



Proceedings of the Meeting of the Leeds City Council held at the
Civic Hall, Leeds on Wednesday, 10th September, 2008

PRESENT: The Lord Mayor Councillor Frank Robinson in the Chair

WARD

ADEL & WHARFEDALE

Barry John Anderson
John Leslie Carter
Clive Fox

ALWOODLEY

Ronald David Feldman
Ruth Feldman
Peter Mervyn Harrand

ARDSLEY & ROBIN HOOD

Karen Renshaw
Jack Dunn
Lisa Mulherin

ARMLEY

Alison Natalie Kay Lowe
James McKenna
Janet Harper

BEESTON & HOLBECK

Angela Gabriel
Adam Ogilvie
David Congreve

BRAMLEY & STANNINGLEY

Angela Denise Atkinson
Ted Hanley
Neil Taggart

BURMANTOFTS & RICHMOND HILL

Ralph Pryke
Richard Brett
David Hollingsworth

WARD

CALVERLEY & FARSLEY

Andrew Carter
Joseph William Marjoram
Frank Robinson

CHAPEL ALLERTON

Eileen Taylor
Mohammed Rafique
Jane Dowson

CITY & HUNSLET

Elizabeth Nash
Patrick Davey
Mohammed Iqbal

CROSS GATES & WHINMOOR

Suzi Armitage
Pauleen Grahame
Peter John Gruen

FARNLEY & WORTLEY

David Blackburn
Ann Blackburn

GARFORTH & SWILLINGTON

Andrea McKenna
Mark Dobson

GIPTON & HAREHILLS

Alan Leonard Taylor
Arif Hussain
Roger Harington

GUISELEY & RAWDON

Graham Latty
Stuart Andrew
John Bale

HAREWOOD

Ann Castle
Rachael Procter
Alec Shelbrooke

HEADINGLEY

Jamie Matthews
James John Monaghan
Martin Hamilton

HORSFORTH

Christopher Townsley
Andrew Barker
Brian Cleasby

HYDE PARK & WOODHOUSE

Penny Ewens
Kabeer Hussain
Linda Valerie Rhodes-Clayton

KILLINGBECK & SEACROFT

Graham Hyde
Veronica Morgan
Brian Michael Selby

KIPPAX & METHLEY

John Keith Parker
James Lewis
Keith Ivor Wakefield

KIRKSTALL

Lucinda Joy Yeadon
John Anthony Illingworth
Bernard Peter Atha

MIDDLETON PARK

Geoffrey Driver
Judith Blake
Debra Ann Coupar

MOORTOWN

Mark Daniel Harris
Brenda Lancaster
Richard Harker

MORLEY NORTH

Robert Finnigan
Robert William Gettings
Thomas Leadley

MORLEY SOUTH

Judith Elliot
Terrence Grayshon
Christopher James Beverley

OTLEY & YEADON

Graham Peter Kirkland
Colin Campbell
Ryk Downes

PUDSEY

Josephine Patricia Jarosz
Richard Alwyn Lewis
Mick Coulson

ROTHWELL

Donald Michael Wilson
Barry Stewart Golton

ROUNDHAY

Matthew Lobley
Valerie Kendall
Paul Wadsworth

TEMPLE NEWSAM

William Schofield Hyde
Jacqueline Langdale
Michael Lyons

WEETWOOD

Ben Chastney
Susan Bentley
Judith Mara Chapman

WETHERBY

Gerald Wilkinson
Alan James Lamb
John Michael Procter

30 Announcements

- (a) Council noted with regret the death of Leeds' soldier Signaller Wayne Bland on service in Afghanistan.
- (b) The Lord Mayor congratulated Councillor Shelbrooke on his recent engagement to be married.
- (c) The Lord Mayor congratulated Councillor Atha on his recent eightieth birthday.

31 Minutes

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

RESOLVED – That the minutes of the Council meeting held on 2nd July 2008 be approved.

