

Proceedings of the Meeting of the Leeds City Council held
Civic Hall, Leeds on Wednesday, 10th January, 2018

PRESENT: The Lord Mayor Councillor Jane Dowson in the Chair.

WARD

ADEL & WHARFEDALE

Barry John Anderson
Caroline Anderson
Billy Flynn

ALWOODLEY

Neil Alan Buckley
Dan Cohen
Peter Mervyn Harrand

ARDSLEY & ROBIN HOOD

Karen Renshaw
Jack Dunn
Lisa Mulherin

ARMLEY

Alison Natalie Kay Lowe
James McKenna
Alice Smart

BEESTON & HOLBECK

Angela Gabriel
Adam Ogilvie
David Congreve

BRAMLEY & STANNINGLEY

Caroline Gruen
Julie Heselwood
Kevin Ritchie

BURMANTOFTS & RICHMOND HILL

Denise Ragan
Asghar Khan
Ron Grahame

WARD

CALVERLEY & FARSLEY

Andrew Carter
Amanda Carter
Rod Wood

CHAPEL ALLERTON

Eileen Taylor
Mohammed Rafique
Jane Dowson

CITY & HUNSLET

Elizabeth Nash

Mohammed Iqbal

CROSS GATES & WHINMOOR

Janette Walker
Pauleen Grahame
Peter John Gruen

FARNLEY & WORTLEY

David Blackburn
Ann Blackburn
Terry Wilford

GARFORTH & SWILLINGTON

Sarah Field
Mark Dobson

GIPTON & HAREHILLS

Salma Arif
Arif Hussain
Kamila Maqsood

GUISELEY & RAWDON

Graham Latty
Paul John Spencer Wadsworth
Pat Latty

HAREWOOD

Ryan Stephenson
Rachael Procter
Matthew James Robinson

HEADINGLEY

Alison Garthwaite
Neil Walshaw
Jonathon Pryor

HORSFORTH

Dawn Collins
Brian Cleasby

HYDE PARK & WOODHOUSE

Christine Denise Towler
Gerry Harper
Javaid Akhtar

KILLINGBECK & SEACROFT

Graham Hyde
Catherine Dobson
Brian Michael Selby

KIPPAX & METHLEY

Mary Elizabeth Harland
James Lewis
Keith Ivor Wakefield

KIRKSTALL

Lucinda Joy Yeadon
John Anthony Illingworth
Fiona Elizabeth Venner

MIDDLETON PARK

Paul Anthony Truswell
Judith Blake
Kim Groves

MOORTOWN

Rebecca Charlwood
Sharon Hamilton

MORLEY NORTH

Robert Finnigan
Robert Gettings
Thomas Leadley

MORLEY SOUTH

Judith Elliott

Shirley Varley

OTLEY & YEADON

Colin Campbell

PUDSEY

Josephine Patricia Jarosz
Richard Alwyn Lewis
Mick Coulson

ROTHWELL

David Nagle
Karen Bruce
Barry Stewart Golton

ROUNDHAY

Eleanor Tunnicliffe
Christine Macniven
Ghulam Hussain

TEMPLE NEWSAM

Debra Coupar
Helen Hayden
Michael Lyons

WEETWOOD

Jonathan Bentley
Susan Bentley
Judith Mara Chapman

WETHERBY

Gerald Wilkinson
Alan James Lamb
John Michael Procter

65 Announcements

- a) The Lord Mayor wished a Happy New Year to all those present.
- b) The Lord Mayor reminded those present that the meeting was to be webcast.
- c) The Lord Mayor referred to the letter on each Members seat providing an appeal update from Candlelighters setting out the latest amount raised towards the Lord Mayor's Charity.
- d) The Chair congratulated the following who were honoured in the Queen's New Year Honours List:-
 - Mr David Earnshaw CBE
 - Miss Diane Winder OBE
 - Mr Peter Heald MBE
 - Mrs Sheila Miller BEM
 - Mrs Phoebe Ethel Revill-Johnson BEM
 - Mr Steven Robinson BEM
 - Mrs Margaret Stead BEM

66 Minutes of the last Meeting

It was moved by Councillor Ogilvie, seconded by Councillor G Latty and

RESOLVED – That the minutes of the meetings held on 8th November 2017 be approved.

