



**Clackmannanshire
Council**

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**THIS PAPER RELATES TO
ITEM 03
ON THE AGENDA**

MINUTES OF MEETING of the CLACKMANNANSHIRE COUNCIL held within the Council Chamber, Greenfield, Alloa, FK10 2AD, on THURSDAY 28 JUNE 2012 at 10.00 am.

PRESENT

Provost Tina Murphy (In the Chair)
Councillor Donald Balsillie
Councillor Janet Cadenhead
Councillor Archie Drummond (From Item 4)
Councillor Kenneth Earle
Councillor Ellen Forson
Councillor Irene Hamilton
Councillor Craig Holden
Councillor Kathleen Martin
Councillor George Matchett, QPM
Councillor Walter McAdam, MBE
Councillor Bobby McGill
Councillor Les Sharp
Councillor Derek Stewart
Councillor Graham Watt
Councillor Gary Womersley

IN ATTENDANCE

Elaine McPherson, Chief Executive
Nikki Bridle, Director of Finance and Corporate Services
Stephen Crawford, Head of Facilities Management
John Gillespie, Head of Community and Regulatory Services
Stuart Crickmar, Head of Strategy and Customer Services
Martin Dunsmore, Accountancy Manager
Andrew Wyse, Solicitor, Legal Services (Clerk to the Council)

CC.21 APOLOGIES

Apologies for absence were received from Councillor Jim Stalker and Councillor Alastair Campbell.

CC.22 DECLARATIONS OF INTERESTS

None

CC.23 MINUTES OF MEETINGS

(i) Minutes of Meeting: Clackmannanshire Council 1 June 2012

The minutes of the meeting of the Clackmannanshire Council held on 1 June 2012 were submitted for approval.

Decision

The minutes of the meeting of the Clackmannanshire Council held on 1 June 2012 were agreed as a correct record and signed by the Provost.

(ii) Minutes of Special Meeting: Clackmannanshire Council 14 June 2012

The minutes of the Special Meeting of the Clackmannanshire Council held on 14 June 2012 were submitted for approval.

Decision

The minutes of the Special Meeting held on 14 June 2012 were agreed as a correct record and signed by the Provost.

Councillor Drummond joined the meeting prior to the following item of business.

CC.24 CORRESPONDENCE FROM COSLA - THE SCOTTISH NATIONAL WAR MEMORIAL

A report submitted by the Head of Strategy and Customer Services sought an elected member nomination for one of the six trustee positions with the Scottish National Memorial Trust.

Motion

That Council agrees to nominate Provost Tina Murphy for one of the six trustee positions on the Scottish National War Memorial Board of Trustees.

Moved by Councillor Gary Womersley. Seconded by Councillor Craig Holden.

Decision

The Council unanimously agreed to nominate Provost Tina Murphy for one of the six trustee positions on the Scottish National War Memorial Board of Trustees.

Action

Head of Strategy and Customer Services

CC.25 CONSEQUENTIAL AMENDMENTS TO STANDING ORDERS AND SCHEME OF DELEGATION

A report submitted by the Chief Executive submitted the revised Standing Orders and Scheme of Delegation to Council.

Motion

That the Council notes:

- a) the amendments which have been made to both Standing orders and the Scheme of Delegation as a consequence of Council decisions taken on 1 June 2012 in relation to the Report Council's Decision Making Framework.; and
- b) that copies of the updated documents will be placed on the Members' Portal and Circulated within the Council.

Moved by Councillor Gary Womersley. Seconded by Councillor Craig Holden.

Decision

The Council unanimously agreed to note:

- a) the amendments which have been made to both Standing orders and the Scheme of Delegation as a consequence of Council decisions taken on 1 June 2012 in relation to the Report Council's Decision Making Framework.; and
- b) that copies of the updated documents will be placed on the Members' Portal and Circulated within the Council.

Councillor Womersley intimated that further proposed changes to Standing Orders would be brought before the next ordinary meeting of the Council

Action

Chief Executive

CC.26 ELECTED MEMBER REPRESENTATION ON OUTSIDE BODIES AND APPOINTMENT OF CHAMPIONS

The report, submitted by the Head of Strategy and Customer Services set out a number of further requests for elected member representation on outside bodies and also a proposed approach to dealing with requests for the Council to nominate "Champions" for various issues.

