entrepreneurship to flourish across our district. We will promote and support micro, small and medium sized businesses by exploring the introduction of a competitive grants scheme for start-ups and offering advice as we recognise the long term success of this sector is essential to Ryedale's future success.
- We will work with Government, industry and businesses to bring new investment to the area, expanding the commercial space on offer within the district in a sustainable way. We will develop the council's role in providing workshop, incubator and scale-up space for small start-up businesses and facilitate the expansion of business parks.
- We want young people to believe that Ryedale is a place to build their future. To retain our young people in the district, we will offer information, training and opportunities to meet the needs of our modern economy. We will work with partners to support their start up ideas and build relationships with higher and further education institutions, focusing upon future skills needs e.g. engineering, green construction and clean energy.
- The Council will champion the benefits of good quality apprenticeships and graduate opportunities across Ryedale's business community. We will promote their value and lead the way as an employer in our own right by employing more apprentices and graduate trainees.
- We will capitalise upon local innovation, world-class agriculture and proximity to world class higher education establishments. We will seek opportunities related to the major chemicals industry, emerging bio-renewable opportunities, research and development.

## ***Our environment: a sustainable, safe and clean place to live***

### **Sustainability into the future**

- We will take ambitious steps to reduce our carbon footprint through regional and local initiatives. This includes implementing our Climate Change Action Plan.
- We will lobby Government to provide national structural and policy changes that allow us to deliver innovative and ambitious climate change actions.
- We will work collaboratively with industry, businesses, communities and others to deliver local and community led energy solutions, that fulfil the ambition to deliver carbon neutrality.
- We will build the case for installation of income-generating, energy-efficient and renewable technologies at council-owned buildings. We will replace our street lights with energy-efficient LEDs, procure more energy-efficient vehicles when replacing our fleet, and facilitate more tree planting. We will encourage others to do the same by maximising the impact of our supply chain, partnerships and plans.
- We will promote sustainable transport by installing extra electric vehicle charging points, opening cycle routes and identifying new ways to link our communities in sustainable ways e.g. electric buses.
- We will increase our recycling rate in line with emerging national policy, including by promoting recycling awareness, investing in our mini-recycling centres, exploring the possibility of recycling a wider range of materials and working with more trade and garden waste collection customers. We will also work with partners to expand 'circular economy' schemes across the district.

### **A safe place to live**

- Ryedale is a low crime area, but not without its problems. We will tackle anti-social behavior by working closely with North Yorkshire Police and other partners. We will also empower communities to identify effective solutions to tackle speeding.
- We want to reduce flooding risk by investing in flood alleviation measures and working with partners to provide an emergency response.
- We will work in partnership to uphold the highest standards of animal welfare, train staff to deal with issues and hold public information events.

### **Clean and attractive streets**

- We will take tough action on littering, dog fouling and flytipping through proactive and dedicated enforcement, prosecuting where required.
- We will improve air quality in our market towns by working with partners to tackle congestion and promote sustainable transport and commerce.
- We want to keep our streets clean. We will improve our Streetscene operations and support communities to do more.
- We will protect Ryedale's heritage and natural capital by regularly reviewing our listed buildings, historic assets, protected landscapes and conservation areas.

## ***Our organisation: an innovative, enterprising council***

### **Value for money**

- We will maintain strong finances into the future by delivering customer-focussed and cost-effective core services.
- We will drive service improvements. We will ensure we process applications and requests promptly and monitor the effectiveness of our contracts and commissioned services. We will also develop a capital programme that invests in the equipment and resources we need to achieve more efficient services.
- We will deliver services in new ways, acting in a more enterprising manner, exploring opportunities to generate income on a case-by-case basis.

### **Accessible to all**

- We will transform our customer services, using new ways of working to improve our responsiveness. We will revamp our website, increase our social media presence and introduce digital systems for you to report issues and receive information. We will support those who are digitally excluded or need support to access on line services. We will bring partners into Ryedale House and provide options for a “one-stop” Public Services Hub.
- We will tackle inequality. Delivering better equality across the district is central to everything we do and we are committed to doing all we can to be a welcoming and inclusive place characterised by diversity.
- We will be open, honest and transparent by publishing key policies and financial information and responding promptly to freedom of information requests.
- We will improve our engagement with you, asking for your views, and using your feedback. We will ensure decisions are taken in the most effective way, by consulting with those affected and strengthening the voice of councillors at ward level.

