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Council

Minutes of Proceedings

At the **Ordinary Meeting of the District Council of Ryedale** held in the **Council Chamber, Ryedale House, Malton** on **Thursday 3 July 2014**

Present

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

In Attendance

Jill Baldwin
Simon Copley
Gary Housden
Peter Johnson
Phil Long
Julian Rudd
Bridget Skaife
Yvette Turnbull
Janet Waggott
Anthony Winship

Minutes

27 **Apologies for absence**

Apologies for absence were received from Councillors Mrs Hopkinson, Legard and Mrs Sanderson.

28 **Public Question Time**

There were no public questions.

29 **Minutes**

The minutes of the Ordinary Meeting of Council held on 15 May 2014 were presented.

Resolved

That the minutes of the Ordinary Meeting of Council held on 15 May 2014 be approved and signed by the Chairman as a correct record.

30 **Urgent Business**

There was one item 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):

-To establish a Constitution Working Party.

The reason for urgency was the need to review constitutional procedures to ensure they reflected the move to paperless working.

31 **Declarations of Interest**

The following interests were declared:

Councillor Mrs Burr declared a personal non-pecuniary but not prejudicial interest in agenda item 10 (Delivering the Council's Priorities 2014-2018) as she delivered apprenticeships, owned properties and contributed to jobs in Ryedale.

Councillor Clark declared a personal non-pecuniary but not prejudicial interest in agenda item 11, minute 11 (Ryedale Folk Museum – Request for Investment) as a North Yorkshire County Councillor.

Councillor Mrs Frank declared a personal non-pecuniary but not prejudicial interest in agenda item 11, minute 11 (Ryedale Folk Museum – Request for Investment) as the ward Member and as she had spoken to staff.

Councillor Mrs Goodrick declared a personal non-pecuniary but not prejudicial interest in agenda item 10 (Delivering the Council's Priorities 2014-2018) as the Council's representative on CAB.

32 **Announcements**

The Chief Executive made the following announcements:

- That strike action would be taking place on 10 July 2014 and that Members would be kept informed of any implications;
- That all electors would be receiving a form or letter in late July 2014, detailing what they need to do for the transition to Individual Electoral Registration.

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

1. Councillor Clark submitted the following question:

To Councillor Mrs Cowling, the Chairman of the Policy & Resources Committee:

“In 2008 Ryedale District Council gave £250,000 to Ryedale Folk Museum. As a result predictions were made for 5 years time.

What was the number of visitors in 2008?

What was the predicted figure for 2013?

What was the number of visitors in 2013?”

The Chairman of the Policy & Resources Committee, Councillor Mrs Cowling replied

<i>“What was the number of visitors in 2008 -</i>	40,000
<i>What was the predicted no. of visitors for 2013 -</i>	80,000
<i>What was the number of visitors in 2013 -</i>	26,000”

Councillor Clark asked the following supplementary question:

“Does the Chair of P&R consider in terms of economic development, the policy for this Council, does she believe that was a success??”

Councillor Mrs Cowling replied:

“The investment delivered what it was supposed to deliver, which was the introduction of the Harrison Collection to the Folk Museum.”

2. Councillor Clark submitted the following question:

To Councillor Mrs Cowling, the Chairman of the Policy & Resources Committee:

“In 2008 Ryedale District Council gave £250,000 to Ryedale Folk Museum. As a result predictions were made for 5 years time.

What was the number of FTE employees of Ryedale Folk Museum in 2008?

What was the predicted number of FTE employees of Ryedale Folk Museum for 2013?

What was the number of FTE employees of Ryedale Folk Museum in 2013?”

The Chairman of the Policy & Resources Committee, Councillor Mrs Cowling replied

*“What was the number of employees of RFM in 2008 - **9 FTE***

*What was the predicted no. of FTE employees for 2013 - **13 FTE***

*What was the number of FTE employees in 2013 - **Although it varies over the year, this averages at 8 FTEs**”*

Councillor Clark asked the following supplementary question:

“On the basis that this investment was done under the heading of economic development, albeit to put in a very valuable museum collection, the reason for putting in the money into that collection was that it would be good for the economy of Ryedale and good particularly for that part of Ryedale. On that basis, does the Chair of P&R think it was a successful investment in terms of economic development?”