32 Declarations of Interest

The Lord Mayor announced that a list of written declarations submitted by Members was 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) Members declared personal interests in minute 37 of this meeting as follows:
 - A Taylor - Governor of Harehills Primary School
 - Pryke - Member of the Regional Flood Defence Committee
 - Beverley - Close relative employed in a Council Sports Centre

- (b) Members declared personal interests in minute 40(a) of this meeting as follows:
 - Anderson - Director Green Leeds Ltd
 - Member, Regional Planning Forum
 - Member Regional Planning Board
 - Bale - Chartered Institute of Building, Member, Board of Trustees
 - Society for the Environment (Chartered Environmentalist)
 - Fox - St Aidan's Trust Fund and Trust Land Advisory Committee
 - Public Rights of Way Forum
 - J Procter - The Country Landowners Association
 - A Blackburn - Director of West North West Homes

- (c) Members declared personal interests in minute 38 of this meeting as follows:
 - D Blackburn - Mother in receipt of social care
 - A Blackburn - Mother-in-law in receipt of social care

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|---------------|---|
| Anderson | - Observer of management committee of Older People's Action in the Locality |
| R Feldman | - Leeds Jewish Care Services |
| P Harrand | - Member, Moor Allerton Elderly Care |
| Kendall | - Community Action for Roundhay Elderly Management Committee |
| Lobley | - Chairman, Community Action for Roundhay Elderly Management Committee |
| Brett | - Member of Burmantofts Senior Action Management Committee |
| Hollingsworth | - Member of Richmond Hill Elderly Action Management Committee |
| Lancaster | - Vice Chair of Meanwood Elderly Neighbourhood Action |
| A Taylor | - Member of Action for Gipton Elderly |

Councillor A D Atkinson declared a personal and prejudicial interest in the same minute as a recipient of home care.

- (d) Members declared personal interests in minute 40(b) of this meeting as follows:

| | |
|------------|---|
| Anderson | - Member, Leeds Initiative – Skills and Economy Partnership |
| Bale | - Member, Sir Ian Dixon Trust |
| J L Carter | - The Learning Disability Partnership Board |
| Fox | - Member, Local Construction and Training Agency |
| Harrand | - Roseville Enterprises Ltd Board of Management |
| | - Leeds Learning Disabilities Partnership Board |

- (e) Members declared personal interests in minute 41 of this meeting as follows:

| | |
|-----------|---------------------------------------|
| Andrew | - Member – Cycling Consultative Forum |
| R Feldman | - Yorkshire Indoor Cricket School |
| Wilkinson | - Leeds Sports Federation |

- (f) A further declaration made during the meeting is referred to in minute 37 (Councillor Illingworth)

33 Deputations

Five deputations were admitted to the meeting and addressed Council as follows:

- 1 Local Hyde Park Residents Regarding the Need of Local Schools and Community for Extra Sports Facilities
- 2 Cats Protection Regarding the Enabling of Council Tenants to have their Cats Neutered
- 3 National Federation of the Blind – Leeds Branch- Regarding the Prevention of Development of Shared Spaces

- 4 Leeds Mencap Regarding the Future of the Organisation
- 5 Spenhill Residents Association Regarding the Protection of Butcher Hill Playing Fields and Surrounding Land

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

34 Reports

Reports admitted to the agenda in accordance with Council Procedure Rule 2.2(f) were considered as follows:

(a) Appointments

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

RESOLVED – That the report of the Assistant Chief Executive (Corporate Governance) on appointments be approved.

(b) Members Allowances

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

RESOLVED – That the report of the Chief Democratic Services Officer on amendments to the Members' Allowances Scheme be approved.

35 Questions

- 1 Councillor Taggart to the Leader of Council

Would the Leader of Council please tell us how much he raised for Looked after Children by completing this years Leeds 10k run?

The Leader of Council replied

- 2 Councillor Hollingsworth to the Executive Member (Environmental Services)

Would the Executive Board Member with responsibility for Environmental Services care to comment on Leeds City Council's recent record on recycling?

Councillor Matthews replied on behalf of the Executive Member (Environmental Services)

- 3 Councillor W Hyde to the Executive Member (Learning)

Would the Executive member with responsibility for youth services please explain the details and the reasoning behind the increase in ward allocations for youth services across the city?

Councillor Lamb replied on behalf of the Executive Member (Learning)

- 4 Councillor D Blackburn to the Executive Member (Environmental Services)

Can the Executive Member for Environmental Services explain the repeated failure of the black bin collection on certain roads within the Greenhill, Highfield, Kellett, Kirkdale, Leysholme and Silver Royd areas of the Farnley and Wortley Ward.

Councillor Matthews replied on behalf of the Executive Member (Environmental Services)

- 5 Councillor Beverley to the Leader of Council

Would the Leader of Council please tell us his views on the decision of the Leeds Primary Care Trust to deny TB vaccinations to children of English ethnic origin in Leeds high schools?

