



MINUTES OF MEETING of the CLACKMANNANSHIRE COUNCIL held within the Council Chamber, Kilncraigs, Greenside Street, Alloa, FK10 1EB, on THURSDAY 28 JUNE 2018 at 9.30 am.

PRESENT

Provost Tina Murphy (In the Chair)
Councillor Donald Balsillie
Councillor Martha Benny
Councillor Dave Clark
Councillor Chris Dixon
Councillor Kenneth Earle
Councillor Phil Fairlie
Councillor Ellen Forson
Councillor Craig Holden
Councillor Darren Lee
Councillor Helen Lewis
Councillor Graham Lindsay
Councillor Kathleen Martin
Councillor Bill Mason
Councillor George Matchett, QPM
Councillor Les Sharp
Councillor Derek Stewart
Councillor Mike Watson

IN ATTENDANCE

Nikki Bridle, Chief Executive (Acting)
Garry Dallas, Executive Director
Stephen Coulter, Head of Resources and Governance
Stuart Crickmar, Head of Strategy and Customer Services
Paula Tovey, Acting Chief Accountant
Chris Alliston, Service Manager (Human Resources)
Murray Sharp, Service Manager (Revenues and Strategy)
Lesley Baillie, Strategy and Performance Adviser
Debbie Carter, City Deal Programme Manager
Ian Fraser, Strategic Policy Manager
Mark Duffy, Group Manager for Prevention and Protection, Scottish Fire and Rescue Service
Lindsay Thomson, Service Manager (Legal and Democracy) (Clerk to the Council)
Gillian White, Committee Services (Legal and Democracy)

The Provost congratulated Callum Bonner, a painting and decorating Modern Apprentice with the Council, who had been successful in making Team UK who will be participating in the EuroSkills Finals 2018 in Budapest. Team UK comprises 22 elite competitors skilled in a broad spectrum of disciplines from engineering to construction, digital to creative and Callum will be the only painter and decorator to represent the UK at the event. The Provost presented Callum with his certificate and Callum took the opportunity to thank everyone who had supported him throughout the process.

CC.123 APOLOGIES

None.

CC.124 DECLARATIONS OF INTEREST

None.

The Provost advised that she intended to re-order the Agenda and would take Item 9 before Item 8.

**CC.125 MINUTES OF MEETING OF CLACKMANNANSHIRE COUNCIL
10 MAY 2018**

The minutes of the meeting of the Clackmannanshire Council held on 10 May 2018 were submitted for approval.

Decision

The minutes of the meeting of the Clackmannanshire Council held on 10 May 2018 were agreed as a correct record and signed by the Provost.

**CC.126 MINUTES OF MEETING OF THE AUDIT AND FINANCE COMMITTEE 24
MAY 2018**

The minutes of the final meeting of the Audit and Finance Committee held on 24 May 2018, (this Committee was disestablished at the Council meeting on 12 April 2018 with effect from 1 August 2018), were submitted for approval.

Decision

The minutes of the meeting of the Audit and Finance Committee held on 24 May 2018 were agreed as a correct record and signed by the Chair of the Audit and Finance Committee.

**CC.127 COMMITTEE MEETINGS CONVENED SINCE THE PREVIOUS COUNCIL
MEETING ON 10 MAY 2018**

The Council agreed to note the Committee meetings that had taken place since the last ordinary meeting on 10 May 2018.

- (i) Regulatory Committee on 15/05/18 & 19/06/18
- (ii) Licensing Board on 22/05/18 & 26/06/18
- (iii) Audit and Finance Committee on 24/05/18
- (iv) Education Appeals Committees on 08/06/18 & 12/06/18
- (v) Scrutiny Committee on 14/06/18
- (vi) Planning Committee on 21/06/18

CC.128 CLACKMANNANSHIRE LOCAL FIRE PLAN 2018

The local fire plan for Clackmannanshire is a statutory requirement of the Police and Fire Reform (Scotland) Act 2012. The report, submitted by the Head of Strategy and Customer Services, sought approval of Clackmannanshire's Local Fire Plan for 2018.

Motion

That Council agrees the recommendations set out in the report.

Moved by Councillor Helen Lewis. Seconded by Councillor Phil Fairlie.

Decision

The Council agreed to approve the Clackmannanshire Local Fire Plan for 2018.

CC.129 STIRLING AND CLACKMANNANSHIRE CITY REGION DEAL: HEADS OF TERMS

The report, submitted by the Executive Director, provided an update on the scope and scale of the Stirling and Clackmannanshire City Region Deal following receipt and agreement on Head of Terms with both the Scottish and UK Governments.

Motion

That Council agrees the recommendations set out in the report.

Moved by Councillor Ellen Forson. Seconded by Councillor Phil Fairlie.