Councillor Mrs Cowling replied:

“The Museum, along with everybody else has had to cut its coat according to its cloth in the years since 2008 and a lot of us aren't doing and aren't achieving what we thought we might be doing in 2013.”

3. Councillor Clark submitted the following question:

To Councillor Mrs Cowling, the Chairman of the Policy & Resources Committee:

“In 2008 Ryedale District Council gave £250,000 to Ryedale Folk Museum. As a result predictions were made for 5 years time.

What was the number of volunteers in 2008?

What was the predicted number of volunteers for 2013?

What was the number of volunteers in 2013?”

The Chairman of the Policy & Resources Committee, Councillor Mrs Cowling replied

*“What was the number of volunteers in 2008 - 150 volunteer opportunities
 What was the predicted no. of volunteers for 2013 - 250 volunteer opportunities
 What was the number of volunteers in 2013 - Approx 100 volunteers”*

Councillor Clark asked the following supplementary question:

“Does the Chair of P&R think it might not have been a good idea at some point since 2008, if she had brought to Council's attention the fact that these numbers - all of them - were not only not in the direction that we were led to believe and the predictions but were wildly out, rather than waiting until we've got to the situation that we're in now?”

Councillor Mrs Cowling replied:

“I really fail to see why it was my responsibility to bring these numbers to Council when I'm not that familiar with what the Ryedale Folk Museum was doing, any more than it was your responsibility. If you knew then why didn't you tell us?”

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

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

“Tonight we are going to be debating the merits of our business plan and setting the framework for us to work within for the next 4 years. When we come back after summer we shall start the process of setting our budget for next year. Hopefully the success of the green waste scheme will give us some further flexibility in our budget and we may also be in a position to receive some news regarding the leisure contract procurement exercise. The meetings to facilitate the site selection process for our local plan are now underway – we have at last got to the interesting bit!

This is a list of the meetings I have attended since we last met:

02/06/2014 Housing Board

1. Membership of the board was increased to better align with the Local Enterprise Partnership aspirations for growth in housing. The new members are an elected member from the East Riding(cllr Simon Fraser), a representative from registered providers of housing (Paul Lightfoot from Broadacres, Shaun Tyman from Yorkshire Coast Homes on a rotating basis and Julia Histon from York Housing association as a reserve)and a representative from the building industry (Paul Newman, MD of Barratt Homes).

2. The partnership has a very good web site where there is lots of information available and agendas and minutes can be viewed.

www.northyorkshirestrategichousingpartnership.co.uk

04/06/2014 Ryedale Folk Museum Presentation

10/06/2014 Malton Ward Walk

1. This is a very informative event organised by the Fitzwilliam Estate, which gives a behind the scenes look at what is going on in Malton – if you haven't attended yet I would highly recommend it.

11.06.2014 Careers CPD Event

1. Brilliant event – what I took away from the event most was the disparity between careers advice available in the different schools in our patch

11/06/2014 Parish Liaison Meeting

1. The liaison meeting was very well attended as usual with some very probing questions from the parishes – particularly around site allocations in the service villages – the agenda and minutes are available on our website.

12/06/2014 Site allocation meeting

1. Again if you have not been able to attend the two meetings held so far then I would highly recommend that you attend the last meeting on the 15th July. Even if it does not involve the parishes that you represent, it will give you a very good insight into how the selection process works. There will also be ongoing work with the market towns around site selection

17/06/2014 Interviews for Corporate Director

1. A full day of very intensive work! You all now know the outcome. Congratulations to Phil!

18/06/2014 Ryedale Strategic Partnership

1. Again the agenda and minutes are available on our website if you wish to see them. Jos has circulated what was a very good presentation from Moorsweb a project which has been enormously beneficial in providing fast internet services in some of the more isolated areas of Northern Ryedale.

2. You will recall that Ryedale Community Safety Partnership has now been merged with 6 other CSPs to form the North Yorkshire CSP

3. The Ryedale Strategic Partnership will now be dissolved subject to the formation of the North Yorkshire Community Safety Partnership

25/06/2014 North Yorkshire Joint Procurement Committee

1. Sounds boring but actually it isn't! I am sure you will find the following interesting! It is just a flavour of some of the ways in which the procurement partnership has saved us money. Unfortunately the Scarborough work is missing from this, but I will circulate it when I get a copy.

