

Council

Minutes of Proceedings

At the **Ordinary Meeting of the District Council of Ryedale** held in the **Council Chamber, Ryedale House, Malton** on **Thursday 15 May 2014**

Present

Councillors J Andrews
 P J Andrews
 Arnold
 Bailey
 Mrs Burr MBE
 Clark
 Collinson
 Mrs Cowling
 Cussons
 Mrs Frank
 Fraser
 Mrs Goodrick
 Hawkins
 Hicks
 Hope
 Mrs Hopkinson
 Ives (Chairman)
 Mrs Keal
 Legard
 Raper
 Richardson
 Mrs Sanderson
 Mrs Shields
 Wainwright
 Walker
 Ward
 Windress
 Woodward

In Attendance

Jill Baldwin
Jos Holmes
Gary Housden
Nicki Lishman
Janet Waggott
Howard Wallis
Anthony Winship
Matt Whiteley – Peter Brett Associates

Minutes

15 Apologies for absence

Apologies for absence were received from Councillors Acomb and Maud.

16 **Staff Celebration Awards Presentation**

Councillor Walker, the Member Champion for staff issues, presented the following staff celebration awards.

- **Outstanding achievement by a team: Garden Waste Team**
Beckie Bennett, Suzanne Dewsnap, John Brown, Joseph McGill, Tim Sedman, Angela Jones, Peter Johnson, Jill Baldwin
- **Community focus: Derwent Lodge Team**
Zoe Hill, Sarah Whalley, Helen Burrows, Rachel Houghton, Susan Kelly, Jade Carlisle, Megan Burrows, Justine Coates, Elle Wilmore
- **Customer service: Streetscene Operations Team**
Keith Biggins, Joe Kent, Mark Stockill
- **Innovation & Improvement:**
Roger Barnsley
- **Service Transformation: Canvass Team**
Jo Dodgson, Paul Howarth, Lynne Bayes

17 **Public Question Time**

There were no public questions.

18 **Minutes of the ordinary Meeting of the Council held on 6 March 2014**

The minutes of the Ordinary meeting of the Council held on 6 March 2014 were presented.

Resolved

That the minutes of the Ordinary meeting of the Council held on 6 March 2014 be approved and signed by the Chairman as a correct record.

19 **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).

20 **Declarations of Interest**

The following interests were declared:

Councillor P Andrews declared a personal non pecuniary but not prejudicial interest in Item 11 Minute 76 as a member of the Milton Rooms Management Committee. Councillor Andrews advised that he had been granted a dispensation by the Monitoring Officer to speak and vote at the meeting.

Councillor Mrs Keal declared a personal pecuniary and prejudicial interest in Item 11 Minute 76 as a member of the Milton Rooms Management Committee. Councillor Mrs Keal advised that she had been granted a dispensation by the Monitoring Officer to speak and vote at the meeting on this agenda item. Councillor Mrs Keal also declared a personal non pecuniary but not prejudicial interest in Item 11 Minute 76 as a committee member of the Woodhams Stone Collection. Councillor Mrs Keal also declared a personal and prejudicial interest in relation to the sale of Ryedale Indoor Bowls Club as a trustee and member of the management team of Ryedale Community and Leisure Club but reserved a right to speak with the leave of the Chairman.

Councillor Mrs Burr declared a personal non pecuniary but not prejudicial interest in Item 11 Minute 73 as an associate of Derwent Training Association.

Councillor Bailey declared a personal non pecuniary but not prejudicial interest in Item 11 Minute 150 as a member of the National Park Authority.

Councillor Mrs Frank declared a personal non pecuniary but not prejudicial interest in Item 11 Minute 150 as a member of the National Park Authority.

Councillor Hawkins declared a personal non pecuniary but not prejudicial interest in Item 11 Minute 150 as a member of the Helmsley Planning Members Working Group.

Councillor Arnold declared a personal non pecuniary but not prejudicial interest in Item 11 Minute 150 as a member of the Helmsley Planning Members Working Group.

21 **Announcements**

There were no announcements.

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

There were no questions on notice.

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

The Leader did not make a statement but expressed her congratulations and thanks to the winners of the Staff Celebration Awards and to the staff of Ryedale District Council in general.

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

Planning Committee – 11 February 2014

Minute 150 – Revisions to Helmsley Conservation Area and Article 4

It was moved by Councillor Windress and seconded by Councillor Mrs Frank that the following recommendations of the Planning Committee be approved and adopted:

That Council be recommended to approve:

- i. Note the response to the consultation on proposed amendments to the Conservation Area in Helmsley.
- ii. Approve the revision of the Helmsley Conservation Area in line with the plan contained in Annex 2 of the report.
- iii. Approve the revision to the area covered by the Helmsley Article 4 direction to match the revised Helmsley Conservation Area.
- iv. Approve a 12 month delay in bringing the amended Article 4 direction into effect.