### **A great place to work**

- We will ensure the council is a great place to work by recruiting and retaining motivated, skilled employees. We will empower them to deliver ambitiously for Ryedale, promote wellbeing and publish the results of staff surveys.
- We will nurture talent through succession planning, recruiting graduate trainees and apprentices, implementing a work experience programme for care leavers, and ensuring that training and development opportunities are available for all employees.

## **5. Our approach: Strategies, services and partnerships underpin the delivery of our Council Plan**

### **Strategies**

Our plan is supported by a number of key strategies:

- Local Plan
- Medium-Term Financial Strategy
- Commercial Strategy
- Capital Programme
- Ryedale Homelessness and Rough Sleeping Review and Strategy 2020-2025

We also deliver strategies in partnership with others:

- Destination Development Plan
- North Yorkshire Community Safety Partnership Strategic Plan
- Area of Outstanding Natural Beauty Management Plan
- NYCC Local Flood Risk Strategy
- Ryedale Housing Strategy Action Plan 2015- 2021

Other key plans, such as our Climate Change Action Plan, are also routinely monitored because of their importance in shaping our work.

A governance and monitoring framework is also in place to support this strategic work. This includes the Council's constitution, performance framework and its underpinning policies, operating procedures, service planning, budget monitoring and delivery programmes.

## Services

We deliver a range of frontline services including:

- Housing options and homelessness prevention and support
- Ryecare Lifeline Service/24-hour Support Centre for elderly and vulnerable people
- Household and trade waste collection and recycling
- Street cleansing and emptying litter and dog bins
- Public toilets
- Pest control
- Grounds maintenance and grass cutting
- Street lighting (RDC owned)
- Enforcement activity against anti-social behaviour, fly-tipping, litter, dog fouling, planning transgressions, graffiti, public nuisance
- Benefits services and the collection of Council tax and business rates
- Advice and assessment of planning applications
- Conservation services including listed buildings and tree and hedgerow protection
- Community Infrastructure Levy and Section 106 monies
- Inspecting food premises, food sampling, coordinating the Food Hygiene Rating Scheme, food poisoning investigation and control, implementing imported food controls and issuing Export Health Certificates
- Registration of premises (tattooing, skin piercing, acupuncture and electrolysis)
- Licensing taxis and private hires, alcohol and entertainment, animal welfare, dangerous wild animals, gambling, street trading and scrap metal
- Customer services and complaints management
- Community development and engagement
- Support for businesses including referral and signposting services that help them to grow and / or locate in Ryedale

This work is enabled by a range of other services including finance, human resources and organisational development, legal and democratic, communications, technology and business change, facilities management, procurement and vehicle and transport management.

We also provide funding to support:

- Access to grants, ranging from community groups to Disabled Facilities Grants
- Access to Wellbeing and Handy person's service
- The delivery of leisure services through Everyone Active
- The delivery of advice services through Citizens' Advice
- The delivery of the Building Services Partnership





## Partnerships

We work in partnership to:

- Promote community safety through prevention, intervention and enforcement work, including road, home, personal and public safety, and multi-agency work.
- Safeguard vulnerable people
- Combat radical extremism and anti-terrorism
- Prevent child exploitation and modern slavery
- Address and support those affected by domestic abuse
- Support care leavers and young people in care
- Prepare for emergency situations occurring locally
- Manage and alleviate flooding
- Secure funding for new developments and improve existing facilities
- Improve air quality
- Support communities to produce Neighbourhood Plans, Parish Plans and Village Design Statements
- Co-ordinate new development across York and North Yorkshire
- Facilitate the delivery of affordable homes
- Promote and develop the Ryedale tourism sector and visitor economy through supporting product development and delivering marketing and promotional campaigns.
- Support the creative economy through securing new and continued investment and maximising opportunities to use the arts, heritage and events to promote improved health and well-being.
- Identify and deliver projects to develop land, provide premises, improve infrastructure and enhance our towns and villages by securing external funding and investment opportunities
- Carry out practical work, provide advice and offer grants towards land management, landscape and biodiversity enhancements, alongside community and leisure and recreation activities through working with the NYMNP and the HH AONB.