67 Declarations of Interest

There were no declarations of interests.

68 Communications

The Chief Executive informed Council that the a response to a Council resolution has been received from Damian Hinds, the then Minister for Employment in respect of the White Paper on Universal Credit considered by Council in November 2017.

The response has previously been circulated to all Members of Council.

69 Deputations

Four deputations were admitted to the meeting and addressed Council, as follows:-

- 1) "Chapel Allerton 20 is Plenty" regarding 20mph zones.
- 2) A group regarding the cost of using public conveniences in the City, particularly Leeds Bus Station.
- 3) A group regarding a Public Space Protection Order near to the Marie Stopes Centre
- 4) A group asking for more 'changing places' facilities in the City.

RESOLVED – That the subject matter in respect of deputation 1 be referred to the Director of City Development for consideration in consultation with the relevant Executive Member, that the subject matter in respect of deputation 2 be referred to the West Yorkshire Combined Authority, that the subject matter in respect of deputation 3 be referred to the Director of Communities & Environment for consideration in consultation with the relevant Executive Member and that the subject

matter in respect of deputation 4 be referred to the Director of Adults and Health for consideration in consultation with the relevant Executive Member.

70 Lord Mayor's Ruling

The Lord Mayor informed Council that she had considered the submitted amendment to Item 5 (minute 71 refers) and had sought legal advice on the matter by consulting with the Council's City Solicitor before she had taken the decision to rule the amendment out of order.

At the invitation of the Lord Mayor the City Solicitor addressed the Council and set out in detail the legal rationale as to why the Lord Mayor had ruled the amendment out of order.

In summarising this matter the Lord Mayor advised that the amendment was out of order as it had no relevance to the original motion. If it were to be allowed, the council may make a decision to do something that was inappropriate, premature and improper; and it would set a potentially unlawful precedent of being allowed to introduce amendments which were not about the subject of the motion.

71 Recommendations of the Executive Board - Amendments to the Leeds Site Allocations Plan

It was moved by Councillor R Lewis, seconded by Councillor Ogilvie and

RESOLVED -

- i To note the following proposed amendments arising from the further technical work undertaken: :
 - Revised Submission Draft Schedule of Amendments (January 2018)
 - Revised Submission Draft Amendments (January 2018) (this document comprises extracts from the Submission Draft Plan (May 2017), as amended by the Revised Submission Draft Amendments)
 - Sustainability Appraisal Addendum (January 2018)
 - Revised Submission Draft Amendments (January 2018) Plan Background Paper
- ii To approve that this revised material (referenced in (i) above) be subject to 6 weeks public consultation between 15 January 2018 and 26 February 2018;
- iii To approve that, following the period of consultation, the Revised Submission Draft of the Site Allocations Plan (comprising the Submission Draft SAP (May 2017), as amended by the Revised Submission Draft Amendments (January 2018) be submitted to the Secretary of State (subject to any amendments following public consultation), for Independent Examination prior to Stage 2 of the SAP Examination, pursuant to Section 20 of the Planning and Compulsory Purchase Act 2004 as amended
- iv To delegate authority to the Chief Planning Officer, in consultation with the Executive Member for Regeneration, Transport and Planning to make further amendments to the revised Submission Draft Plan in response to representations received during the consultation period that are considered to be required for the soundness of the Plan;
- v To grant authority to the independent inspectors appointed to hold the Stage 2 Public Examination, to recommend modifications to the Revised Submission Draft Site Allocations Plan, pursuant to Section 20 (7C) of the Planning and Compulsory Purchase Act 2004 as amended.

- vi To delegate authority to the Chief Planning Officer, in consultation with the Executive Member, to a) approve the detail of any further technical documents and supporting evidence required to be submitted alongside the plan for consideration at Public Examination, b) continue discussions with key parties and suggest to the Inspector any edits and consequential changes necessary to be made to the Revised Submission Draft Plan following submission up to and during the Examination and c) prepare and give evidence in support of the Plan at Examination.