Motion

That Council:

- a) nominates elected members to the organisations/partnerships as appropriate
- b) agrees that the approach taken to deciding champions for various issues is to nominate the most relevant political postholder
- c) agrees to nominate the specific champions as set out in paragraph 3.3 of the report

Moved by Councillor Gary Womersley. Councillor Womersley also moved an amendment to the motion:

"Incorporate additional paragraph into report at 3.4

as per:

- 3.4 The basis on which certain elected member appointments to outside bodies were made by Council on 1st June has altered. Accordingly, it is proposed that Council reviews these appointments and nominates alternative Councillors to the following organisations:-

Organisation	Remove
Central Scotland Joint Fire and Rescue Board	Councillor Stewart Councillor Earle (Substitute)
Central Scotland Joint Police Board	Councillor Matchett Councillor Stewart (Substitute)
Central Scotland Joint Valuation Board	Councillor Martin Councillor Stalker (Substitute)
Clackmannanshire and Stirling Environmental Trust	Councillor Balsillie
Clackmannanshire Sports Council	Councillor McGill
CoSLA Convention	Councillor McGill
Industrial Communities Alliance	Councillor McGill
Comrie Trust	Councillor McGill

As this proposal intends to alter a Council decision which has been passed within six months (CC13), Standing Order 17.1 applies, the Provost has been consulted and is satisfied circumstances have changed in a relevant way and the terms of this paragraph satisfy the requirement to highlight to Council that a decision may be withdrawn.

Insert at 2.0 an additional recommendation as per:-

- 2d) Agrees to the removal of the elected member appointees listed at paragraph 3.4 and nominates alternative elected members to the outside bodies listed.

Councillor Craig Holden seconded the motion as amended.

The Provost confirmed that she was satisfied that there had been a material change in circumstances therefore she would allow the amendment to be considered.

Councillor McGill asked for a 5 minute adjournment to consider the amendment. The Provost agreed to a five minute adjournment at 10.20 am. When the meeting resumed at 10.25 am, sixteen (16) members remained present.

Councillor McGill advised that the Labour Group members would take no further part in the meeting. Councillors McGill, Cadenhead, Matchett, Stewart, Watt, Earle and Martin withdrew from the chamber and took no further part in the meeting.

Nine elected members remained present - Councillors Womersley, Holden, Balsillie, McAdam, Sharp, Forson, Hamilton, Drummond and Provost Murphy.

Decision

The Council unanimously agreed :

- a) to nominate elected members to the organisations/partnerships as appropriate
- b) that the approach taken to deciding champions for various issues is to nominate the most relevant political postholder
- c) to nominate the specific champions as set out in paragraph 3.3 of the report
- d) to the removal of the elected member appointees listed at paragraph 3.4 and to nominate alternative elected members to the outside bodies listed.

The Council then agreed the following appointments to outside bodies:

Organisation	Elected Member(s)
Central Sporting Partnership	Councillor Ellen Forson
Clackmannanshire Fairtrade Steering Group	Provost Tina Murphy
Clackmannanshire Football Partnership	Councillor Ellen Forson
Clackmannanshire Rugby Partnership	Councillor Ellen Forson
Clackmannanshire Swim Group	Councillor Ellen Forson
Ochil Landscape Partnership	Councillor Les Sharp
Central Scotland Joint Fire and Rescue Board	Provost Tina Murphy Councillor Ellen Forson (Substitute)
Central Scotland Joint Police Board	Councillor Archie Drummond Councillor Walter McAdam (Substitute)
Central Scotland Joint Valuation Board	Councillor Irene Hamilton Councillor Walter McAdam (Substitute)
Clackmannanshire and Stirling Environmental Trust	Councillor Les Sharp
Clackmannanshire Sports Council	Councillor Walter McAdam
CoSLA Convention	Councillor Archie Drummond
Industrial Communities Alliance	Councillor Walter McAdam
Comrie Trust	Councillor Archie Drummond
Action	
Head of Strategy and Customer Services	

CC.27 DRAFT FINANCIAL STATEMENTS 2011/12

A report, submitted by the Director of Finance and Corporate Services, presented the 2011/12 draft Financial Statements for approval prior to their submission to the Controller of Audit by 30th June 2012.

Motion

That the Council:

1. Approve the 2011/12 draft Financial Statements
2. Approve the submission of the draft Financial Statements to the Controller of Audit once all the remaining information is available and included, but no later than 30th June.
3. Otherwise note the contents of the report

Moved by Councillor Gary Womersley. Seconded by Councillor Craig Holden.