2. Ryedale DC Procurement Activity 2013/2014:

- Palm Dry Recyclates contract negotiations and dispute resolution for 3rd year contract pricing. Contract value fluctuates due to variation in prices, but generates approx. £100k/year income.

- Dry Recyclates – procurement of temporary provision of service with Todd’s after serving notice on Palm (whilst running full EU compliant re-procurement for 3 year contract).
- Green Waste Roll Out Project – sourcing of printing of all materials and letters etc to ensure all households have been communicated with.
- Washroom Services - Old contracts with PHS and Cathedral cost approx. £8.5k/year. New supplier (Cannon Hygiene procured via ESPO framework). £6.8k/year saving (4 year contract from April 2013).
- Cash in Transit Collection Services – New supplier put in place (Security Plus) after joint exercise with Scarborough and Selby using ESPO framework agreement. £13k/year saving (4 year contract from April 2013).
- NYBCP Electricity (Easingwold) - £1.2k/year saving by putting NYBCP onto Ryedale corporate contract with Npower via YPO energy framework.
- Ryedale Leisure Contract – full EU procurement started during 13/14 year – will deliver significant savings when supplier selected in July 2014. Current annual spend is approx. £340k.
- Photocopier Paper – change to Navigator Discovery 75gsm via Dartford Framework (Lyreco) saving £600/year
- Council Tax Billing project – full outsourcing of secure print and mailing – no financial saving but significant reduction in internal resource required to carry out the annual billing.

Selby DC Procurement Activity 2013/2014:

- Full tender exercise for rebuild of Abbey Leisure Centre - £6.3m build
- Compliant Sourcing of Project Mgt Company (Turner and Townsend) for building of new Leisure Centre
- Abbey Leisure Village - Running of Competitive Dialogue EU tender process for additional leisure facilities in Selby
- Selby Banking Services – tender exercise resulting in change of supplier to Barclays - £10k/year saving on £25k spend
- Roundabout Sponsorship Procurement – tender exercise leading to the engagement of Community Partners, to generate potential income of £25k/year for advertising/sponsorship on the districts roundabouts
- Tadcaster Car Park – running tender exercise via YORTender (using YORcivils framework), leading to appointment of MB Roche £310k to carry out the work
- Election Printing – quote exercise for all election printing requirements for next 2 years (approx. value £15k). Used SBC printing framework, appointed Print Image Ltd.
- Washroom services (sanitary bins for Market Cross) – saving £1.2k/year by moving onto ESPO framework rates with PHS.
- Photocopier Paper – change to Navigator Discovery 75gsm via Dartford Framework (Lyreco) saving £600/year
- Phone-line audit leading to cancellation of 8 connections – saving £1k/year
- Mobile Phones – cancellation of 13 unused data bundles saving £660/year
- Barlby Depot – change of tariff for unused gas supply – saving £500/year on standing charges- Cash in Transit Collection Services - £2.3k/year saving using ESPO framework with Security Plus as new supplier
- Advertising Services Contract – contract with TMP via ESPO framework”

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

1. From Councillor Wainwright

"Could the Leader please explain the dry recycling situation because Palm Recyclates I assume are not our recycler anymore and Todds are - what's happening there please?"

The Leader replied:

"We have gone out to tender for the dry recyclates and a decision will be made shortly."

2. From Councillor Ward

"Does the Leader see the green waste scheme as a profit making service given that her speech includes the words "will provide us with flexibility in our budget"?"

The Leader replied:

"That will be a decision for the Council to make because the income from green waste has exceeded what was predicted then there will be a decision to be made about how we use that money. You can use it to reduce or keep the Council Tax at zero or you could put it into something else or you could reduce the cost of collecting green waste. It will be a decision for the Council to make not me."

Councillor Ward then asked the following supplementary question:

"So can you just confirm that, given that people are now having to pay out for that service, the option to reduce the cost is definitely one of the options that is going to be available to us?"

The Leader then replied:

"Almost certain to be one of the options. I can't see why it wouldn't be."

