



Proceedings of the Meeting of the Leeds City Council held
Civic Hall, Leeds on Wednesday, 1st November, 2006

PRESENT: The Lord Mayor Councillor Mohammed Iqbal in the Chair

WARD

ADEL & WHARFEDALE

Clive Fox
Barry John Anderson
John Leslie Carter

ALWOODLEY

Peter Mervyn Harrand
Ronald David Feldman
Ruth Feldman

ARDSLEY & ROBIN HOOD

Lisa Mulherin
Karen Renshaw
Jack Dunn

ARMLEY

Janet Harper
Alison Natalie Jane Lowe
James McKenna

BEESTON & HOLBECK

David Congreve
Angela Gabriel
Adam Ogilvie

BRAMLEY & STANNINGLEY

Neil Taggart

Ted Hanley

BURMANTOFTS & RICHMOND HILL

David Hollingsworth
Ralph Pryke
Richard Brett

WARD

CALVERLEY & FARSLEY

Frank Robinson
Andrew Carter
Amanda Lesley Carter

CHAPEL ALLERTON

Jane Dowson
Sharon Hamilton
Mohammed Rafique

CITY & HUNSLET

Mohammed Iqbal
Elizabeth Nash
Patrick Davey

CROSSGATES & WHINMOOR

Peter John Gruen
Suzi Armitage
Pauleen Grahame

FARNLEY & WORTLEY

Luke Russell
David Blackburn
Ann Blackburn

GARFORTH & SWILLINGTON

Thomas Murray
Andrea Harrison
Mark Russell Phillips

GIPTON & HAREHILLS

Roger Harington
Alan Leonard Taylor
Javaid Akhtar

GUISELEY & RAWDON

John Bale
Graham Latty

HAREWOOD

Alec Shelbrooke
Ann Castle
Rachael Procter

HEADINGLEY

Martin Hamilton
David Morton
James John Monaghan

HORSFORTH

Brian Cleasby
Christopher Townsley
Andrew Barker

HYDE PARK & WOODHOUSE

Linda Rhodes-Clayton
Penny Ewens
Kabear Hussain

KILLINGBECK & SEACROFT

Brian Michael Selby
Graham Hyde
Veronica Morgan

KIPPAX & METHLEY

Keith Ivor Wakefield
John Keith Parker

KIRKSTALL

Bernard Peter Atha
Elizabeth Minkin
John Anthony Illingworth

MIDDLETON PARK

Debra Ann Coupar
Geoffrey Driver
Judith Blake

MOORTOWN

Richard Harker
Mark Daniel Harris
Brenda Lancaster

MORLEY NORTH

Thomas Leadley
Robert Finnigan
Stewart McArdle

MORLEY SOUTH

Christopher James Beverley
Judith Elliot
Terrence Grayshon

OTLEY & YEADON

Ryk Downes
Graham Peter Kirkland
Colin Campbell

PUDSEY

Mick Coulson
Josephine Patricia Jarosz
Richard Alwyn Lewis

ROTHWELL

Barry Stewart Golton
Donald Michael Wilson
Steve Smith

ROUNDHAY

Paul Wadsworth
Matthew Lobley
Valerie Kendall

TEMPLE NEWSAM

Michael Lyons
William Schofield Hyde
David Schofield

WEETWOOD

Judith Mara Chapman
Brian David Timothy Jennings
Susan Bentley

WETHERBY

John Michael Procter
Gerald Wilkinson

56 Announcements

The Lord Mayor referred to the recent death of Gary Broughton, a Civic Buildings attendant known to all users of the Civic Hall, and Council stood in silent remembrance.

57 Minutes

It was moved by Councillor J Procter seconded by Councillor Hanley and

RESOLVED – That the minutes of the meeting held on 13th September 2006 be approved.

58 Declarations of Interest

The Lord Mayor announced that a list of written declarations submitted by Members was on display in the ante room, on deposit in the public galleries and had been circulated to each Member's place in the Chamber.