Decision

The Council agreed unanimously to:

1. Approve the 2011/12 draft Financial Statements
2. Approve the submission of the draft Financial Statements to the Controller of Audit once all the remaining information is available and included, but no later than 30th June.
3. Otherwise note the contents of the report

Action

Director of Finance and Corporate Services

CC.28 FINANCIAL STRATEGY 2012 - 2015

A report submitted by the Director of Finance and Corporate Services, presented the update Financial Strategy to the Council for approval. The strategy covers the three years of the current spending review period 2012 to 2015, and builds on the existing strategy which was approved by Council in December 2009.

Motion

That the Council approves the Financial Strategy for the period 2012 to 2015.

Moved by Councillor Gary Womersley. Seconded by Councillor Craig Holden.

Voting

In terms of Standing Order 14.8, Councillor Gary Womersley asked for a roll call vote. The Council agreed that a vote be taken by calling the roll and at this stage there were 9 members present who were eligible to vote. On the roll being called, the members present voted as follows:

For the motion (9)

Councillor Archie Drummond
Councillor Les Sharp
Councillor Walter McAdam, MBE
Councillor Ellen Forson
Councillor Irene Hamilton
Councillor Donald Balsillie
Councillor Irene Hamilton
Councillor Gary Womersley
Provost Tina Murphy

Decision

There were 9 votes for the motion and 0 votes against with 0 abstentions. Accordingly, the Council agreed unanimously to approve the Financial Strategy for the period 2012 to 2015.

Action

Director of Finance and Corporate Services

CC.29 TREASURY MANAGEMENT STRATEGY STATEMENT 2012-2013

The report, submitted by the Accountancy Manager, presented the Council's Treasury Management Strategy Statement for 2012/13.

Motion

That Council:

1. Approve the Treasury Management Policy Statement and Annual Investment Strategy for 2012/13 as set out in Appendix A of the report
2. Adopts the revised Treasury Management Policy Statement as set out in Appendix B of the report
3. Notes the requirements of the CEPFA Treasury Management Code of Practice Key Principles and Clauses as outlined in Appendix C of the report

Moved by Councillor Gary Womersley. Seconded by Councillor Craig Holden.

Voting

In terms of Standing Order 14.8, Councillor Gary Womersley asked for a roll call vote. The Council agreed that a vote be taken by calling the roll and at this stage there were 9 members present who were eligible to vote. On the roll being called, the members present voted as follows:

For the motion (9)

Councillor Archie Drummond
Councillor Les Sharp
Councillor Walter McAdam, MBE
Councillor Ellen Forson
Councillor Irene Hamilton
Councillor Donald Balsillie
Councillor Irene Hamilton
Councillor Gary Womersley
Provost Tina Murphy

Decision

There were 9 votes for the motion and 0 votes against with 0 abstentions. Accordingly, the Council agreed to:

1. Approve the Treasury Management Policy Statement and Annual Investment Strategy for 2012/13 as set out in Appendix A of the report
2. Adopts the revised Treasury Management Policy Statement as set out in Appendix B of the report
3. Notes the requirements of the CEPFA Treasury Management Code of Practice Key Principles and Clauses as outlined in Appendix C of the report

Action

Director of Finance and Corporate Services

CC.30 BUDGET STRATEGY UPDATE

The report, submitted by the Director of Finance and Corporate Services sought to update Council on progress made in delivering its approved Budget Strategy.

Motion

That Council:

1. note the updated position on the UK and Scottish economic outlook for 2012
2. note the work in hand to update the Council's scenario planning and the associated indicative funding gap prior to the next Council meeting in August
3. note the enhancements implemented to the process for identifying, developing, monitoring and implementing proposals to reduce expenditure and/or increase income (Appendix A)
4. note the discussions initiated with all elected members at the briefing of 26th June 2012 which focus on the identification of areas for corporate, cross cutting and individual service business case development and consultation, and provide the opportunity for elected members to augment the proposals made by council officers
5. note the proposal for approved Spend to Save bids to be reported on a quarterly basis to the Resources and Audit Committee
6. endorse the proposal to seek nominations to the Capital Investment Forum.

Moved by Councillor Gary Womersley. Seconded by Councillor Craig Holden.