72 Recommendations of General Purposes Committee - Community Governance Review - Final Recommendations

It was moved by Councillor Blake, seconded by Councillor J Lewis and

RESOLVED –

- a) That the proposals set out at Addendum 2 to the report be approved; and
- b) Confirmed that the proposals set out at Addendum 3 to the report will not be progressed.

73 Report on Appointments

It was moved by Councillor Ogilvie, seconded by Councillor G Latty and

RESOLVED – That the report of the City Solicitor on appointments as a result of a review of Committee places be approved, namely that;

- Councillor C Dobson be appointed to an additional East Leeds Independent Group place on General Purposes Committee.
- Councillor Harland be appointed to an additional Labour Group place on General Purposes Committee.
- Councillor C Dobson be appointed to an additional East Leeds Independent Group place on Member Management Committee
- Councillor Ragan be appointed to an additional Labour Group place on Member Management Committee
- That an additional Conservative Group place on Standards and Conduct Committee be agreed as a 'whips nominee'.
- That one Labour Group place be deleted from the Corporate Governance & Audit Committee and that be the place that Council previously appointed Councillor Sobel to. Councillor Sobel will therefore cease to be a member of that Committee.

That the following appointments requested by the relevant group whip be approved;

- Councillor Ogilvie be appointed to a Labour Group vacancy on Scrutiny Board (Children & Families)
- Councillor Harland be appointed to a Labour Group vacancy on North & East Plans Panel

74 Report on the Calculation of the Council Tax and Business Rates Tax Bases for 2018/19

It was moved by Councillor J Lewis, seconded by Councillor Ogilvie and

RESOLVED –

- To agree that, in accordance with the Local Authorities (Calculation of Tax Base) (England) Regulations 2012, the amount calculated by the Council as its council tax base for the year 2018/19 shall be 225,055.2 for Leeds and for each parish as listed in Section 3.6, of the report, and detailed in Appendix 1 of the report;
- To note the indicative business rates shares set out in Section 3.9, of the report and delegate authority to the Chief Officer – Financial Services to make the detailed calculations and to submit the final figures to the Department for Communities and Local Government on or before 31st January 2018.

75 Procedural Motion - Suspension of Council Procedure Rules

It was moved by Councillor J Bentley, seconded by Councillor Campbell that under the provisions of Council Procedure Rule (CPR) 22.1 (Suspension of CPRs), that CPR 11.2 (Notice of Questions) be suspended to allow the question in his name (Question 2) to be replaced with the question set out in italics on the order paper.

Upon being put to the vote it was

RESOLVED – That Council Procedure Rule 11.2 (Notice of Questions) be suspended to allow the question in Councillor J Bentley's name (Question 2) to be replaced with the question set out in italics on the order paper.

76 Questions

Q1 Councillor R Wood to the Executive Member (Communities):-

Can the Executive Member for Communities set out what the council is doing to prevent illegal street traders from disrupting community events across the city, particularly at Christmas?

The Executive Member (Communities) replied.

Q2 Councillor J Bentley to the Executive Member (Environment & Sustainability):-

Can the executive member for environment and sustainability explain the reasons for the delay to the refuse route reorganisation and the additional cost it has led to the service incurring?

The Executive Member (Environment & Sustainability) replied.

Q3 Councillor J Pryor to the Executive Member (Health, Wellbeing and Adults):-

Will the Executive Member please provide an update on the state of A&E in Leeds?

The Executive Member (Health, Wellbeing and Adults) replied.

Q4 Councillor A Hussain to the Executive Member (Health, Wellbeing and Adults):-

Can the Executive Member please update Council on the recent launch of new services under the Better Lives Strategy?

The Executive Member (Health, Wellbeing and Adults) replied.

Q5 Councillor Andrew Carter to the Leader of the Council:-

Does the Leader of Council, like I do, fully support the pilot of 100% business rate retention in Leeds?

The Leader of the Council replied.

Q6 Councillor S Golton to the Executive Member (Communities):-

Does the exec board member feel the council should do everything in its power to avoid families facing eviction losing their home?