Following an invitation to declare further individual interests, declarations in accordance with the Council's Code of Practice were made as follows:

- (a) Councillor Fox declared a personal interest in minute 62 of this meeting as a member of the Roseville Enterprises Management Board.
- (b) The following members declared personal interests in minute 64 of this meeting as follows:

Castle	- Alternate member of Leeds Bradford Airport Board
Kirkland	- Foundation Governor of Otley Prince Henry's Grammar School
Harker	- Member of Grand Theatre Board
Smith	- Member of Grand Theatre Board
Barker	- Director of Leeds Bradford Airport
Dunn	- Governor of Thorpe Primary School
Downes	- Alternative Director of Leeds Bradford Airport
	- Governor of Prince Henry's Grammar School
	- Governor of Rufford Park School
	- School Organisation Committee
Cleasby	- Leeds and Bradford Airport Consultative Committee
	- School Governor of Benton Park and Westbrook Lane Schools
	- School Organisation Committee
Wilson	- Governor of Haigh Road and Rothwell Primary Schools
Atkinson	- Member of Leeds Bradford Airport Board
Grahame	- Member of Leeds Bradford Airport Board
Congreve	- Member of Leeds South Homes
Davey	- Member of Leeds South Homes
Driver	- Member of Leeds South Homes
G Hyde	- Member of Leeds East Homes
Selby	- Member of Leeds East Homes
Dowson	- Member of Leeds North East Homes
Gruen	- Member of South East Leeds Homes
Murray	- Member of South East Leeds Homes
Parker	- Member of South East Leeds Homes
Hanley	- Member of Leeds West Homes
Lowe	- Member of Leeds West Homes
R Lewis	- Member of Leeds West Homes
Bale	- Director of IGEN

Anderson	- Member of Leeds Bradford Airport Board
W Hyde	- Member of Leeds Bradford Airport Board
Chapman	- Alternate Member of Leeds Bradford Airport Board
Elliott	- Member of Leeds South Homes
A Blackburn	- Member of Leeds West Homes
Illingworth	- Member of Leeds North West Homes

- (c) The following members declared personal interests in minute 66 of this meeting as follows:

Brett	- Member of Management Committee of Burmantofts Senior Action
Lobley	- Chairman of Community Action for Roundhay Elderly
Kendall	- Community Action for Roundhay Elderly
Bale	- Member of Community Links
D Blackburn and A Blackburn	- A close relative being in receipt of homecare services

- (d) The following members declared personal interests in minute 67 of this meeting as follows:

Lobley	- Chairman of Community Action for Roundhay Elderly
Kendall	- Community Action for Roundhay Elderly
Lancaster	- Mum's residential care is paid by her and Social Services but would qualify for NHS funding under Coughlan Test
S Hamilton	- NHS employee
Gabriel	- NHS employee

- (e) The following members declared personal interests in the White Paper in relation to the management of Council Property and Infrastructure which, in the event was not debated:

Schofield	- South East Homes Director
Akthar	- Member of ALMO Board
Taylor	- ALMO East Leeds Homes
Brett	- South East Leeds Homes ALMO Board
Ewens	- North West ALMO
Lancaster	- North East ALMO
Hollingsworth	- Leeds East ALMO Board
Chapman	- North West ALMO
Latty	- Director, North West Leeds Homes
R D Feldman	- Leeds North East Homes
Wilkinson	- Leeds North East Homes
Wadsworth	- Leeds North East Homes
Elliott	- Member of Leeds South Homes
A Blackburn	- Member of Leeds West Homes

- (f) The following members declared personal interests in the White Paper in relation to NHS Services which in the event was not debated:

Brett	- Member of Management Committee of Burmantofts Senior Action
Lobley	- Chairman of Community Action for Roundhay Elderly
Kendall	- Community Action for Roundhay Elderly
S Hamilton	- NHS employee
Gabriel	- NHS employee

- (g) The following members declared personal interests in the White Paper in relation to Local Authority Controls over Private Bus Services which in the event was not debated:

Schofield	- Member of WYPTA
Downes	- Deputy Chairman of WYPTA
Congreve	- Member of WYPTA
Lyons	- Member of WYPTA
W Hyde	- Member of WYPTA
D Blackburn	- Member of WYPTA
Townsley	- Member of WYPTA
Jarosz	- Member of WYPTA

- (h) The following members declared personal interests in the White Paper in relation to Registration of Houses in Multiple Occupation, which in the event was not debated:

Congreve	- Member of Leeds South Homes
Davey	- Member of Leeds South Homes
Driver	- Member of Leeds South Homes
G Hyde	- Member of Leeds East Homes
Selby	- Member of Leeds East Homes
Dowson	- Member of Leeds North East Homes
Gruen	- Member of South East Leeds Homes
Murray	- Member of South East Leeds Homes
Parker	- Member of South East Leeds Homes
Hanley	- Member of Leeds West Homes
Lowe	- Member of Leeds West Homes
R Lewis	- Member of Leeds West Homes
Wadsworth	- Member of Leeds North East Homes
Elliott	- Member of Leeds South Homes
A Blackburn	- Member of Leeds West Homes
Harris	- Owner of a rented property
Chapman	- Owner of a rented property
Anderson	- Member of Leeds North West Homes