Our partners include:

- Charities and third sector organisations operating throughout Ryedale
- All district councils across North Yorkshire, North Yorkshire County Council and York City Council
- North Yorkshire Police, North Yorkshire Fire & Rescue and the North Yorkshire Police, Fire and Crime Commissioner
- Parish and Town Councils
- York and North Yorkshire Armed Forces
- York and North Yorkshire Local Enterprise Partnership (YNY LEP), working with public and private partners to deliver economic growth
- Local Estates including Fitzwilliam Malton Estate (FME) and the Castle Howard Estate

- Attractions and businesses operating throughout Ryedale
- Welcome to Yorkshire (WtY) - tourism agency for North Yorkshire
- North York Moors National Park Authority (NYMNPA)
- Howardian Hills Area of Outstanding Natural Beauty (HH AONB)
- North Yorkshire Business & Education Partnership (NYBEP), working with schools and businesses to develop skills and talent
- York and White Rose Home Improvement Agency, delivering our Disabled Facilities Grant and our Wellbeing and Handyperson's services
- Yorkshire Derwent Catchment Partnership
- North Yorkshire Local Resilience Forum
- Yorkshire Energy Solutions, delivering our Energy Efficiency grants
- Warm and Well in North Yorkshire, the single point of contact for energy efficiency advice
- Community First Yorkshire, delivering community engagement services around Community Led housing

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<b>PART B:</b>	<b>RECOMMENDATIONS TO COUNCIL</b>
<b>REPORT TO:</b>	<b>POLICY AND RESOURCES COMMITTEE</b>
<b>DATE:</b>	<b>19 MARCH 2020</b>
<b>REPORT OF THE:</b>	<b>PROGRAMME DIRECTOR OF ECONOMIC DEVELOPMENT, BUSINESS AND PARTNERSHIPS PHILLIP SPURR</b>
<b>TITLE OF REPORT:</b>	<b>RESPONSE TO MOTION TO COUNCIL AND CONSULTATION ON PROPOSED HCV RESTRICTION</b>
<b>WARDS AFFECTED:</b>	<b>DERWENT AND MALTON (DIRECTLY) NORTON EAST, NORTON WEST, &amp; OTHER WARDS (INDIRECTLY)</b>

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## EXECUTIVE SUMMARY

### 1.0 PURPOSE OF REPORT

- 1.1 To respond to a Motion to Council and to seek Members views on a related consultation by North Yorkshire County Council.

### 2.0 RECOMMENDATION(S)

- 2.1 It is recommended (to Council) that:

- (i) the Motion to Council proposed by Cllr Di Keal, seconded by Cllr Steve Mason, and referred to Policy and Resources Committee by Full Council on 27<sup>th</sup> February be **amended** (suggested amended text is set out in 6.11);
- (ii) Council approve the suggested response to the County Council's consultation proposing an experimental part-time prohibition of Heavy Commercial Vehicles (HCVs) on Highfield Road (as set out in 6.15).

### 3.0 REASON FOR RECOMMENDATION(S)

- 3.1 Joint working with the County Council on congestion issues in Malton and Norton has been on-going for a number of years. The County Council has recently committed to undertake project development work regarding a junction with the A64 at Musley Bank and officers are talking to County Council colleagues regarding the potential

development of options for a junction or slip roads with the A64 at Broughton Road.

- 3.2 On balance, the trialling of a part-time weight restriction on Highfield Road represents a pragmatic balance between mitigating the impacts of heavy vehicles on Highfield Road, at the most sensitive times of the day, whilst seeking to minimise the impacts resulting from displacement of HCVs via other routes – particularly through the Air Quality Management Area (AQMA).

#### **4.0 SIGNIFICANT RISKS**

- 4.1 There are no significant risks relating to working with the County Council in support of their project development work for junctions with the A64. The project development work will need to identify any specific environmental or climate change impacts of the proposals and any proposed mitigation, which will need to be fully assessed and considered before any decision to progress with such schemes is made.
- 4.2 The main risk associated with the prohibition of heavy vehicles on Highfield Road is the potential for displacement of these vehicles via Butcher Corner, with potential impacts upon air quality within the AQMA. It is considered that the part-time nature of the prohibition significantly mitigates this risk. As further mitigation, this report also proposes that the County Council works closely with businesses and their suppliers to encourage them to avoid the town centre during the periods when the prohibition is active.