Amendment

To amend Item 6 Stirling and Clackmannanshire City Region Deal: Heads of Terms:

1. Renumber existing recommendation (3) to recommendation (4)
2. Insert the following text as the new recommendation (3)
 - a. Agree to establish the Clackmannanshire Commission to provide a Clackmannanshire input to the Regional Economic Partnership, thereby aligning the governance structure for the City Deal with Stirling Council, as one of our key strategic partners, and replicating the Stirling City Commission for our area
 - b. Agree that the role of the Clackmannanshire Commission will be to act as a forum to help guide choices for inclusive economic growth and the remit will be:
 - i. To act as champions and ambassadors for Clackmannanshire in the context of the wider City Region.
 - ii. To develop an inclusive economic growth strategy for Clackmannanshire as part of the wider city region.
 - iii. To explore and develop partnership arrangements which maximise the economic potential of the area and its residents.
 - iv. To provide advice, guidance and proposals to the Council, the City Region Joint Committee and the emerging Stirling & Clackmannanshire Regional Economic Board on the development of the City Region Deal projects and other priorities for growth.
 - v. To establish short-term project groups to take forward specific projects.
 - c. Agree the appointment of the Leader and Depute Leader of Council and one member from each of the Labour and Conservative groups to the Clackmannanshire Commission
 - d. Agree that invites for membership of the Clackmannanshire Commission will be issued to public bodies such as CTSI, Stirling University, Forth Valley College and other agencies as determined by the appointed Council members and agree that the Clackmannanshire Commission can co-opt additional members as required.
 - e. Agree that business representatives are sought, by means of nomination, for membership of the Clackmannanshire Commission and that selection will be determined by the appointed Council members.

Moved by Councillor Ellen Forson. Seconded by Councillor Phil Fairlie.

Decision

The Council agreed unanimously to the motion as amended:

1. To welcome the outcome of discussions leading up to the Heads of Terms agreement;
2. To agree to the principle of acquisition of land at Alloa West subject to District Valuer valuation and note that a further report will be presented to Council on the outcome of negotiations;
3. To agree:
 - a. To establish the Clackmannanshire Commission to provide a Clackmannanshire input to the Regional Economic Partnership, thereby aligning the governance structure for the City Deal with Stirling Council, as one of our key strategic partners, and replicating the Stirling City Commission for our area
 - b. That the role of the Clackmannanshire Commission will be to act as a forum to help guide choices for inclusive economic growth and the remit will be:
 - i. To act as champions and ambassadors for Clackmannanshire in the context of the wider City Region.
 - ii. To develop an inclusive economic growth strategy for Clackmannanshire as part of the wider city region.
 - iii. To explore and develop partnership arrangements which maximise the economic potential of the area and its residents.
 - iv. To provide advice, guidance and proposals to the Council, the City Region Joint Committee and the emerging Stirling & Clackmannanshire Regional Economic Board on the development of the City Region Deal projects and other priorities for growth.
 - v. To establish short-term project groups to take forward specific projects.
 - c. To agree the appointment of the Leader and Depute Leader of Council and one member from each of the Labour and Conservative groups to the Clackmannanshire Commission;
 - d. To agree that invites for membership of the Clackmannanshire Commission will be issued to public bodies such as CTSI, Stirling University, Forth Valley College and other agencies as determined by the appointed Council members and agree that the Clackmannanshire Commission can co-opt additional members as required; and
 - e. To agree that business representatives are sought, by means of nomination, for membership of the Clackmannanshire Commission and that selection will be determined by the appointed Council members.
4. To note that a further report will be presented to Council on governance arrangements and resourcing requirements to take forward City Deal projects.

Action

Executive Director

CC.130 STRATEGY AND REGENERATION UPDATE

The report, submitted by the Head of Housing and Community Safety, asked Council to agree amendments to the Strategic Housing Investment Plan (SHIP), and to approve regeneration proposals for Engelen Drive, Alloa.

Motion

That Council agrees the recommendations set out in the report.

Moved by Councillor Craig Holden. Seconded by Councillor Donald Balsillie.

Decision

The Council agreed to:

1. Approve the amendment to the Strategic Housing Investment Plan (SHIP), previously approved by Council in December 2017, to include additional new affordable homes at Harbour View, Alloa;
2. The transfer of land at Primrose Street, Alloa to Kingdom Housing Association, as set out in Appendix 1 to the report, and amendment of the SHIP to reflect the increased units that can be accommodated on site;
3. Agree the regeneration proposal for 12-26 and 28-38 Engelen Drive, Alloa as set out in Appendix 2 to the report.

Action

Head of Housing and Community Safety

The Provost advised that she would take Item 09, before Item 08 on the agenda.