- (i) The following members declared personal interests in the White Paper in relation to Student Housing and Houses in Multiple Occupation, which in the event was not debated:

Congreve	- Member of Leeds South Homes
Davey	- Member of Leeds South Homes
Driver	- Member of Leeds South Homes
G Hyde	- Member of Leeds East Homes
Selby	- Member of Leeds East Homes
Dowson	- Member of Leeds North East Homes
Gruen	- Member of South East Leeds Homes
Murray	- Member of South East Leeds Homes
Parker	- Member of South East Leeds Homes
Hanley	- Member of Leeds West Homes
Lowe	- Member of Leeds West Homes
R Lewis	- Member of Leeds West Homes
Wadsworth	- Member of Leeds North East Homes
Elliott	- Member of Leeds South Homes
A Blackburn	- Member of Leeds West Homes
Harris	- Owner of a rented property
Chapman	- Owner of a rented property

- (j) The Lord Mayor and Councillor Rafique declared personal and prejudicial interests in relation to the two White Papers relating to Houses in Multiple Occupation, which in the event were not debated, as owners of such properties.
- (k) A further declaration made during the meeting is referred to at minute 64 (Councillor Driver).

59 Deputation

One deputation was admitted to the meeting and addressed Council as follows:

Representatives of animal welfare charities regarding local authority tenants and their pets.

RESOLVED – That the subject matter of the deputation be referred to the Executive Board for consideration.

60 Appointments

It was moved by Councillor J Procter seconded by Councillor Hanley and

RESOLVED – That the report of the Director of Legal and Democratic Services on appointments be approved.

61 Questions

1 Councillor Wakefield to the Executive Member (Leisure)

Could the Executive Board Member for Leisure please give Council details of the cost of staging the Robbie Williams concert?

The Executive Member (Leisure) replied

2 Councillor Bentley to the Leader of Council

Would the Leader of Council comment on the proposals in last weeks Local Government White Paper?

The Leader of Council replied.

3 Councillor Phillips to the Executive Member (Neighbourhoods and Housing)

Would the Executive Member for Neighbourhoods and Housing please confirm to Council once more that this administration did not cut funding of a Proof of Age Scheme and has worked effectively in tackling anti social behaviour in this city

The Executive Member (Neighbourhoods and Housing) replied

4 Councillor Finnigan to the Executive Member (Development)

Can the Executive Board Member for Development please confirm the present state of the Town Centre Renewal Programme?

The Executive Member (Development) replied.

5 Councillor McArdle to the Executive Member (Leisure)

Would the Executive Board Member for Leisure like to tell me if it is his intention to visit Morley Library in the near future?

The Executive Member (Leisure) replied

- 6 Councillor Gruen to the Lead Executive Member (Children's Services)

Will the Children's Services Lead Executive Member please tell Council when he first knew about the school closures in Roundhay as a result of the Robbie Williams concert?

The Lead Executive Member (Children's Services) replied

- 7 The question in the name of Councillor Monaghan was withdrawn.

- 8 Councillor Lowe to the Executive Member (City Services)

If the recycling target of 40% is to be achieved in this city, can the Executive Board Member for City Services tell me what his Department is doing to deal with the massive problem of organic food waste which currently represents 50% of every black bin?

The Executive Member (City Services) replied

- 9 Councillor Hollingsworth to the Executive Member (City Services)

Can the Executive Board Member for City Services comment on the number of vacancies for School Crossing Patrol Wardens in the City?

The Executive Member (City Services) replied

- 10 Councillor Blake to the Executive Member (Neighbourhoods and Housing)

Could the Executive Member responsible please confirm this administration's commitment to helping the victims of rape and sexual violence?

The Executive Member (Neighbourhoods and Housing) replied

- 11 Councillor Ogilvie to the Executive Member (Development)

Would the Executive Member for Development, mindful of the work of the Climate Change Steering Group, tell us what the current strategy is to tackle climate change in this City?

The Executive Member (Development) replied

- 12 Councillor Illingworth to the Executive Member (Development)

Which Councillors have so far been shown, sent copies or otherwise had access to the report on Transportation by Paul Gough and Tim Dixon, which was considered by the Development Technical Board on 13th May 2005, and when did these disclosures take place?