#### **5.0 POLICY CONTEXT AND CONSULTATION**

- 5.1 Council Plan priorities:

- Sustainable Growth
  - Promoting a strong economy with thriving businesses and supporting infrastructure for future generations;
  - Managing the environment of Ryedale with partners.
- Customers & Communities
  - Helping our partners to keep our communities safe and healthy.

- 5.2 Ryedale Economic Action Plan objective:

- A well connected economy:
  - fast reliable journeys to the key centres, transport that underpins growth, transport that connects employees and visitors to businesses.

- 5.3 Local air quality management (LAQM) forms a key part of the Government's strategies to ensure that national air quality objectives will be met in the UK. The LAQM process places an obligation on the Council to regularly review and assess air quality in the district, and to determine whether or not the air quality objectives are likely to be achieved. Where an exceedance is considered likely an Air Quality Management Area (AQMA) must be declared and an Air Quality Action Plan (AQAP) prepared, setting out the measures to be taken in pursuit of the objectives.

- 5.4 Following a detailed assessment in 2009, the Council concluded that declaration of an AQMA was necessary in parts of Malton because the annual mean concentration of

nitrogen dioxide exceeded the relevant air quality objective at various relevant receptor locations. Whilst no exceedances of the annual mean nitrogen dioxide objective have occurred within the Malton AQMA for the last three years, increases in queuing related to congestion at the level crossing are anticipated in line with the introduction of additional rail services in May 2020. Ryedale will continue to keep the AQMA under review until it can be demonstrated that compliant concentrations are stable over a sustained period.

- 5.5 This report includes details of a current consultation being undertaken by North Yorkshire County Council and seeks Members views on a response.

## **REPORT**

### **6.0 REPORT DETAILS**

#### **Background**

- 6.1 This report has been written in response to two separate matters, which nevertheless have overlapping subjects:
- Motion to Council proposed by Cllr Di Keal and seconded by Cllr Steve Mason (part of which calls for a ban on heavy vehicles using Highfield Road and therefore links to the item below); and
  - NYCC Consultation: Proposed Experimental Part-Time Prohibition of HCVs on Highfield Road, Malton.
- 6.2 Considerable joint working between RDC and NYCC on traffic and congestion issues in Malton & Norton has already taken place, including:
- Malton & Norton Infrastructure & Connectivity Study (completed)
  - Development of new Traffic Model for towns (completed)
  - Testing of various scenarios through traffic model (completed)
  - Local Cycling and Walking Investment Plan (Phase 1 nearing completion)
  - Development of Ryedale Car Parking Strategy, covering the whole District, including Malton & Norton (nearing completion)
- 6.3 Joint work continues to develop a range of interventions that were identified in the Malton & Norton Infrastructure and Connectivity report. Officers are planning to bring an update to Committee on progress to date, next steps, and potential resource implications early in the 2020/21 Committee cycle.

#### **Motion to Council - submitted by Cllr Di Keal and Cllr Steve Mason**

- 6.4 A Motion to Council was proposed by Cllr Di Keal and seconded by Cllr Steve Mason for consideration at Council on 20<sup>th</sup> February 2020, although the meeting was adjourned before consideration of the Motion and reconvened on 27<sup>th</sup> February. Prior to being considered, the proposer made amendments to the Motion and the amended version was referred to Policy and Resources Committee (see Appendix 1). It is this amended version of the Motion which is considered here.

- 6.5 The Motion contains two distinct elements – albeit both relating to traffic levels within the towns. The first element relates to a call for new junctions with the A64, whilst the second relates to a call for a ban on heavy vehicles using Highfield Road. The two elements are considered separately below.

