



MINUTES OF MEETING of the CLACKMANNANSHIRE COUNCIL held within the Council Chamber, Kilncraigs, Greenside Street, Alloa, FK10 1EB, on THURSDAY 25 OCTOBER 2018 at 9.30 am.

PRESENT

Provost Tina Murphy (In the Chair)
Councillor Donald Balsillie
Councillor Martha Benny
Councillor Dave Clark
Councillor Kenneth Earle
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

IN ATTENDANCE

Garry Dallas, Strategic Director
Stuart Crickmar, Strategic Director
Anne Pearson, Chief Education Officer
Celia Grey, Chief Social Work Officer
Paula Tovey, Chief Accountant (Interim)
Cherie Jarvie, Strategy and Performance Manager
Ian Fraser, Strategic Policy Manager
Lindsay Thomson, Service Manager (Legal and Democracy) (Clerk to the Council)
Gillian White, Committee Services (Legal and Democracy)

CC.156 APOLOGIES

Apologies were received from Councillor Chris Dixon, Councillor Phil Fairlie and Councillor Mike Watson.

CC.157 DECLARATIONS OF INTEREST

None.

**CC.158 MINUTES OF MEETING OF CLACKMANNANSHIRE COUNCIL
23 AUGUST 2018**

The minutes of the meeting of the Clackmannanshire Council held on 23 August 2018 were submitted for approval.

Decision

The minutes of the meeting of the Clackmannanshire Council held on 23 August 2018 were agreed as a correct record and signed by the Provost.

CC.159 MINUTES OF MEETING OF THE SCRUTINY COMMITTEE 14 JUNE 2018

The minutes of the meeting of the Scrutiny Committee held on 14 June 2018 were submitted for approval by Council as the Scrutiny Committee was disestablished on 23 August 2018.

Decision

The minutes of the meeting of the Scrutiny Committee held on 14 June 2018 were agreed as a correct record and signed by the former Chair, Councillor Bill Mason.

CC.160 COMMITTEE MEETINGS CONVENED SINCE THE PREVIOUS COUNCIL MEETING ON 23 AUGUST 2018

The Council agreed to note the Committee meetings that had taken place since the last ordinary meeting on 23 August 2018.

- (i) People Committee on 30 August 2018
- (ii) Place Committee on 13 September 2018
- (iii) Local Review Body on 13 September 2018
- (iv) Partnership and Performance Committee on 27 September 2018
- (v) Special Meeting of the Audit Committee on 27 September 2018
- (vi) Licensing Board on 4 September 2018 & 2 October 2018
- (vii) Audit Committee on 11 October 2018

CC.161 COMMITTEE RECOMMENDATIONS REFERRED TO COUNCIL

The report, submitted by the Chief Executive, sought Council approval of recommendations which had been made by the Place Committee of 13 September 2018 and the Partnership and Performance Committee of 27 September 2018

Motion

That Council agrees the recommendations set out in the report.

Moved by Councillor Kenneth Earle. Seconded by Councillor Ellen Forson

Decision

The Council agreed:

1. from the **Place Committee of 13 September, 2018** in relation to the report entitled "*The Removal of Charges for Children's Burials*"
 - (a) to cease charging for child burials (the deceased being age 17 and under) from September 2018; and
 - (b) to continue to charge an interment and maintenance fee together with, if applicable, any headstone fees in the event of any subsequent adult burials in the same lair.
2. from the **Partnership and Performance Committee of 27 September, 2018** in relation to the report entitled "*Clackmannan Regeneration Project – Community Enterprise Hub*"
 - (a) to endorse that £85,718 is committed from the Council's capital programme to enable the development of the Community Enterprise Hub, subject to approval by Council on the 25 October, 2018.

Action

Chief Executive

CC.162 DRAFT CORPORATE PLAN 2018-22

The report, submitted by the Strategic Director, Partnership and Performance, sought Council approval to undertake a public consultation on the Council's vision and priorities for 2018 to 2022 as set out in the draft Corporate Plan, provided as Appendix 1 to the report.

Motion

That Council agrees the recommendations set out in the report.

Moved by Councillor Ellen Forson. Seconded by Councillor Helen Lewis.

Decision

Having commented and challenged the report, the Council agreed to undertake a public consultation on the draft Corporate Plan (provided as Appendix 1 to the report), covering the period 2018 – 2022.