The Executive Member (Communities) replied

Q7 Councillor J Hesselwood to the Leader of the Council:-

Can the Leader of Council please update Council on what Leeds is doing to celebrate the centenary of women getting the vote?

The Leader of the Council replied.

At the conclusion of question time, the following questions remained unanswered and it was noted that, under the provisions of Council Procedure Rule 11.6, written answers would be sent to each Member of Council:-

Q8 Councillor S Arif to the Executive Member (Employment, Skills and Opportunity)

Q9 Councillor B Anderson to the Executive Member (Environment and Sustainability)

Q10 Councillor C Campbell to the Executive Member (Regeneration, Transport and Planning)

Q11 Councillor Councillor D Ragan to the Executive Member (Children and Families).

Q12 Councillor M Iqbal to the Executive Member (Communities).

Q13 Councillor C Anderson to the Executive Member (Health, Wellbeing and Adults).

- Q14 Councillor J Bentley to the Executive Member (Children and Families).
- Q15 Councillor S McKenna to the Executive Member (Regeneration, Transport and Planning).
- Q16 Councillor B Anderson to the Executive Member (Environment and Sustainability).
- Q17 Councillor J Chapman to the Executive Member (Health, wellbeing and adults).
- Q18 Councillor M Robinson to the Executive Member (Resources and Strategy).
- Q19 Councillor S Lay to the Executive Member Economy and Culture).
- Q20 Councillor C Anderson to the Executive Member (Environment and Sustainability).
- Q21 Councillor C Campbell to the Executive Member (Regeneration, transport and planning).
- Q22 Councillor B Anderson to the Executive Member (Regeneration, Transport, Planning).
- Q23 Councillor S Golton to the Executive Member (Health, Wellbeing and Adults).
- Q24 Councillor M Robinson to the Executive Member (Environment and Sustainability).
- Q25 Councillor J Bentley to the Executive Member (Environment and Sustainability).
- Q26 Councillor B Anderson to the Executive Member (Communities)
- Q27 Councillor J Bentley to the Executive Member (Communities).
- Q28 Councillor M Robinson to the Executive Member (Communities).
- Q29 Councillor B Anderson to the Executive Member (Children and Families).
- Q30 Councillor M Robinson to the Executive Member (Resources and Strategy).
- Q31 Councillor B Anderson to the Executive Member (Economy and Culture).
- Q32 Councillor M Robinson to the Executive Member (Communities).
- Q33 Councillor M Robinson to the Executive Member (Environment and Sustainability).
- Q34 Councillor M Robinson to the Executive Member (Communities).
- Q35 Councillor R Stephenson to the Leader of Council.

77 Minutes of the Health and Wellbeing Board and the Executive Board

It was moved by Councillor Blake, seconded by Councillor Ogilvie that the minutes be received in accordance with Council Procedure Rule 2.2(i).

RESOLVED – That the minutes be received in accordance with Council Procedure Rule 2.2(i).

Council Procedure Rule 4, providing for the winding up of business, was applied prior to all notified comments on the minutes having been debated.

At the conclusion of this item Council adjourned from 16.25 to 17.00

78 Announcements

The Lord Mayor reported the recent engagement of Councillor Matthew Robinson and Council offered their congratulations.

79 Report on Devolution

It was moved by Councillor Blake, seconded by Councillor J Lewis and

RESOLVED – That the report of the Chief Executive updating Members on matters in respect of devolution be received.

80 White Paper Motion (in the name of Councillor Buckley) - Capital of Culture

It was moved by Councillor Buckley, seconded by Councillor Blake that this Council is deeply disappointed by the recent announcement from the European Commission that appears to prevent a UK city from being named the European Capital of Culture in 2023.

Rather than lose the work that has already gone into this ambitious project, this Council calls for an alternative approach that would see Leeds host its very own 'Year of Culture' by 2023.

Working in partnership with organisations that have already pledged in support of the Capital of Culture bid this event would showcase the cultural heritage of Leeds, deliver exciting events and projects and would highlight Leeds as a thriving and successful city capable of delivering a cultural showpiece all of its own.