6.6 Part 1 of the Motion to Council:

*“In view of the continuing calls for west east access to the A64 from York Rd, we call upon Ryedale District Council to work with North Yorkshire County Council and the Highways Agency to deliver a roundabout at the Huttons Ambo junction on the A64 and slip roads on / off the A64 at the B1257 Broughton Road, to help alleviate the traffic congestion in Malton and Norton.*

*The roundabout would allow access to the A64 east from York Road, reducing the level of traffic, including HGVs, that have to pass through Malton and Norton to access the A64 and create east / west access at both ends of the Malton bypass.”*

- 6.7 Officers have discussed the Motion with colleagues at North Yorkshire County Council and would comment as follows:

- officers continue to work with colleagues at NYCC to stress the case for additional all-direction movement junctions on the A64 around Malton and to make the case for such projects with the LEP for inclusion in their ‘pipeline’ of projects;
- NYCC have recently committed to develop proposals for an all movements junction with the A64 at Musley Bank;
- NYCC intend to develop these proposals to a stage whereby bids for funding such junctions could be submitted to Government at short notice;
- officers are in discussions with colleagues at NYCC regarding the investigation of options for an A64 junction with Broughton Road;
- this on-going work is part of a much wider package of measures aimed at reducing town centre congestion in Malton and Norton that the District and County councils have been jointly developing;
- the suggestion of a new roundabout at the Huttons Ambo junction is just one option for achieving the aims of a junction that supports all-direction movements: Members may not wish to exclude other options from consideration at this stage;
- County Council colleagues have indicated that they will happily work with Highways England should they wish to develop such a scheme;
- however, notwithstanding this, it is considered that such a roundabout is not likely to be the optimum solution to the lack of turning movements at Musley Bank, as it will introduce delays to through-traffic on the A64 (potentially exacerbating the existing ‘bottleneck’ at the western end of the Malton bypass) and a potential accident risk;
- additionally, the costs of such a roundabout are unlikely to be significantly lower than the costs of introducing new slip roads at Musley Bank (a length of new two-way link road would be required between the proposed roundabout and York Road);
- Ryedale District Council and North Yorkshire County Council continue to work together to identify opportunities for funding such projects – and will apply for funding as appropriate.



- 6.8 Part 2 of the Motion to Council:  
*“Furthermore, with the concern widely expressed for the safety of children and parents accessing Malton County Primary School and St Mary’s RC School on Highfield Lane, Malton, thereafter, we call upon RDC to support an HGV ban between Peasey Hill Road junction and Hawthorn Avenue”*
- 6.9 This Motion was submitted to Council prior to the NYCC consultation (detailed below), proposing an experimental part-time prohibition on HCVs using Highfield Road for set times of the day, was issued. The situation has therefore moved on since the Motion was submitted.
- 6.10 Officers would comment as follows:
- implementation of a full-time ban on heavy vehicles using Highfield Road in advance of the above A64 junctions being implemented is likely to result in significant displacement of heavy vehicles via Butcher Corner, with an adverse impact upon air quality within the Malton Air Quality Management Area. As such this would not be recommended at this stage;
  - the inclusion of the word “thereafter” in the Motion, however, is taken to mean that the Motion is calling for a heavy vehicle ban *only once the roundabout on the A64 at Huttons Ambo junction and slip roads from Broughton Road (called for in Part 1 of the Motion) have been delivered*;
  - in this case officers consider that a full-time ban on heavy vehicles using Highfield Road could potentially be adopted without having significant negative impacts elsewhere on the road network, or on the Air Quality Management Area, as long as suitable alternative routes are in place;
  - this conclusion would likely be dependant upon any A64 / Musley Bank junction supporting ‘all-direction movements’ and would also be dependant on the scope or extent of any A64 / Broughton Road junction;
  - if the designs of such junction/s did not support all-direction movements junctions then there may still be scope for a heavy vehicle ban to have knock on implications elsewhere on the local road network – including within the Air Quality Management Area;
  - it may therefore be prudent to await the outcomes of NYCC’s project development work on A64 junction/s, and consideration of how the town’s internal highway network is likely to perform once these junctions have been implemented, before committing to support a full-time ban on heavy vehicles using Highfield Road;
  - ultimately the decision regarding whether to implement any weight restrictions lies with NYCC.