The Leader of Council replied

- 6 Councillor Gruen to the Executive Member (City Development)

Could the Executive Board Member for City Development please tell us whether he is 'sick of paying tax to support imported spongers'?

The Executive Member (City Development) replied

- 7 Councillor Ewens to the Executive Member (Learning)

Would the Executive Board Member with responsibility for Learning agree with me that this year's GCSE and A-Level results are due to the hard work of the candidates and the staff who taught them?

The Executive Member (Learning) replied

- 8 Councillor Wadsworth to the Executive Member (Leisure)

Could the Executive Board Member for Leisure comment on the recently announced appointment of an operator for Roundhay Mansion?

The Executive Member (Leisure) replied

- 9 Councillor Mulherin to the Executive Member (Children's Services)

Would the Executive Board Member for Children's Services agree with me that the Every Child Matters Agenda is possibly the biggest challenge this Council has ever faced?

The Executive Member (Children's Services) replied

10 Councillor Lancaster to the Executive Member (Children's Services)

Will the Executive Board Member for Children's Services make a statement about the Innovation Fund?

The Executive Member (Children's Services) replied

11 Councillor Wilson to the Executive Member (Learning)

Could the Executive Board Member with responsibility for Learning assure us that this year's Key Stage 2 and Key Stage 3 results are now an accurate reflection of how our young people performed?

The Executive Member (Learning) replied

12 Councillor Lyons to the Executive Member (Environmental Services)

Can the Executive Member for City Services please tell me where his administration plans to site their proposed incinerator?

Councillor Matthews replied on behalf of the Executive Member (Environmental Services)

13 Councillor Chastney to the Leader of Council

Can the Executive Member for the Central and Corporate portfolio please advise council of developments within Human Resources about tackling sickness absence management?

The Leader of 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 responses would be sent to each Member of Council:

14 Councillor Shelbrooke to the Executive Member (Leisure)

15 Councillor Coupar to the Executive Member (Neighbourhoods and Housing)

16 Councillor Blake to the Leader of Council

17 Councillor Lowe to the Leader of Council

18 Councillor Armitage to the Executive Member (Health and Adult Social Care)

19 Councillor J Lewis to the Leader of Council.

36 **Recommendations of the Executive Board**

(a) Key Decision Taken Under Special Urgency Provisions

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

RESOLVED - That the report of the Assistant Chief Executive (Corporate Governance) on a Key Decision Taken Under Special Urgency Provisions, as submitted to the Executive Board on 16th July

2008, be accepted as the quarterly report in accordance with Access to Information Procedure Rule 16.3.

(b) Revision of Byelaws for Pleasure Grounds, Public Walks and Open Spaces

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

RESOLVED - That the report of the Assistant Chief Executive (Corporate Governance) on the revision of byelaws for pleasure grounds, public walks and open spaces be approved.

37 Minutes

It was moved by Councillor Brett seconded by Councillor J Procter

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

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

To add the following words at the end of item 8:

“but to ask the Executive Board to reconsider the decision in relation to the Draft Vision for the Council’s Leisure Centres and Proposals for Future Provision for Public Consultation as contained in minute 74 of the Executive Board minutes of the 2nd September 2008’.

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

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

On the requisition of Councillors Gruen and Taggart the voting on the amendment was recorded as follows:

YES

Armitage, Atha, Atkinson, Blake, Congreve, Coulson, Coupar, Davey, Dobson, Dowson, Driver, Dunn, Gabriel, Grahame, Gruen, Hanley, Harington, Harper, A Hussain, G Hyde, Illingworth, Iqbal, Jarosz, Langdale, J Lewis, R Lewis, Lowe, Lyons, A McKenna, J McKenna, Morgan, Mulherin, Nash, Ogilvie, Parker, Rafique, Renshaw, Selby, Taggart, E Taylor, Wakefield, Yeadon

42

NO

Anderson, Andrew, Bale, Barker, Bentley, Brett, Campbell, A Carter, J L Carter, Castle, Chapman, Chastney, Cleasby, Downes, Elliott, Ewens, Mrs R Feldman, R D Feldman, Finngan, Fox, Gettings, Golton, Grayshon, Hamilton,