Action

Strategic Director, Partnership and Performance

CC.163 BUDGET STRATEGY UPDATE

The report, submitted by the Chief Accountant (Interim), maintained Council's regular update on the approved Budget Strategy. The report provided an update on the fiscal outlook; the 2019/20 Budget Challenge and an overview of the current financial position.

Motion

That Council agrees the recommendations set out in the report.

Moved by Councillor Helen Lewis. Seconded by Councillor Ellen Forson.

Decision

The Council agreed to note:

1. The Office for Budget Responsibility (OBR) – July Fiscal Sustainability Report;
2. The CIPFA index and Financial Resilience assessment;
3. The Bank of England interest rate change;
4. The CoSLA update;
5. Brexit planning arrangements;
6. The 2019/20 budget challenge update;
7. That the forecast outturn to 31 March 2019 for the Council is currently an overspend of £0.087m;

8. That the forecast outturn to 31 March 2019 for the Health and Social Care Partnership (H&SCP) is currently an overspend of £1.485m;
9. Savings achievement estimated improvement; and
10. Service Actions to identify in year savings to minimise the overspend and support the 2019/20 budget setting process.

**CC.164 BRITISH SIGN LANGUAGE (BSL) PLAN FOR CLACKMANNANSHIRE
2018 - 2024**

The report, submitted by the Strategic Director, Partnership and Performance, presented for approval the Council's first BSL Plan. The Plan had been developed over the past 5 months, in line with statutory guidance published by the Scottish Government, and the Scottish Government's National BSL Plan 2017-2023. BSL Plans are required to be agreed and published by 31st October 2018.

Motion

That Council agrees the recommendations set out in the report.

Moved by Councillor Helen Lewis in BSL. Seconded by Councillor Graham Lindsay..

Decision

Having challenged and commented on the report, the Council agreed the BSL Plan for Clackmannanshire and agreed it will be submitted to the Scottish Government and published on our website in both English and BSL.

Action

Strategic Director, Partnership and Performance

CC.165 BREXIT UPDATE REPORT

The report, submitted by the Strategic Director, Partnership and Performance, summarised the latest developments in Brexit negotiations, and highlighted the high level implications for Scotland and Clackmannanshire. Given the critical stage of the EU Withdrawal negotiations, it was advised that regular future briefings will be prepared to ensure Council is kept updated on developments.

Motion

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

Moved by Councillor Ellen Forson. Seconded by Councillor Helen Lewis.

Decision

Having challenged and commented on the report, the Council agreed to note that future update briefings on EU Withdrawal negotiations will be brought to Council at least until 29 March 2019.

CC.166 COMMITTEE AND EXTERNAL BODY APPOINTMENTS

The report, submitted by the Senior Manager, Legal and Democracy, sought Council authority for a change to the membership of the Regulatory Committee and a change to one of the Clackmannanshire Council nominations to the Board of the South East Scotland Transport Partnership (SEStran).

Motion

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

Moved by Councillor Darren Lee. Seconded by Councillor Bill Maston.

Decision

The Council agreed that:

1. Councillor Lee will replace Councillor Watson on the Regulatory Committee; and
2. Councillor Watson will replace Councillor Lee as one of the Clackmannanshire Council nominations to the Board of SEStran.

Action

Senior Manager, Legal and Democracy

Councillor Ellen Forson, Leader of the Council, gave notice under Standing Order 20.7 that proposals to amend standing orders would be brought before the next meeting of Council on 20 December 2018.

CC.167 STANDING ORDERS

The report, submitted by Councillor Dave Clark, proposed fixing a date for the setting of the budget for financial year 2019/20 and it also proposed a number of Changes to Standing Orders. The proposed changes related to the budget setting process.

Motion

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

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

Voting

For the motion	5 votes
Against the motion	10 votes
Abstain from voting	0 votes

Decision

On a division of 5 votes to 10, the Council agreed not to support the recommendations as set out in the report.

CC.168 NOTICE OF MOTION IN TERMS OF STANDING ORDER 16.0 – PUBLIC PETITIONS

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

Motion

“That this Council reviews its policy on public petitions.”

Moved by Councillor Dave Clark. Seconded by Councillor Derek Stewart.

Decision

The Council agreed to review its policy on public petitions.

Action

Senior Manager, Legal and Democracy

Ends: 11:50 am