### **Motion to Council – Conclusion**

- 6.11 Given the above points, officers consider that it may be appropriate to amend the proposed Motion to Council in such a way that supports the principles of the Motion, without being quite as prescriptive (in terms of the type of desired junction) and that recognises the work that is already underway. A suggested amended version is set out below for Members’ consideration:

#### *Part 1 - In relation to A64 junctions:*

“The Council welcomes the commitment from North Yorkshire County Council to

undertake work to develop proposals for a junction that allows for all-direction movements between York Road and the A64, near the western end of the Malton Bypass. It is understood that the intention is to develop proposals to a stage whereby bids for funding the junction could be submitted at short notice.

Further, officers will continue discussions with colleagues at North Yorkshire County Council with the aim of identifying options and developing proposals for a junction or slip roads between Broughton Road and the A64.”

*Part 2 - In relation to proposed ban on heavy vehicles:*

“At this stage a full prohibition on heavy vehicles using Highfield Road is likely to have an unacceptable negative impact on air quality within the Malton Air Quality Management Area.

The Council will consider calling for the introduction of such a prohibition once detailed schemes for A64 junctions have been developed, their implications for the internal highway network have been assessed, and implementation is due to go ahead.

In the mean-time, the District Council welcomes the proposed experimental part-time HCV prohibition on Highfield Road (subject to NYCC seeking to minimise the potential for HCVs to simply divert via the AQMA)”

**NYCC Consultation: Proposed Experimental Part-Time Prohibition of Heavy Commercial Vehicles, Highfield Road Malton**

- 6.12 A consultation letter and associated plan was received from NYCC on 27 February 2020 (see Appendix 2a and 2b) setting out details of a proposed experimental part-time restriction on HCVs along part of Highfield Road (and adjoining residential streets). The proposal is in response to safety concerns expressed by residents and local Councillors regarding the number of heavy vehicles passing two primary schools, particularly since the weight restriction was imposed on the level crossing between Malton and Norton, which, inevitably, led to some displacement of heavy vehicles along Highfield Road.
- 6.13 In the normal course of events, officers would coordinate across the various relevant teams and submit a response without referring back to Members, however, given the crossover of this issue with the second element of the above Motion to Council, it was considered more appropriate for the proposed response to be included within this report, alongside consideration of the above Motion to Council, to seek a Member perspective.
- 6.14 A request for an extension to the consultation deadline until 3<sup>rd</sup> April has been made and agreed by colleagues at NYCC. This should give time for the matter to be considered by Policy and Resources Committee on 19<sup>th</sup> March followed by Council on 2<sup>nd</sup> April.
- 6.15 Officers seek Members’ views on the following suggested response to the consultation:
- “As a consequence of a number of factors (including a constrained historic road network, traffic congestion, air quality issues and the declaration of Malton Air Quality Management Area (AQMA), the limited access points onto and off the A64 and the need to access Showfield Lane industrial estate) there are no quick

and easy solutions to concerns relating to heavy vehicles passing through residential areas and past the primary schools on Highfield Road.

The ideal long-term solution is to develop additional access points onto and off the A64 at Musley Bank and Broughton Road in order to minimise the need for such through-traffic and Ryedale District Council are fully supportive of the work being undertaken to develop these proposals.

Introducing restrictions on HCVs using Highfield Road will displace such traffic onto other routes. The part-time nature of the proposed experimental prohibition will go a significant way to mitigating such displacement.

Although the letter refers to the proposed prohibition being "...operative during school start and finish times...", it is not clear whether this means the prohibition would be in force everyday of the week; from Monday to Friday every week; or from Monday to Friday during term-times only.

- ***Ideally the Council would prefer the latter, in order to minimise unnecessary displacement of HCVs via the AQMA, but if this is not practical then the prohibition should only be in place from Monday to Friday.***

The potential for heavy vehicles to seek to follow inappropriate alternative routes during the prohibited times (e.g. Peasey Hills Road, Wentworth Street or Greengate) could exacerbate issues elsewhere within the town.

- ***Careful consideration of signage, both on affected routes and on potential alternative routes, is needed to avoid such issues occurring when the prohibition is effective.***

The most likely alternative route for HCVs is for them to redirect via Butcher Corner (within the AQMA), however, directing additional heavy vehicles via this route is clearly a sensitive matter.