Harker, Harrand, Hollingsworth, K Hussain, W Hyde, Kendall, Kirkland, Lamb, Lancaster, Latty, Leadley, Lobley, Marjoram, Matthews, Monaghan, J Procter, R Procter, Pryke, Rhodes-Clayton, Shelbrooke, A Taylor, Townsley, Wadsworth, Wilkinson, Wilson

49

ABSTAIN

A Blackburn, D Blackburn

2

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

(During discussion of the minutes Councillor Illingworth declared a personal interest in minute 81 of the Executive Board minutes of 2nd September 2008 as a Director of Kirkstall Valley Park)

(The meeting was suspended at 5.05 pm and resumed at 5.35 pm)

38 White Paper Motion - Proposed Increases in Charges for Community Care Services

It was moved by Councillor Coupar seconded by Councillor Armitage

That this Council notes with serious concern the performance of Adult Social Care and the proposed increases in charges for community care services, which could see people unfairly charged an extra £170 per week for services they already receive.

This Council therefore calls upon the Adult Social Care Department to review all alternative sources of funding to prevent this disgraceful tax on the elderly.

An amendment was moved by Councillor Harrand seconded by Councillor Lancaster

Delete all after “This Council notes with serious concern” and insert:

“the continuing government under-funding of adult social care, not only nationally but specifically in Leeds.”

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

RESOLVED – That this Council notes with serious concern the continuing government under-funding of adult social care, not only nationally but specifically in Leeds.

On the requisition of Councillors Gruen and Taggart the voting was recorded as follows:

On the amendment

YES

Anderson, Andrew, Bale, Barker, Bentley, Brett, Campbell, A Carter, J L Carter, Castle, Chapman, Chastney, Cleasby, Downes, Elliott, Ewens, Mrs R Feldman, R D Feldman, Finnigan, Fox, Gettings, Golton, Grayshon, Hamilton, Harker, Harrand, Harris, Hollingsworth, W Hyde, Kendall, Kirkland, Lamb, Lancaster, Latty, Leadley, Lobley, Marjoram, Matthews, Monaghan, J Procter, R Procter, Pryke, Rhodes-Clayton, Shelbrooke, A Taylor, Townsley, Wadsworth, Wilkinson, Wilson

49

NO

Armitage, Atha, A Blackburn, D Blackburn, Blake, Congreve, Coulson, Coupar, Davey, Dobson, Dowson, Driver, Dunn, Gabriel, Grahame, Gruen, Hanley, Harington, Harper, A Hussain, G Hyde, Illingworth, Iqbal, Jarosz, Langdale, J Lewis, R Lewis, Lowe, Lyons, A McKenna, J McKenna, Morgan, Mulherin, Nash, Ogilvie, Parker, Rafique, Renshaw, Selby, Taggart, E Taylor, Wakefield, Yeadon

43

ABSTAIN

Beverley

1

On the substantive motion

YES

Anderson, Andrew, Bale, Barker, Bentley, Beverley, A Blackburn, D Blackburn, Brett, Campbell, A Carter, J L Carter, Castle, Chapman, Chastney, Cleasby, Downes, Elliott, Ewens, Mrs R Feldman, R D Feldman, Finnigan, Fox, Gettings, Golton, Grayshon, Hamilton, Harker, Harrand, Harris, Hollingsworth, W Hyde, Kendall, Kirkland, Lamb, Lancaster, Latty, Leadley, Lobley, Marjoram, Matthews, Monaghan, J Procter, R Procter, Pryke, Rhodes-Clayton, Shelbrooke, A Taylor, Townsley, Wadsworth, Wilkinson, Wilson

52

NO

Armitage, Atha, Blake, Congreve, Coulson, Coupar, Davey, Dobson, Dowson, Driver, Dunn, Gabriel, Grahame, Gruen, Hanley, Harington, Harper, A

Hussain, G Hyde, Illingworth, Iqbal, Jarosz, Langdale, J Lewis, R Lewis, Lowe, Lyons, A McKenna, J McKenna, Morgan, Mulherin, Nash, Ogilvie, Parker, Rafique, Renshaw, Selby, Taggart, E Taylor, Wakefield, Yeadon

41

(Having declared a personal and prejudicial interest Councillor Atkinson left the meeting during the discussion and voting on this matter)

39 White Paper Motion - Members' Allowances

It was moved by Councillor Finnigan seconded by Councillor D Blackburn

That Council agrees to freeze all Councillors allowances for the next two years.