CC.131 REVIEW OF CORPORATE DEBT AND WRITE-OFF POLICY

The report, submitted by the Head of Housing and Community Safety, sought approval of the revised Corporate Debt and Write-off Policy.

Motion

That Council agrees the recommendations set out in the report.

Moved by Councillor Craig Holden. Seconded by Councillor Donald Balsillie.

Decision

The Council agreed to note and approve the contents of the revised Corporate Debt and Write-off Policy June 2018, attached as Appendix A to the report.

CC.132 ANNUAL REVIEW OF DEBTORS 2017/18

The report, submitted by the Head of Housing and Community Safety, provided Council with the annual update on income collection and proposed the “write-off” of those debts which are deemed as irrecoverable or “bad debts”. The presentation of the report is a key milestone in the preparation of the Council’s draft financial statements which need to be approved by the end of June each year.

Motion

That Council agrees the recommendations set out in the report.

Moved by Councillor Craig Holden. Seconded by Councillor Donald Balsillie.

Decision

The Council agreed to:

1. Note the trends in income collection for 2017/18;
2. Approve the proposed write-off £1,074,921 as set out in paragraph 6.2 in Appendix B of the report; and
3. Having had the opportunity to comment of the report, note the other matters raised in the report.

CC.133 ARRANGEMENTS FOR MANAGEMENT OF COMMUNITY FACILITIES

The report, submitted by the Head of Strategy and Customer Services, sought authority from the Council to negotiate heads of terms with appropriately constituted community groups, which would formalise interim management arrangements for facilities that were made available for Community Asset Transfer as part of the 2018/19 budget.

Motion

That Council agrees the recommendations set out in the report.

Moved by Councillor Helen Lewis. Seconded by Councillor Phil Fairlie.

Decision

The Council agreed to authorise officers to enter into negotiations with relevant community groups to seek appropriate heads of terms for interim management arrangements provided these are on a cost neutral basis for the Council.

Action

Head of Strategy and Customer Services

CC.134 CARERS (SCOTLAND) ACT 2016 UPDATE REPORT

The report, submitted by the Head of Social Services, provided an update to Council on the implementation of the Young Carers element of the Carers (Scotland) Act 2016.

Motion

That Council agrees the recommendations as set out in the report.

Moved by Councillor Les Sharp. Seconded by Councillor Graham Lindsay.

Decision

Having commented on and challenged the progress on implementation, the Council agreed:

1. To note progress on implementation;
2. To approve the strategy for delivery and associated one year action plan as set out in Appendix 1 of the report; and
3. That annual update reports will be presented to Council to monitor the effectiveness of the strategy in securing positive outcomes for Clackmannanshire's young carers.

Action

Head of Social Services

CC.135 HR POLICIES: FAMILY FRIENDLY POLICY

The report, submitted by the Head of Resources and Governance, sought approval of the revised staff Family Friendly policy which has been developed by a management and trade union policy group. It is intended that these policies and associated procedures shall apply to all Council staff.

Motion

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

Moved by Councillor Phil Fairlie. Seconded by Councillor Helen Lewis.

Decision

The Council agreed the revised staff Family Friendly Policy.

CC.136 BUDGET STRATEGY

The report, submitted by the Interim Chief Accountant, maintained Council's regular update on the approved Budget Strategy. The report provided an update on the fiscal outlook and provided updates on key financial publications over the last few months.

Motion

That Council agrees the recommendations as set out in the report.

Decision

The Council agreed to note:

- a. The fiscal outlook, including information from the Bank of England's "May Inflation report";
- b. The Scottish Government's "Scotland's Fiscal Outlook" published May 2018; and
- c. Current work to implement 2018/19 approved budget and early work to support the further development of the Council's medium term priorities and aligned financial plans.

CC.137 DRAFT FINANCIAL STATEMENTS 2017/18

The report, submitted by the Interim Chief Accountant, indicated that Council is required by law to prepare a statement of accounts in accordance with 'proper practices' which sets out its financial position at the end of each financial year.

Motion

That Council agrees the recommendations as set out in the report.

Moved by Councillor Phil Fairlie. Seconded by Helen Lewis.

Decision

The Council agreed to:

1. Approve the 2017/18 draft Financial Statements;
2. Approve the submission of these draft Financial Statements to the Controller of Audit no later than 30th June 2018.
3. Note that finalised audited financial statements will be presented to Council in September 2018; and
4. Note the contents of the report.

Action

Interim Chief Accountant

CC.138 ANNUAL TREASURY MANAGEMENT REPORT 2017/18

The report, submitted by the Interim Chief Accountant, detailed the Treasury Management activities for the Council for 2017/18. The Council is required by regulations issued under the Local Government in Scotland Act 2003 to produce an annual review of treasury management activities. The report detailed the treasury management activities for the Council for 2017/18 and how this compares to the Council's Treasury Management Strategy Statement.