An amendment was moved by Councillor J Bentley, seconded by Councillor Campbell

Delete third paragraph and replace with:

“Working in partnership with organisations that have already pledged financial support and support in kind to the Capital of Culture bid, together with the acquisition of new sponsors, this event would showcase the cultural heritage of Leeds, deliver exciting events and projects, highlight Leeds as a thriving successful city capable of delivering a cultural showpiece all of its own with no higher financial burden to the Leeds council taxpayer.”

The amendment in the name of Councillor J Bentley was declared lost and upon being put to the vote it was

RESOLVED – That this Council is deeply disappointed by the recent announcement from the European Commission that appears to prevent a UK city from being named the European Capital of Culture in 2023.

Rather than lose the work that has already gone into this ambitious project, this Council calls for an alternative approach that would see Leeds host its very own 'Year of Culture' by 2023.

Working in partnership with organisations that have already pledged in support of the Capital of Culture bid this event would showcase the cultural heritage of Leeds, deliver exciting events and projects and would highlight Leeds as a thriving and successful city capable of delivering a cultural showpiece all of its own.

81 White Paper Motion (in the name of Councillor R Lewis) - Rail Networks in Public Ownership

It was moved by Councillor R Lewis, seconded by Councillor Wakefield that this Council believes modern, responsive and attractive rail and bus networks demand their operators are properly accountable to the passengers and communities they serve.

This Council therefore confirms its support for the rail network to return to public ownership. Council believes this would end the scandal of the use of public money to bail out private companies which have repeatedly failed to fulfil their financial obligations to the public purse, as reported recently with Stagecoach on the East Coast Mainline.

Council believes bus services would improve with increased public accountability, so Council welcomes the commitment from the Secretary of State for Transport calling for councils to consider putting forward proposals for bus franchising arrangements in their areas.

Council therefore calls on the Secretary of State to return the East Coast Mainline to public ownership without delay; and Council requests the Chief Executive works with the council's partners to develop proposals as soon as possible for bus franchising in Leeds to present to the Secretary of State."

An amendment was moved by Councillor D Blackburn, seconded by Councillor Leadley

Add after the final paragraph:

"Council also believes that restrictions stopping Local Authorities setting up their own municipal bus companies are unhelpful and not in the interest of passengers.

Council therefore also calls on the Secretary of State to bring forward amended legislation that will allow all Local Authorities to do this, if they wish."

A second amendment was moved by Councillor Campbell, seconded by Councillor J Bentley

In paragraph two, replace "the rail network to return to public ownership" with "publicly run and locally accountable rail services".

A third amendment was moved by Councillor Andrew Carter, seconded by Councillor Buckley

Delete all after "This Council" and replace with:

"believes that passengers deserve modern, responsive and attractive rail and bus networks.

“Council notes that since 2010 the rail industry has received new investment and seen a huge increase in the number of passengers. This success has inevitably led to the need for a refreshed approach that can tackle problems arising from a congested network and ensure that passengers receive a more reliable and efficient service.

“Council therefore welcomes proposals in the government’s new Strategic Vision for Rail, which aim to increase railway capacity, reform the franchising system to make it work more efficiently, improve passenger experience through the use of digital technology, introduce a new Rail Ombudsman to ensure fair treatment and boost accountability, and build a railway fit for the 21st Century. Council regards such proposals as a more realistic way of making improvements to the network, rather than falling back on the flawed and expensive dogma of rail re-nationalisation.

“This Council believes that more local control over bus services could lead to an improved passenger experience, and welcomes the government’s Bus Services Act, which includes options for local authorities to work more closely with bus operators and improve local services. Council requests the Chief Executive works with the council’s partners to develop proposals as soon as possible for bus franchising in Leeds to present to the Secretary of State.”

The amendments in the name of Councillors Campbell and Andrew Carter were declared lost

The amendment in the name of Councillor D Blackburn was carried and upon being put to the vote it was

RESOLVED – That this Council believes modern, responsive and attractive rail and bus networks demand their operators are properly accountable to the passengers and communities they serve.