Under the provisions of Council Procedure Rule 14.10 leave of Council was given to alter the final paragraph of the amendment as notified by the addition of the words "to instruct officers to investigate whether" and it was moved by Councillor Gruen seconded by Councillor Taggart

Delete all after 'this council' and replace with

"recognises the excellent work of the Independent Remuneration Panel thanks them for their efforts and notes their recommendations. Council furthermore understands the need for pay restraint and with this in mind Council resolves to not increase basic allowances for Councillors beyond the settlements that are agreed with Council staff.

Finally council resolves to instruct officers to investigate whether any increases to allowances could only be paid to Councillors who can prove they live or work within the city's boundaries."

Upon being put to the vote both the amendment and the motion were declared lost.

On the requisition of Councillors Finnigan and Gettings the voting was recorded as follows:

On the amendment

YES

Armitage, Atha, Blake, Congreve, Coulson, Coupar, Dobson, Dowson, Driver, Dunn, Gabriel, Grahame, Gruen, Hanley, Harington, Harper, A Hussain, G Hyde, Illingworth, Jarosz, Langdale, J Lewis, R Lewis, Lowe, Lyons, A McKenna, J McKenna, Morgan, Mulherin, Nash, Ogilvie, Parker, Rafique, Renshaw, Selby, Taggart, E Taylor, Wakefield, Yeadon

39

NO

Anderson, Andrew, Bale, Barker, Bentley, A Blackburn, D Blackburn, Brett, Campbell, A Carter, J L Carter, Castle, Chapman, Chastney, Cleasby, Downes, Elliott, Ewens, Mrs R Feldman, R D Feldman, Finnigan, Fox, Gettings, Golton, Grayshon, Hamilton, Harker, Harrand, Harris, Hollingsworth, W Hyde, Kendall, Kirkland, Lamb, Lancaster, Latty, Leadley, Lobley, Marjoram, Matthews, Monaghan, J Procter, R Procter, Pryke, Rhodes-Clayton, Shelbrooke, Townsley, Wadsworth, Wilkinson, Wilson

50

ABSTAIN

Beverley, Davey

2

On the motion

YES

Beverley, A Blackburn, D Blackburn, Elliott, Finnigan, Gettings, Grayshon

7

NO

Anderson, Andrew, Armitage, Atha, Bale, Barker, Bentley, Blake, Brett, Campbell, A Carter, J L Carter, Castle, Chapman, Chastney, Cleasby, Congreve, Coulson, Coupar, Dobson, Downes, Dowson, Driver, Dunn, Ewens, Mrs R Feldman, R D Feldman, Fox, Gabriel, Golton, Grahame, Gruen, Hamilton, Hanley, Harington, Harker, Harper, Harrand, Harris, Hollingsworth, A Hussain, G Hyde, W Hyde, Illingworth, Jarosz, Kendall, Kirkland, Lamb, Lancaster, Langdale, Latty, Leadley, J Lewis, R Lewis, Lobley, Lowe, Lyons, Marjoram, Matthews, A McKenna, J McKenna, Monaghan, Morgan, Mulherin, Nash, Ogilvie, Parker, J Procter, R Procter, Pryke, Rafique, Renshaw, Rhodes-Clayton, Selby, Shelbrooke, Taggart, E Taylor, Townsley, Wadsworth, Wakefield, Wilkinson, Wilson, Yeadon

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40 Withdrawal of Motions

During the debate under minute 39 above, under the provisions of Council Procedure Rule 14.11, with the consent of the seconders and of Council,

- (a) Councillor A Carter withdrew the motion in his name relating to the Strategic Housing Land Availability Assessment and;
- (b) Councillor J McKenna withdrew the motion in his name relating to Access to Adult Training

41 White Paper Motion Submitted Under the Provisions of Council Procedure Rule 3.1(d) - Great Britain's Olympic Team

It was moved by Councillor Harington seconded by Councillor Parker and

RESOLVED UNANIMOUSLY - That this Council congratulates Great Britain's Olympic team on their fantastic achievements in Beijing and in-particular Leeds based athletes Alistair Brownlee, Joanne Ellis, Tandi Gerrard and Rebecca Gallantree.

This Council also wishes the GB Paralympics Team and Leeds based athletes Cathy Mitton and David Stone every success at their forthcoming games in Beijing this month. Furthermore we hope this Council will use the achievements of the GB Olympic Team as a positive tool with which to inspire more young people to become active at all levels of sport.

Council rose at 7.20 pm