3. From Councillor Ward

"I got here a couple of minutes before 6.30 pm. I didn't have this electronically. I wonder whether the Chairman can in future make this available through Modern.gov a week beforehand, so we've time to go through all of this and also I appreciate the fact that you have endeavoured to provide links but they mean nothing on paper. I can't even see the website. Presumably you've embedded the link in the text, so I can't even see what the website is it's pointing at. So if you can put everything through Modern.gov and then those of us still wanting to use

the electronic method can actually access things then that would be appreciated if that's possible please?"

The Leader replied:

"I will try to make sure that we can do it like that. I can't guarantee that I will always have them for you a week beforehand. I do try to be organised but I seem to run out of time always."

4. From Councillor Richardson

"Are we still generating an income from dry recycling in this temporary phase of re-procurement? And can you just clarify how we can save money with Selby? I can see the summary of points there but I can't see how Ryedale Council saved money, it's not clear from what's written."

The Leader replied:

"You're asking how we saved money with Selby. It's a partnership, all the savings are pooled and then allocated on a percentage basis. Don't ask me what the percentage basis is because I don't know off the top of my head but I could find that out for you. When the procurement exercise is completed and we've made a decision, then we'll be able to see whether we are still making profit or not and you will know then. It's inappropriate really to talk in the middle of the procurement exercise."

5. From Councillor Paul Andrews

"I'd like to join in congratulating Phil to his appointment as Corporate Director but I do have some questions to ask about the manner of this appointment. First of all, who did the appointments, who were the members of the working party? Secondly, how will the functions of the S151 officer be discharged and thirdly I'm a little bit concerned because we now havebecause the Corporate Officer does not have professional financial qualifications and it would be useful if we could be told why it was decided not to proceed on that basis? If that can be done without breaking confidence?"

The Leader replied:

"Let me see if I can remember who was on the working party? There was myself, Caroline Goodrick, John Clark, Peter Walker, Di Keal, Steve Arnold, Geoff Acomb - I think that's it. As regards the Section 151 function, we have several qualified Section 151 officers working within our finance dept so that's quite adequately covered. The decision to appoint someone who didn't carry those financial qualifications, who wasn't a certified accountant or whatever the name is - it was felt that the role of Corporate Director needed different skills this time and that was the basis that the appointment was made on."

Councillor Paul Andrews then asked the following supplementary question:

“Yes, you say that there are lots of officers who are Section 151 officers. This Council has, to a point a Section 151 officer, who has the Council appointed as its Section 151 officer and there can only be one person, not a lot of them? Does that mean that we’re not going to Scarborough or County for a S151 officer?”

The Leader then replied:

“Peter Johnson...It does.”

6. From Councillor Woodward

“Earlier in the year I asked the Leader how she would judge the success of the garden waste scheme and she declined to answer. She now tells us in the statement that it's been a success, so please could she tell us how she judges that it's been a success?”

The Leader replied:

“I judge the garden waste scheme to have been successful because the public have responded positively and they have subscribed to a far greater extent than we expected them to and I think that means that the public are supportive of that scheme.”

Councillor Woodward then asked the following supplementary question:

“As both Cllr Cowling and myself - in fact it was Cllr Cowling that said I should have the same view - said that we cannot justify having wagons that go round at just 4 miles a gallon on environmental grounds, how can it be a success to have such a high take up?”

The Leader then replied:

“I’m damned if I do and damned if I don’t aren’t I? Whatever I say was a success, you would say it wasn’t, so we’ll just leave it at that.”

7. From Councillor Walker

“I don't expect you to answer this now Cllr Cowling because its a pretty complex question but perhaps you'll be able to answer it sometime in the future for me? What sort of take up have we had percentage wise on this garden waste scheme from higher Council Tax paying properties as opposed to the lower Council Tax paying properties? The question being, is it them that can afford it that take it up and them that's skint that can't and I'd like to have the answer to that sometime in the future please.”

The Leader stated that a written answer would be provided.

8. From Councillor Paul Andrews

“In your statement you refer to the Leisure contract procurement - sorry you refer to the Council Plan and that in turn refers to the Leisure contract procurement - we all received a highly critical letter from the Chairman of Ryedale Leisure and what I would like to know is what steps are going to be taken to investigate that letter and to make a full report back to Council - if any? If no steps are to be taken, would you please explain why because it's a very serious critical letter and in my view it would be completely wrong if it's not properly explained to Members and properly answered?”