This Council therefore confirms its support for the rail network to return to public ownership. Council believes this would end the scandal of the use of public money to bail out private companies which have repeatedly failed to fulfil their financial obligations to the public purse, as reported recently with Stagecoach on the East Coast Mainline.

Council believes bus services would improve with increased public accountability, so Council welcomes the commitment from the Secretary of State for Transport calling for councils to consider putting forward proposals for bus franchising arrangements in their areas.

Council therefore calls on the Secretary of State to return the East Coast Mainline to public ownership without delay; and Council requests the Chief Executive works with the council’s partners to develop proposals as soon as possible for bus franchising in Leeds to present to the Secretary of State.

Council also believes that restrictions stopping Local Authorities setting up their own municipal bus companies are unhelpful and not in the interest of passengers.

Council therefore also calls on the Secretary of State to bring forward amended legislation that will allow all Local Authorities to do this, if they wish.

82 White Paper Motion (in the name of Councillor Downes) - Children's Services

In accordance with Council Procedure Rule 12.4(b) it was moved by Councillor Golton, seconded by Councillor Cleasby that this council notes with concern worsening trends in a number of areas of children’s services including:

Final minutes approved at the meeting held on Wednesday 21st February 2018.

- Low educational attainment, with Leeds the second worst council in the worst performing region in England for reading, writing and maths among primary aged children and persistent gaps in attainment for children receiving free school meals and with English as an additional language
- Worsening Ofsted results, in which the number of primary schools that have received a worse score in their 2017 assessment is three times higher than the number that have improved
- Continued reliance on external providers for residential care and independent foster care agencies, which are currently projected to overspend by £1.2 million
- Reduced senior management capacity to improve services

This council is deeply concerned at the effect this decline in service quality is having on vulnerable children and young people in the city.

This Council lacks confidence in the current policies in place to deal with these issues and calls for the creation of an independent cross-party commission to investigate these issues and develop sustainable solutions for the city that will halt the decline in support for our most vulnerable children and help create the infrastructure needed to place the service on a stable footing.

An amendment was moved by Councillor Mulherin, seconded by Councillor Pryor

Delete all after "This Council notes" and replace with:

"...the sharp contrast between the current status of Children's Services and that which the Labour administration inherited from the Conservative/Lib Dem/Morley Borough Independent coalition in 2010, when Ofsted deemed Children's Services in the city to be inadequate.

Council notes that despite eight years of damaging cuts and policies by Conservatives and Liberal Democrats in central government, under the current Labour administration this Council has been recognised by the Department for Education as one of the leading local authorities in the country for children's services.

This Council opposes the Government policy of forced academisation of schools, given the clear lack of accountability of multi-academy trusts, as evidenced by the atrocious conduct of Wakefield City Academies Trust before its collapse.

This Council is appalled by the real term cut in central government funding for children's services nationally of £2.3bn between 2010 and 2016, with a further £2bn funding gap forecast by the cross-party Local Government Association by 2020 if cuts continue.

Council calls on all political groups to lobby Government to urgently address the £2bn funding gap in children and young people services identified by the cross-party Local Government Association so the Council can continue to invest in early intervention services to ensure all young people in Leeds are given the best possible start in life."

The amendment in the name of Councillor Mulherin was carried and upon being put to the vote it was

RESOLVED – That this Council notes the sharp contrast between the current status of Children's Services and that which the Labour administration inherited from the Conservative/Lib Dem/Morley Borough Independent coalition in 2010, when Ofsted deemed Children's Services in the city to be inadequate.

Council notes that despite eight years of damaging cuts and policies by Conservatives and Liberal Democrats in central government, under the current Labour administration this Council has been recognised by the Department for Education as one of the leading local authorities in the country for children's services.

This Council opposes the Government policy of forced academisation of schools, given the clear lack of accountability of multi-academy trusts, as evidenced by the atrocious conduct of Wakefield City Academies Trust before its collapse.

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Council calls on all political groups to lobby Government to urgently address the £2bn funding gap in children and young people services identified by the cross-party Local Government Association so the Council can continue to invest in early intervention services to ensure all young people in Leeds are given the best possible start in life.

Council rose at 7.20 pm