Decision

The Council agreed unanimously to:

1. note the updated position on the UK and Scottish economic outlook for 2012
2. note the work in hand to update the Council's scenario planning and the associated indicative funding gap prior to the next Council meeting in August

3. note the enhancements implemented to the process for identifying, developing, monitoring and implementing proposals to reduce expenditure and/or increase income (Appendix A)
4. note the discussions initiated with all elected members at the briefing of 26th June 2012 which focus on the identification of areas for corporate, cross cutting and individual service business case development and consultation, and provide the opportunity for elected members to augment the proposals made by council officers
5. note the proposal for approved Spend to Save bids to be reported on a quarterly basis to the Resources and Audit Committee
6. endorse the proposal to seek nominations to the Capital Investment Forum.

Councillor Womersley called for nominations to the Capital Investment Forum.

The proposed composition of the Capital Investment Forum is:

Council Leader
 2 Administration members
 2 Opposition Group Members
 1 Non-main Opposition Group Member

Councillor Womersley nominated himself and Councillor Holden, taking up two places for the Administration. This would give both Councillor Campbell and Councillor Drummond the opportunity to take up places on the Forum. Should either choose not to take up a place, the Administration will fill their third place.

Members were asked to confirm the remaining membership of the Capital Investment Forum by 6th July 2012.

Action

Director of Finance and Corporate Services

CC.31 REVIEW OF COMMUNITY PLANNING PARTNERSHIPS AND SINGLE OUTCOME AGREEMENTS

The report, submitted by the Head of Strategy and Customer Services, updated Council on the progress of the national review of Community Planning Partnerships and Single Outcome Agreements (SOAs).

Motion

That Council notes:

1. key milestones and developments to date within the national review of Community Planning Partnerships, SOAs and wider public sector reform
2. local developments in preparation of anticipated national legislation

Moved by Councillor Gary Womersley. Seconded by Councillor Craig Holden.

Decision

The Council agreed unanimously to note:

1. key milestones and developments to date within the national review of Community Planning Partnerships, SOAs and wider public sector reform
2. local developments in preparation of anticipated national legislation

CC.32 NEW ALLOA GYMNASTICS DEVELOPMENT, ALLOA

The report, submitted by the Head of Facilities Management, sought additional Council financial support for Alloa Gymnastics Club at the proposed new Gymnastics Centre at Clackmannan Road, Alloa to promote access to gymnastics in the area.

Motion

To approve an additional revenue support grant of £24,500 for provision of facilities for Alloa Gymnastics Club at the proposed new Gymnastics Centre in Alloa.

Moved by Councillor Gary Womersley. Seconded by Councillor Ellen Forson.

Decision

The Council agreed unanimously to approve an additional revenue support grant of £24,500 for provision of facilities for Alloa Gymnastics Club at the proposed new Gymnastics Centre in Alloa.

Action

Head of Facilities Management

The Provost agreed to adjourn the meeting at this point in the proceedings (11.20 am). When the meeting resumed at 11.30 am, nine (9) members remained present.

CONFIDENTIAL INFORMATION

The Council noted in terms of Paragraph 43 of the Public Contracts (Scotland) Regulations 2006 and s50A(2) of the Local Government (Scotland) Act 1973, that the press and public be excluded from the meeting during consideration of the following item of business on the grounds that it would involve the disclosure of confidential information.

CC.33 CARE AND REPAIR SERVICE

The report, submitted by the Head of Community and Regulatory Services, updated Council on the outcome of the tender for a Care and Repair Service in Clackmannanshire.

Motion

That Council agree the recommendation as set out in the report.

Moved by Councillor Gary Womersley. Seconded by Councillor Les Sharp.

Decision

The Council agreed the recommendation as set out in the report.

Action

Head of Community and Regulatory Services

EXEMPT INFORMATION

The Council resolved in terms of Schedule 7A, Part 1, Paragraphs 8, 12 and 13 of the Local Government (Scotland) Act 1973, that the press and public be excluded from the meeting during consideration of the following item of business on the grounds that it involved the likely disclosure of exempt information.

CC.34 BUILDING (SCOTLAND) ACT 2003 - DANGEROUS STRUCTURE

The report, submitted by the Head of Community and Regulatory Services, advised Council of action taken by the Council in respect of a dangerous structure.

Motion

That Council agree the recommendation as set out in the report.

Moved by Councillor Gary Womersley. Councillor Womersley also proposed the undernoted amendment.

Amendment

"That in 2.1C the figure referred to therein be amended from £100,000 to £200,000."

Councillor Balsillie seconded the motion as amended.

Decision

The Council agreed the recommendation as set out in the report as amended.

Action

Head of Community and Regulatory Services