The Executive Member (Development) replied.

It was moved by Councillor Harris seconded by Councillor A Carter and

RESOLVED - That the recommendations of the Executive Board in relation to budget adjustments, borrowing limits and investment limits for 2006, as detailed in the report of the Director of Legal and Democratic Services be approved

63 Recommendations of the Corporate Governance and Audit Committee

It was moved by Councillor Harris seconded by Councillor A Carter and

RESOLVED - That the recommendations of the Corporate Governance and Audit Committee regarding amendments to the Constitution as detailed in the report of the Director of Legal and Democratic Services be approved

64 Minutes

It was moved by Councillor Harris seconded by Councillor J Procter

That the minutes submitted to the Council in accordance with Council Procedure Rule 2.2(m) be received.

An amendment (reference back) was moved by Councillor Wakefield seconded by Councillor Lowe

To add the following words at the end of item 9:

“ but to ask the Executive Board to reconsider the decision made in relation to the Integrated Waste Strategy 2005 - 2035 as contained in minute 96 of the Executive Board meeting of the 18th October 2006.”

The amendment was lost and upon the motion being put to the vote it was:

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

(During the discussion of this item Councillor Driver declared a personal interest as a governor of South Leeds High School)

Council Procedure Rule 4 providing for the winding up of business was applied prior to all notified comments on the minutes having been debated and a motion to suspend in this respect is referred to in minute 65 below.

On the requisition of Councillors Hanley and Selby the voting on the amendment was recorded as follows:

YES

Armitage, Atha, Beverley, A Blackburn, D Blackburn, Blake, Congreve, Coulson, Coupar, Davey, Dowson, Driver, Dunn, Gabriel, Grahame, Gruen, S Hamilton, Hanley, Harington, Harper, Harrison, G Hyde, Illingworth, Jarosz, R Lewis, Lowe, Lyons, McKenna, Minkin, Morgan, Mulherin, Murray, Nash, Ogilvie, Parker, Rafique, Renshaw, Russell, Selby, Taggart, Wakefield

41

NO

Akhtar, Anderson, Bale, Barker, Bentley, Brett, Campbell, A Carter, J L Carter, Mrs A Carter, Castle, Chapman, Cleasby, Downes, Elliott, Ewens, Mrs R Feldman, R D

Feldman, Finnigan, Fox, Golton, Grayshon, M Hamilton, Harker, Harrand, Harris, Hollingsworth, Hussain, W Hyde, Jennings, Kendall, Kirkland, Lancaster, Latty, Leadley, Loble, McArdle, Monaghan, Phillips, J Procter, R Procter, Pryke, Rhodes-Clayton, Robinson, Schofield, Shelbrooke, Smith, Taylor, Townsley, Wadsworth, Wilkinson, Wilson

65 Motion to Suspend Standing Orders

During the debate on minute 64 above it was moved by Councillor Hanley seconded by Councillor Selby

That under the provisions of Council procedure Rule 22.1 procedure rule 3.1 be suspended to allow all comments on the minutes to be heard.

Upon being put to the vote the motion was lost.

66 White Paper Motion - Homecare Services

It was moved by Councillor Harrison seconded by Councillor Coupar

That this Council condemns the ruling administration for its botched privatisation of the council's home care services which has resulted in some of the most vulnerable people in our city not getting the care they need and deserve. Council congratulates Look North on exposing the issue and asks the Scrutiny Board (Health & Social Care) to consider conducting an urgent inquiry into the issue.

An amendment was moved by Councillor Hussain seconded by Councillor Harrand

Delete everything after 'This Council...' and replace with:

'... acknowledges the problems encountered by Social Services on the weekend of August 13th and thanks the officers from all over Leeds whose efforts overcame the difficulties and maintained the service successfully.'

The amendment was carried and upon being put as the substantive motion it was

RESOLVED – That this Council acknowledges the problems encountered by Social Services on the weekend of August 13th and thanks the officers from all over Leeds whose efforts overcame the difficulties and maintained the service successfully.

(The meeting was suspended at 5.42 pm and resumed at 6.24 pm)

67 White Paper Motion - NHS Funded Healthcare

It was moved by Councillor Grayshon seconded by Councillor Harrand and

RESOLVED UNANIMOUSLY – That this Council notes with concern the Government's policy of ignoring the need to provide suitably funded Healthcare for those who qualify under the "Coughlan" Test.

It is a matter of further concern that those who qualify for health care which should be funded by the NHS are not receiving NHS funded Healthcare but are having to fund the cost of this Healthcare themselves, in many cases by the sale of their homes.