The Leader replied:

“I think when we have the results of the procurement exercise would be a good time to look at the criticisms that were contained in that letter and compare the things that were said in that letter to the actual outcomes. I think it would be premature to reply to that letter now.”

Councillor Paul Andrews then asked the following supplementary question:

“Could you explain why it would be premature to answer that letter now because it rather seems to me that if we leave it til after the contract is let. We're actually putting ourselves in the position of bolting the door after the horse has gone away.”

The Chairman stated:

“Sorry I just want a correction. You said in your answer that it would be premature to respond. I can confirm that officers have responded to that letter, that was done through delegation through the Head of Paid Service.”

The Leader then replied:

“A letter was also sent to me and my response would be premature when I don't have that information yet.”

35 **Delivering the Council's Priorities 2014-2018**

The Chief Executive submitted a report (previously circulated) which presented the delivery against the Councils priorities in 2013/14 to Council, summarised the challenges facing the Council for the next 12 months and sought to reaffirm the Aims and Strategic objectives of the Council Business Plan for 2014/15 within this context.

Councillor Mrs Cowling moved and Councillor Arnold seconded the recommendations in the report.

Councillor Clark moved and Councillor Woodward seconded the following amendment:

Return "Housing Need" from 2 to 1 in our priorities.

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

Recorded Vote

For

Councillors Joy Andrews, Paul Andrews, Mrs Burr, Clark, Maud, Richardson, Walker, Ward and Woodward.

Against

Councillors Acomb, Arnold, Bailey, Collinson, Mrs Cowling, Cussons, Mrs Frank, Fraser, Mrs Goodrick, Hawkins, Hicks, Hope, Ives, Raper, Wainwright and Windress.

Abstentions

Councillors Mrs Keal and Mrs Shields.

Councillor Mrs Keal moved and Councillor Mrs Shield moved a further amendment, as follows:

Add the words "and the Ryedale Foodbank" after "to CAB" in Aim 4e).

On being put to the vote, the amendment was carried.

Voting Record

11 votes for

10 votes against

6 abstentions

On being put to the vote, the substantive motion was then carried.

Resolved

- (i) That Members note the progress made by the Council in delivering its priorities in 2013/14 and agree the challenges to be faced in 2014/15 that become the aims and objectives;
- (ii) That Members agree the Aims and Strategic Objectives of the Council Business Plan for 2014/18, with an amendment to add the words "and the Ryedale Foodbank" after "to CAB" in Aim 4e).

Voting Record

20 votes for

2 votes against
5 abstentions

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

Policy and Resources Committee – 19 June 2014

Minute 9 – 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 item as there will be a likely disclosure of exempt information as defined in Paragraph 31 of Part 1 of Schedule 12A of the Act as the information provided relates to financial or business affairs of any particular person (including the authority holding that information).

Voting Record

15 votes for
7 votes against
4 abstentions

Minute 11 – Ryedale Folk Museum – Request for Investment

It was moved by Councillor Mrs Cowling and seconded by Councillor Arnold that the following recommendations of the Policy & Resources Committee in relation to the Ryedale Folk Museum (RFM) be approved and adopted.

That Council approves the recommendations in the exempt report.

Councillor Mrs Frank moved and Councillor Acomb seconded the following amendment:

The Council is recommended to approve:

*Delete the words "of up to £150000.00" from (i)
(i) Financial investment into the Ryedale Folk Museum on the following basis*

- a. Any loan awarded to the RFM will be subject to a charge on Crosland House and the appointment of a suitably experienced member to the RFM board

Delete b.

Delete i

Add - with the consequent number changes to the conditions

- i. *Ryedale District Council (RDC) supports a phased schedule of payments (paid as a loan – agreement of terms to be delegated to officers) to reflect the projected shortfall as illustrated on the cash flow dated 25th June 2014 up to a maximum of £75k, coupled with continuing close scrutiny by appropriate officers and the member elected to represent the council on the trustee board of the RFM. The aim is to minimise the amount loaned by RDC and reduce financial risk. The production of a business plan is to be a priority over the following 4 months and subject to the following conditions*
 - 1. *Urgent and immediate action be taken to fund raise in order to minimise support needed from RDC*
 - 2. *Appointment by the RFM of independent external financial advisors to support development of robust financial and accounting procedures*
 - 3. *Appointment by the RFM of external marketing and PR support to increase visitor numbers*
 - 4. *Works being progressed that will ensure the completion of the Glass Furnace project by March 2015*
 - 5. *Undertaking an organisational review (leading to the development of a long term business plan) in partnership with ACE, PHF, and RDC, to be completed by March 2015, with an RDC officer to be on the steering group for the review. The review will include governance arrangements and Trustee responsibilities.*
 - 6. *Commitment by RFM to the implementation of an agreed action plan (agreed by the stakeholders in 5 above) to deliver the findings of the organisational review*