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

Resolved

That Council:

- i. Noted the response to the consultation on proposed amendments to the Conservation Area in Helmsley.
- ii. Approved the revision of the Helmsley Conservation Area in line with the plan contained in Annex 2 of the report.
- iii. Approved the revision to the area covered by the Helmsley Article 4 direction to match the revised Helmsley Conservation Area.
- iv. Approved a 12 month delay in bringing the amended Article 4 direction into effect.

Planning Committee – 7 May 2014

Minute 224 - Publication of the Community Infrastructure Levy (CIL) draft charging schedule

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

That Council:

- i. Note the comments received on the Preliminary Draft Charging Schedule and to agree the responses to them as outlined in Appendix 1 to the report to the Planning Committee meeting on 7 May 2014;
- ii. Approve the Draft Charging Schedule at Appendix 2 to the report to the Planning Committee on 7 May 2014 for formal consultation and subsequent submission to the Secretary of State for Examination;
- iii. Agree in principle the Draft Regulation 123 list circulated to the Planning Committee meeting on 7 May 2014 as Appendix 3.

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

Resolved

That Council:

- i. Noted the comments received on the Preliminary Draft Charging Schedule and to agree the responses to them as outlined in Appendix 1 to the report to the Planning Committee meeting on 7 May 2014;

- ii. Approved the Draft Charging Schedule at Appendix 2 to the report to the Planning Committee on 7 May 2014 for formal consultation and subsequent submission to the Secretary of State for Examination;
- iii. Agreed in principle the Draft Regulation 123 list circulated to the Planning Committee meeting on 7 May 2014 as Appendix 3.

Policy and Resources Committee – 3 April 2014

Minute 71 - Policy on Retail Rate Relief for Business Rates

It was moved by Councillor Mrs Cowling and seconded by Councillor Arnold that the following recommendations of the Policy and Resources Committee be approved and adopted:

That Council be recommended to approve:

- (I) A Discretionary Business Rates Policy to award retail relief in accordance with Department for Communities and Local Government (DCLG) guidelines with the following additional provisions:
 - (a) All ratepayers in England & Wales will be eligible for the reoccupation relief. However, any ratepayer that occupies 50 or more premises will not be eligible to receive the £1,000 retail relief;
 - (b) Charity shops in receipt of 80% Mandatory Business Rates Relief shall not be granted discretionary relief.
- (II) That Discretionary Retail Relief be awarded as follows:
 - (a) Via delegated authority to Council Officers for 2014/15 and 2015/16 only;
 - (b) That an application process is not a mandatory requirement, but that Officers reserve the right to request information in order to apply any award of relief.

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

Resolved

That Council approve

- (I) A Discretionary Business Rates Policy to award retail relief in accordance with Department for Communities and Local Government (DCLG) guidelines with the following additional provisions:
 - (a) All ratepayers in England and Wales will be eligible for the reoccupation relief. However, any ratepayer that occupies 50 or more premises will not be eligible to receive the £1,000 retail relief;
 - (b) Charity shops in receipt of 80% Mandatory Business Rates Relief shall not be granted discretionary relief.
- (II) That Discretionary Retail Relief be awarded as follows:

- (a) Via delegated authority to Council Officers for 2014/15 and 2015/16 only;
- (b) That an application process is not a mandatory requirement, but that Officers reserve the right to request information in order to apply any award of relief.

Minute 72 - Ryedale Development Fund – remaining major projects

It was moved by Councillor Mrs Cowling and seconded by Councillor Arnold that the following recommendations of the Policy and Resources Committee be approved and adopted:

That Council be recommended to approve:

Funding from the RDF budget to each of the following initiatives:

- i. £20,000 towards the progression of targeted A64 Improvements: and
- ii. £3,000 towards the progression of the Malton to Pickering Cycle Route.

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

Resolved

That Council approve funding from the RDF budget to each of the following initiatives:

- i. £20,000 towards the progression of targeted A64 Improvements: and
- ii. £3,000 towards the progression of the Malton to Pickering Cycle Route.

Minute 73 - Derwent Training Association expansion

It was moved by Councillor Mrs Cowling and seconded by Councillor Arnold that the following recommendations of the Policy and Resources Committee be approved and adopted:

That Council be recommended to approve:

- a) A £30,000 investment in the DTA expansion project utilising funding from the New Homes Bonus Reserve.
- b) The Head of Paid Service is directed to work with local schools and businesses to raise awareness of apprenticeship opportunities available within Ryedale. This is then to be reported in the annual report to Council.