Motion

That Council agrees the recommendations as set out in the report.

Moved by Councillor Phil Fairlie. Seconded by Councillor Helen Lewis.

Decision

Having considered the report, the Council agreed to note the Annual Report for 2017/18 on the Council's Treasury Management activities.

Councillor Donald Balsillie withdrew from the meeting at 11.23 am prior to the next item of business.

CC.139 NOTICE OF MOTION IN TERMS OF STANDING ORDER 16.0 – SPORT IN CLACKMANNANSHIRE

A notice of motion in terms of Standing Order 16.0 was submitted by Councillor Graham Lindsay.

Motion

“Council is proud to note Clackmannanshire’s contribution across the regional and national sporting arena. Whilst Duncan Scott’s swimming prowess was amongst certainly the main highlight for the “Wee County” in the recent Commonwealth Games in Australis, winning a Scottish record of 6 medals at a single games, Council also notes the success of Alloa Athletic in securing a promotion into the Scottish Championship. In rugby, Hillfoots Rugby Club also secured a promotion into Caledonia League 1 and will reignite their local rivalry with Alloa RFC next season. Both local clubs should also be noted for their contributions to the national rugby team (currently 5th in the world) through Scotland Internationals, Jamie Bhatti (Hillfoots RFC) and Grant Gilchrist (Alloa RFC) both currently on tour in America.”

Moved by Councillor Graham Lindsay. Seconded by Councillor Les Sharp.

Decision

The Council agreed unanimously to support the motion.

**CC.140 NOTICE OF MOTION IN TERMS OF STANDING ORDER 16.0 – COSLA
DECISION MADE IN PARTNERSHIP WITH THE SCOTTISH
GOVERNMENT**

A notice of motion in terms of Standing Order 16.0 was submitted by Councillor Ellen Forson.

Motion

“Council notes that on Friday 25th May, COSLA leaders met to discuss a number of important issues; and welcomes the decision made, in partnership with the Scottish Government, which will see eligible children and young people across Clackmannanshire benefit from a school clothing grant of £100; provide free sanitary protection for young women in our schools; and fully fund the delivery of 1140 hours of early learning and child care for local families and believes these measures will greatly improve outcomes for Clackmannanshire’s children and young people.”

Moved by Councillor Ellen Forson. Seconded by Councillor Graham Lindsay.

Decision

The Council agreed unanimously to support the motion.

**CC.141 NOTICE OF MOTION IN TERMS OF STANDING ORDER 16.0 – PRICING
STRUCTURE FOR COUNCIL SERVICES**

A notice of motion in terms of Standing Order 16.0 was submitted by Councillor Dave Clark.

Motion

“That Council requires a supply and demand analysis on the pricing structure for music tuition and public park hire to be brought to Council in October as Council notes that the public has raised questions about its pricing policy in the 2018/19 budget, particularly the pricing on access to public parks and the music tuition of children.”

Moved by Councillor Dave Clark. Seconded by Councillor Kenneth Earle.

Decision

The Council agreed unanimously to support the motion.

The Provost adjourned the meeting at this point in the proceedings (11.44am). When the meeting reconvened at 12 noon, 17 members remained present.

EXEMPT INFORMATION

The Council resolved in terms of Section 50(A) of the Local Government (Scotland) Act, 1973, that the press and public be excluded from the meeting during consideration of the following items of business on the grounds that it involved the likely disclosure of exempt information as detailed in Schedule 7A, Part 1, Paragraphs 1 and 6.

CC.142 PENSION FUND – PROPOSAL IN RELATION TO ADMISSION BODIES

The report, submitted by the Interim Chief Accountant, sought agreement from the Council to a proposal in relation to admission bodies.

Motion

That Council agrees the recommendations as set out in the report.

Moved by Councillor Phil Fairlie. Seconded by Helen Lewis.

Decision

The Council agreed to approve recommendation 2.1 (i) as set out in the report.

Action

Interim Chief Accountant

CC.143 RECRUITMENT OF CHIEF OFFICERS

The report, submitted by the HR Service Manager, invited Council to agree to progress the appointment of the Chief Officer posts for People, Place and Performance.

Motion

That Council agrees the recommendations as set out in the report and agrees that Option 3 (paragraph 3.19 of the report), is the preferred constitution for the Appointments Committee should such Committee(s) be required.

Moved by Councillor Ellen Forson. Seconded by Phil Fairlie.

Decision

The Council agreed the recommendations as set out in the report and agreed that Option 3 (paragraph 3.19 of the report), is the preferred constitution for the Appointments Committee should such Committee(s) be required.

Action

HR Service Manager

Ends: 12:30 pm