Council is mindful of the impact of these unfair decisions on the residents of Leeds and requests the Chief Executive to write to the Secretary for Health urging that their Healthcare needs are funded by the appropriate authority.

68 White Paper Motion - East Leeds Leisure Centres

It was moved by Councillor Harington seconded by Councillor Lyons

That this Council believes that the proposal to site the new leisure centre on Killingbeck Fields is a mistake. Council also believes that such a building would be an irresponsible use of vital green space and would not be in the best place to meet the needs of the residents of East Leeds, particularly those living in Harehills and Burmantofts.

“Council requests that the executive Board rethink plans to close both East Leeds and Fearnville Sports Centres, and acts to reassure all communities in Leeds that they will not lose their major leisure facilities

An amendment was moved by Councillor J Procter seconded by Councillor Brett

Replace all after “This Council believes that the”

With “proposals put forward by the Authority and endorsed by Government along with the establishment of a not for profit Sport Trust represents the single largest investment in Sport the City has ever seen.”

The amendment was carried and upon being put as the substantive motion it was

RESOLVED – That this Council believes that the proposals put forward by the Authority and endorsed by Government along with the establishment of a not for profit Sport Trust represents the single largest investment in Sport the City has ever seen.

On the requisition of Councillors J Procter and M Hamilton the voting was recorded as follows:

On the amendment in Councillor J Procter’s name

YES

Akhtar, Anderson, Bale, Barker, Bentley, A Blackburn, D Blackburn, Brett, Campbell, A Carter, J L Carter, Mrs A Carter, Castle, Chapman, Cleasby, Downes, Ewens, Mrs R Feldman, R D Feldman, Finnigan, Fox, Golton, M Hamilton, Harker, Harrand, Harris, Hollingsworth, Hussain, W Hyde, Jennings, Kendall, Kirkland, Lancaster, Latty, Lobley, Monaghan, Phillips, J Procter, Pryke, Robinson, Russell, Schofield, Shelbrooke, Smith, Taylor, Townsley, Wadsworth, Wilkinson, Wilson

49

NO

Armitage, Atha, Blake, Congreve, Coulson, Coupar, Davey, Dowson, Driver, Dunn, Gabriel, Grahame, Gruen, S Hamilton, Hanley, Harington, Harper, Harrison, G Hyde, Illingworth, Jarosz, Lowe, Lyons, McKenna, Minkin, Morgan, Mulherin, Murray, Nash, Ogilvie, Parker, Rafique, Renshaw, Selby, Taggart, Wakefield

36

On the substantive motion

YES

Akhtar, Anderson, Bale, Barker, Bentley, A Blackburn, D Blackburn, Brett, Campbell, A Carter, J L Carter, Mrs A Carter, Castle, Chapman, Cleasby, Downes, Ewens, Mrs R Feldman, R D Feldman, Finnigan, Fox, Golton, M Hamilton, Harker, Harrand, Harris, Hollingsworth, Hussain, W Hyde, Jennings, Kendall, Kirkland, Lancaster, Latty, Lobley, Monaghan, Phillips, J Procter, Pryke, Robinson, Russell, Schofield, Shelbrooke, Smith, Taylor, Townsley, Wadsworth, Wilkinson, Wilson

49

NO

Armitage, Atha, Blake, Congreve, Coulson, Coupar, Davey, Dowson, Driver, Dunn, Gabriel, Grahame, Gruen, S Hamilton, Hanley, Harington, Harper, Harrison, G Hyde, Illingworth, Jarosz, Lowe, Lyons, McKenna, Minkin, Morgan, Mulherin, Murray, Nash, Ogilvie, Parker, Rafique, Renshaw, Selby, Taggart, Wakefield

36

69 Motion to Suspend Council Procedure Rules

During the debate under minute 68 above it was moved by Councillor Hanley seconded by Councillor Selby

That under the provisions of Council Procedure Rule 22.1 Procedure Rule 3.2 be suspended to allow the debate on all White Paper motions to be concluded.

Upon being put to the vote the motion was lost.

White Paper Motions on the following subjects were included on the Summons, but not debated at the meeting:

Management of Council Property and Infrastructure
Waste Stream and Packaging
Devolution of NHS Services
Local Authority Control over Private Bus Services
Registration of Houses in Multiple Occupation
Protection of Private Gardens Bill
Student Housing and Houses in Multiple Occupation

Council rose at 8.05 pm