Delete ii and add

- ii. *Subject to a review of progress made in 2014/15 further financial support be considered in 2015/16 up to a maximum of £75k*

- (ii) Extension of the Harrison Collection Phase 2 completion milestone, by 5 years, to April 2020.

Upon being put to the vote the amendment was carried.

Voting Record

20 votes for

4 votes against
2 abstentions

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

Recorded Vote

For

Councillors Acomb, Paul Andrews, Arnold, Bailey, Mrs Burr, Mrs Cowling, Cussons, Mrs Frank, Fraser, Mrs Goodrick, Hawkins, Hicks, Hope, Mrs Keal, Maud, Raper, Mrs Shields, Ward and Windress.

Against

Councillors Joy Andrews, Clark, Ives, Richardson, Wainwright, Walker and Woodward.

Abstentions

None.

Resolved

That Council approve:

- (i) Financial investment into the Ryedale Folk Museum (RFM) on the following basis:
 - a. Any loan awarded to the RFM will be subject to a charge on Crosland House and the appointment of a suitably experienced RDC Member to the RFM Board.
 1. Ryedale District Council (RDC) supports a phased schedule of payments (paid as a loan – agreement of terms to be delegated to officers) to reflect the projected shortfall as illustrated on the cash flow dated 25th June 2014 up to a maximum of £75k, coupled with continuing close scrutiny by appropriate officers and the member elected to represent the council on the trustee board of the RFM. The aim is to minimise the amount loaned by RDC and reduce financial risk. The production of a business plan is to be a priority over the following 4 months and subject to the following conditions:
 1. Urgent and immediate action to be taken to fund raise in order to minimise support needed from RDC;
 2. Appointment by the RFM of external, independent financial advisors to support development of robust financial and accounting procedures;

3. Appointment by the RFM of external marketing and PR support to increase visitor numbers;
4. Works being progressed that will ensure completion of the Glass Furnace project by March 2015;
5. Undertaking an organisational review (leading to the development of a long-term business plan) in partnership with ACE, PHF and RDC, to be completed by March 2015, with an RDC officer to be on the steering group for the review. The review will include governance arrangements and Trustee responsibilities;
6. Commitment by RFM to the implementation of an agreed action plan (agreed by the stakeholders in 4 above) to deliver the findings of the organisational review.

- ii. Subject to a review of progress made in 2014/15 further financial support be considered in 2015/16 up to a maximum of £75k;

(ii) Extension of the Harrison Collection (HC) Phase 2 completion milestone, by 5 years, to April 2020.

37 **Notices on Motion Submitted Pursuant to Council Procedure Rule 11**

1. The following motion submitted by Councillor Mrs Cowling and Councillor Arnold was ruled out of order:

1. That the decision not to appoint a Deputy Leader as a job share with the Leader made at the Annual Council meeting on the 15th May 2014 be revoked.

This motion is put without prejudice to the Council's ability to reconsider the matter afresh.

2. That Council Procedure rule 14.2, which precludes consideration of a motion previously rejected at Council be suspended pursuant to Council procedure rule 23 in relation to the consideration of part 3 of the motion below only.
3. That the Council should appoint a Deputy Leader of the Council.
4. In the event that Council decides to appoint a Deputy Leader that nominations be sought for the position and that council appoints a Deputy Leader.

2. The following motion submitted by Councillor Mrs Goodrick and by Councillor Mrs Cowling was ruled out of order.

We, the undersigned, consider it to be in the best interests of the Council to reconsider the decision made at the Council meeting on 6 March 2014 in relation to minute number 114: "Final Report - Scrutiny Review of Member Roles on Outside Bodies and as Member Champions".