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

Resolved

That Council approve:

- a) A £30,000 investment in the DTA expansion project utilising funding from the New Homes Bonus Reserve.

- b) The Head of Paid Service is directed to work with local schools and businesses to raise awareness of apprenticeship opportunities available within Ryedale. This is then to be reported in the annual report to Council.

Minute 74 - Local Enterprise Partnership funding

It was moved by Councillor Mrs Cowling and seconded by Councillor Arnold that the following recommendations of the Policy and Resources Committee be approved and adopted:

That Council be recommended to approve:

A £20,250 contribution to the LEP towards the development of the Local Growth Team financed from the NHB Reserve.

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

Resolved

That Council approve:

A £20,250 contribution to the LEP towards the development of the Local Growth Team financed from the NHB Reserve.

Minute 75 - Exempt Information

It was moved by Councillor Mrs Cowling and seconded by Councillor Arnold that the meeting move into exempt session.

Upon being put to the vote the motion was carried.

Resolved

That under Section 100(A)(4) of the Local Government Act 1972 that the public be excluded from the meeting for the following items as there will be a likely disclosure of exempt information as defined in Paragraph 3 of Part 1 of Schedule 12A of the Act as the information provided relates to the financial or business affairs of any particular person (including the authority holding that information).

Minute 76 - Milton Rooms option appraisal

It was moved by Councillor Mrs Cowling and seconded by Councillor Arnold that the following recommendations of the Policy and Resources Committee be approved and adopted:

That Council be recommended to:

Support in principle the development of the Milton Rooms, accepting that the Council is almost certain to have to make a capital financial contribution and annual revenue contribution in the future.

Councillor Ward moved and Councillor Clark seconded the following amendment.

To add to the recommendation;

“The Council will receive reports detailing any future proposals for capital or revenue support for consideration and appraisal”, should the Council choose to do this.

Upon being put to the vote the amendment was carried (23 votes for, 0 votes against, 0 abstentions).

Councillor Mrs Goodrick moved and Councillor Mrs Sanderson seconded the following amendment.

Council support work to identify options for the development of the Milton Rooms and commits to consider future requests for capital and revenue funding as a result of this work. This consideration will look at the overall financial position of the Council, an assessment of its priorities and its available resources at that time.

Upon being put to the vote the amendment was lost (8 votes for, 11 votes against, 2 abstentions).

Councillor Clark moved and Councillor Woodward seconded the following amendment.

To add to the recommendation;

(ii) This Council requests that the Policy and Resources Committee creates a time limited working party and that this tries to achieve more accurate figures than ‘How long is a piece of string’

(iii) The above working party to look at all options for the Milton Rooms

Upon being put to the vote the amendment was lost (7 votes for, 12 against, 1 abstention)..

Upon being put to the vote the substantive motion as amended was carried (12 votes for, 5 votes against, 2 abstentions)..

Resolved

That Council supports in principle the development of the Milton Rooms, accepting that the Council is almost certain to have to make a capital financial contribution and annual revenue contribution in the future. The Council will receive reports detailing any future proposals for capital or revenue support for consideration and appraisal.

25 Sale of Ryedale Indoor Bowls Club

The Chief Executive submitted a report (previously circulated) which considered the offers received for the sale of the council asset known as Ryedale Bowls Club.

Councillor Mrs Cowling moved and Councillor Mrs Shields seconded the recommendation in the report.

Councillor Mrs Cowling drew members attention to a typographical error in the report at recommendation (ii) that should read £12k for 10 years.

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

Resolved

That Council approved the sale of the Ryedale Bowls Club to the Ryedale Community and Leisure Club with the following financial implications:

- i. an immediate capital receipt of £230k;
- ii. £12k per year for 10 years with interest (this receipt to be subject to a second legal charge on the building in the Council's name); and
- iii. that the £50k shortfall on the overall receipt currently assumed at £400k included within the capital programme is taken from unallocated capital resources and the delayed capital receipt in (ii) above is managed through Council reserves.

Councillor Mrs Keal also declared a personal and prejudicial interest in relation to the sale of Ryedale Indoor Bowls Club as a trustee and member of the management team of Ryedale Community and Leisure Club. After making a speech with the leave of the Chairman, Councillor Mrs Keal left the Council Chamber during consideration of this item.

26 Any other business that the Chairman decides is urgent.

There being no other business, the meeting closed at 10.10 pm.

The following items were deferred to the next meeting of Council:

- (i) Appointment of Members to Outside Bodies
- (ii) Appointment of Member Champions
- (iii) Report relating to Members Allowances