- ***Ryedale District Council would not wish to see significant levels of HCV traffic diverting via the AQMA and so would encourage NYCC to work with affected businesses and their suppliers to minimise such displacement (e.g. by encouraging their HCV drivers to avoid the town centre during the affected times wherever possible).***

On balance, and subject to NYCC seeking to address the matters highlighted in bold (above), Ryedale District Council welcomes the proposal for an experimental part-time prohibition of HCVs on Highfield Road (including part of Pasture Lane).

The Council considers that (as an interim measure, prior to additional access points with the A64 being delivered) this represents a pragmatic balance between mitigating the impacts of heavy vehicles on Highfield Road, at the most sensitive times (i.e. during school start and finish times), whilst seeking to minimise impacts resulting from displacement of HCVs via other routes – particularly through the AQMA. The experimental nature of the proposal means that, should the restriction lead to adverse impacts elsewhere, then the restriction could be reconsidered."

## **7.0 IMPLICATIONS**

7.1 The following implications have been identified:

a) Financial

There are no financial implications for the District Council.

b) Legal

The Council has a duty to fulfil its obligations under Part IV of the Environment Act 1995 Local Air Quality Management and continues to meet these obligations through the work set out in 5.4 (above).

c) Other (Equalities, Staffing, Planning, Health & Safety, Environmental and Climate Change, Crime & Disorder)

There are potential health and safety benefits of a prohibition of HCVs on Highfield Road during the periods of school arrivals and departures. There are also corresponding potential dis-benefits on the routes via which traffic might be displaced, including adverse impacts upon air quality. The County Council has already sought to mitigate this by proposing a part-time prohibition which will only be operational during normal school arrival and departure times. A further mitigation could be for the County Council to work closely with businesses and suppliers to encourage them to avoid the town centre during the periods when the prohibition is effective, as outlined elsewhere in this report.

**Phillip Spurr**

**Programme Director for Economic Development, Business and Partnerships**

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**Background Papers:**

Include any referenced papers

**Background Papers are available for inspection at:**

[Malton and Norton Infrastructure and Connectivity Report](#)

[Malton Air Quality Management Area – Action Plan and Annual Status Reports](#)

*"In view of the continuing calls for west east access to the A64 from York Rd, we call on Ryedale District Council to work with North Yorkshire County Council and the Highways Agency to deliver a roundabout at the Huttons Ambo junction on the A64 and slip roads on / off the A64 at the B1257 Broughton Road, to help alleviate the traffic congestion levels in Malton and Norton.*

*The roundabout would allow access to the A64 east from York Road, reducing the level of traffic, including HGVs, that have to pass through Malton and Norton to access the A64 and create east / west access at both ends of the Malton bypass.*

*Furthermore, with the concern widely expressed for the safety of children and parents accessing Malton County Primary School and St Mary's RC School on Highfield Lane, Malton, thereafter, we call on Ryedale District Council to support a HGV ban between the Peasey Hill Road junction and Hawthorn Avenue."*

**Delete para 4**

Proposed by Cllr Di Keal  
Seconded by Cllr Steve Mason

[NB Underlined text denotes alterations from Motion to Council as originally submitted]



Our Ref: 4/60/CEXHCV1

27 February 2020

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Dear Sir/Madam

**CONSULTATION: PROPOSED EXPERIMENTAL PART-TIME PROHIBITION OF HEAVY COMMERCIAL VEHICLES, HIGHFIELD ROAD, MALTON**

Please find attached a plan showing proposed experimental part-time Prohibition of Heavy Commercial Vehicles (HCVs) on Highfield Road (including part of Pasture Lane and the side roads only accessible off Highfield Road) in Malton.

Since the implementation of the Prohibition of HCVs on the level crossing in Norton-on-Derwent there have been concerns raised over large vehicles using Highfield Road which is predominantly residential with two primary schools. The proposal is to introduce an experimental Prohibition of HCVs which would be operative during school start and finish times, between 8:30 and 9:00 am and 2:45 and 3:45 pm. The experiment could remain in place for up to eighteen months before it would need to be removed or made permanent.

To enable the proposal to be progressed I would be grateful to receive your comments in writing within 28 days.

Yours faithfully

*Philip Sharp*

Philip Sharp  
Project Engineer





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