For this purpose it is therefore moved:-

1. That the following resolved provisions of the decision of the Council meeting on 6 March 2014 be revoked :

“(ii) That substitute representatives be appointed for outside bodies, where the governance arrangements permit, and that it be the nominated representatives responsibility to notify the substitute if they are unable to attend a meeting of the outside body;

(iii) That a précis from Member representatives on outside bodies be published on the website following each meeting, subject to the approval of the outside bodies, to ensure feedback of key decisions and discussions relevant to the Council is available, and including their attendance record;

(v) That nominations of representatives to outside bodies should be made by Council based on their skills and expertise, in addition to attendance records, and that Members be asked to provide an oral statement of this upon nomination.”

2. That the remaining resolved provisions under minute number 114 remain intact.

38 **Appointment of Representatives on Outside Organisations**

This business was deferred to the next Ordinary Meeting of Full Council where time was available.

39 **Appointment of Member Champions**

This business was deferred to the next Ordinary Meeting of Full Council where time was available.

40 **To Consider a Review of Members' and Other Allowances by the Council's Independent Remuneration Panel**

The Chief Executive submitted a report (previously circulated) which set out recommendations to Council regarding the Members' Allowances Scheme, having regard to the review of those allowances carried out by the Council's Independent Remuneration Panel.

Councillor Mrs Cowling moved and Councillor Arnold seconded the recommendations in the report.

Councillor Mrs Cowling moved and Councillor Mrs Frank seconded the following amendment:

POSITION	ALLOWANCE 2013/14	PROPOSED ALLOWANCE 2014/15	PROPOSED AMENDMENT
CHAIR OF FULL COUNCIL	0.00	760.00	760.00
CHAIR OF FULL COUNCIL EXPENSES	3000.00	3090.00	3090.00
VICE CHAIR OF FULL COUNCIL	1260.00	500.00	530.45
CHAIR OF P&R	3551.64	3587.04	2869.63
VICE -CHAIR OF P&R	887.88	0.00	530.45
CHAIR OF COMMISSIONING	1775.76	Deleted	Deleted
CHAIR OF PLANNING	1775.76	3587.04	2869.63
VICE CHAIR OF PLANNING	0.00	0.00	530.45
CHAIR OF O&S	1775.76	3587.04	2869.63
VICE CHAIR OF O&S	0.00	0.00	530.45
CHAIR OF LICENSING	0.00	0.00	0.00
VICE CHAIR OF LICENSING	0.00	0.00	0.00
LEADER	3551.64	3587.04	3587.04
DEPUTY LEADER			530.45
GROUP LEADER- CONSERVATIVE	355.20	358.80	358.80
GROUP LEADER -LIB DEM	355.20	358.80	358.80
GROUP LEADER - LIBERAL	355.20	358.80	358.80
GROUP LEADER - INDEPENDENT	355.20	358.80	358.80
LGA GENERAL ASSEMBLY YORKSHIRE & HUMBER ASSEMBLY	355.20		Deleted
LGA RURAL COMMISSION	355.20		Deleted
	20064.84	20133.36	20133.38

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

Recorded Vote

For

Councillors Acomb, Arnold, Bailey, Collinson, Mrs Cowling, Cussons, Mrs Frank, Fraser, Mrs Goodrick, Hawkins, Hicks, Hope, Ives, Maud, Raper, Wainwright and Windress.

Against

Councillors Joy Andrews, Paul Andrews, Mrs Burr, Clark, Mrs Keal, Richardson, Mrs Shields, Walker, Ward and Woodward.

Abstentions

None.

Councillor Clark then moved and Councillor Woodward seconded a further amendment, as follows:

Delete – allowance of Deputy Leader of £530.45

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

Voting Record

10 votes for

16 votes against

1 abstention

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

Resolved

That the following changes to the Scheme of Members' Allowances be approved:

1. The basic allowance of £3,551.64 be increased annually for the next four years effective 15 May 2014 and then each 1 April by reference to the annual percentage award to officers under the National Joint Council for Local Government Services for spinal column 34;
2. That the current system where Councillors can receive more than one special responsibility allowance be retained;
3. That the following Special Responsibility Allowances be paid:

<u>POSITION</u>	<u>ALLOWANCE</u>
CHAIR OF FULL COUNCIL	760.00
CHAIR OF FULL COUNCIL EXPENSES	3090.00
VICE CHAIR OF FULL COUNCIL	530.45
CHAIR OF P&R	2869.63
VICE -CHAIR OF P&R	530.45
CHAIR OF COMMISSIONING	Deleted
CHAIR OF PLANNING	2869.63
VICE CHAIR OF PLANNING	530.45
CHAIR OF O&S	2869.63
VICE CHAIR OF O&S	530.45
CHAIR OF LICENSING	0.00
VICE CHAIR OF LICENSING	0.00
LEADER	3587.04

DEPUTY LEADER	530.45
GROUP LEADER- CONSERVATIVE	358.80
GROUP LEADER -LIB DEM	358.80
GROUP LEADER - LIBERAL	358.80
GROUP LEADER - INDEPENDENT	358.80
LGA GENERAL ASSEMBLY YORKSHIRE & HUMBER ASSEMBLY	Deleted
LGA RURAL COMMISSION	Deleted

4. That all allowances should include an annual increase in line with the indexation provisions of the scheme of Members Allowances for 2014/15;
5. That some type of system be introduced to ensure that special responsibility allowances are reviewed when changes in committee structure/responsibility occurred;
6. That if Councillor meetings include members from more than one political group, they should become eligible for the payment of travel expenses.

Voting Record

15 votes for
9 votes against
1 abstention

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

There was one item of urgent business: to establish a Constitution Working Party.

Resolved

To establish a Constitution Working Party to report to the Policy and Resources Committee such Working Party to comprise the Chairman of Council and Group Leaders.

The terms of reference of the Constitution Working Party be to review the constitution and make recommendations to the Policy and Resources Committee.

There being no other business, the meeting closed at 10.50pm.

3 July 2014 – Responses to Supplementary Questions

Questions on the Leader's Statement

From Cllr Richardson

“Are we still generating an income from dry recycling in this temporary phase of re-procurement? And can you just clarify how we can save money with Selby? I can see the summary of points there but I can't see how Ryedale Council saved money, it's not clear from what's written.”

The Leader's reply at the meeting:

“You're asking how we saved money with Selby. It's a partnership, all the savings are pooled and then allocated on a percentage basis. Don't ask me what the percentage basis is because I don't know off the top of my head but I could find that out for you. When the procurement exercise is completed and we've made a decision, then we'll be able to see whether we are still making profit or not and you will know then. It's inappropriate really to talk in the middle of the procurement exercise.”

Additional information:

1. “Savings made through a tender process led or involving the procurement partnership are allocated in full to the relevant authority/service area.
2. The Procurement Partnership accounts for 13/14 showed a surplus of £16,866 which has been allocated to reserves. Overall the partnership now has reserves of £61,738. In theory if the partnership board makes a decision to allocate these reserves to the partnership members it would be allocated as follows based on the partnership agreement and the same percentages member councils contribute to the partnership :
 - Scarborough 54.88%
 - Selby 26.68%
 - Ryedale 18.44%

Note: The board made a decision to look at possible options to invest these reserves going forward and bring these options to a future committee meeting.

3. Scenario for dry re-cyclates, until new contract is in place.

Materials

Overview

(Income)

Annual
Tonnage

Existing Contract

Price
per
tonne
Annual
Value

Glass	1,355	£10.00	£13,550
Paper/Card	1,900	£42.00	£79,800
Cans/Plastics	565	£15.00	£8,475
Total	3,820		£101,825.00

Associated Costs:

Running vehicles into Todds site at Knapton Quarry

based on £3/mile cost £38,766

Nett annual income £63,059.00

From Cllr Walker

“I don't expect you to answer this now Cllr Cowling because its a pretty complex question but perhaps you'll be able to answer it sometime in the future for me? What sort of take up have we had percentage wise on this garden waste scheme from higher Council Tax paying properties as opposed to the lower Council Tax paying properties? The question being, is it them that can afford it that take it up and them that's skint that can't and I'd like to have the answer to that sometime in the future please.”

Written response:

“Further to the question raised at Full Council last week regarding the take up of the garden waste service across the council tax bands please see the chart below which gives the distribution and shows that the majority of subscribers are within bands B, C, D and E (current subscription level @ 45%).

It has been possible to match the garden waste address information to the council tax information by 88% (a full property matching exercise is an outstanding action) and there is high confidence that this comparison gives an accurate indication of participation across the bands.”

