



MINUTES OF MEETING of the CLACKMANNANSHIRE COUNCIL held within the Council Chamber, Kilncraigs, Greenside Street, Alloa, FK10 1EB, on THURSDAY 19 DECEMBER 2019 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 Ellen Forson
Councillor Craig Holden
Councillor Darren Lee
Councillor Graham Lindsay
Councillor Kathleen Martin
Councillor George Matchett QPM
Councillor Jane McTaggart
Councillor Les Sharp
Councillor Derek Stewart

Pastor David Fraser (Item 10)

IN ATTENDANCE

Nikki Bridle, Chief Executive
Pete Leonard, Strategic Director (Place)
Fiona McOmish, Strategic Director (People)
Stuart Crickmar, Strategic Director (Partnership & Performance)
Lindsay Sim, Senior Service Manager (Partnership & Performance)
Chris Alliston, Senior Service Manager (Partnership & Performance)
Cherie Jarvie, Senior Service Manager (Partnership & Performance)
Murray Sharp, Senior Service Manager, (Place)
Allan Finlayson, Team Leader, Planning and Building Standards
Graham Finlay, Principal Planner
Stuart Cullen, Principal Roads and Flooding Officer
Lorraine Sanda, Improving Outcomes Manager
Lindsay Thomson, Senior Service Manager (Partnership & Performance) (Clerk to the Council)
Gillian White, Committee Services (Partnership and Performance)

The Provost congratulated the new Member of Parliament for Ochil and South Perthshire, John Nicolson following the outcome of the recent election.

The Provost and Council members expressed their sadness at the resignation of Councillor Bill Mason due to ill health and recognised that he was a true gentleman who will be missed by the Council.

CC.265 APOLOGIES

Apologies were received from Councillor Helen Lewis, Councillor Bill Mason, Councillor Mike Watson, Father Michael Freyne and Rev Sang Y Cha.

CC.266 DECLARATIONS OF INTEREST

None.

**CC.267 MINUTES OF MEETING OF CLACKMANNANSHIRE COUNCIL
24 OCTOBER 2019**

The minutes of the meeting of the Clackmannanshire Council held on 24 October 2019 were submitted for approval.

Decision

The minutes of the meeting of the Clackmannanshire Council held on 24 October 2019 were agreed as a correct record and signed by the Provost.

**CC.268 COMMITTEE MEETINGS CONVENED SINCE THE PREVIOUS COUNCIL
MEETING ON 24 OCTOBER 2019**

The Council agreed to note the Committee meetings that had taken place since the last ordinary meeting on 24 October 2019.

- (i) Partnership & Performance Committee on 31 October 2019
- (ii) Place Committee on 7 November 2019
- (iii) Licensing Board on 12 November & 10 December 2019
- (iv) People Committee on 21 November 2019
- (v) Regulatory Committee on 21 November 2019
- (vi) Audit Committee on 5 December 2019
- (vii) Planning Committee on 5 December 2019

CC.269 COMMITTEE RECOMMENDATIONS REFERRED TO COUNCIL

The report, submitted by the Chief Executive, sought approval of recommendations which have been made by the Partnership and Performance Committee of 31 October 2019, Place Committee of 7 November 2019 and Audit Committee of 5 December 2019.

Decision

The Council agreed:

1. from the Partnership and Performance Committee of 31 October, 2019 in relation to the report entitled "*HR Policies*".
 - a. approves the HR Policies (Carers Policy and Menopause Policy)
2. from the **Place Committee of 7 November, 2019** in relation to the report entitled "*Property Review Update 2019/20*"
 - a. agrees to the sale of land at The Roundel (paragraph 5.2)(Appendix 1)
 - b. agrees to the sale of land at Burnside Crescent, Clackmannan (paragraph 5.3) (Appendix 2)
 - c. agrees to lease the former toilet block at Maple Court (with potential for sale) (paragraph 5.4) (Appendix 3)
 - d. agrees to the transfer of land at Norton Street/East Stirling Street from the HRA to General Fund (paragraph 6.0) (Appendix 4)

3. from the **Audit Committee of 5 December, 2019**, in relation to the report entitled “*Council Financial Performance 2019/20 – August Outturn*”
 - a. approves additional capital work to Kilncraigs roof up to £0.300m (as set out in paragraph 6.3 of the report)

The reports relating to Partnership and Performance and Audit Committees are available on the Council’s website. The report from the Place Committee is an exempt report.

Action

Chief Executive

CC.270 MEMBER APPOINTMENTS

The report, submitted by the Monitoring Officer, informed Council of changes to member appointments. The paper sought Council approval for appointment to a number of the vacancies.

Motion

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

Moved by Councillor Ellen Forson. Seconded by Councillor Darren Lee.

Decision

The Council agreed:

1. To note the resignation of Councillor Bill Mason as a Councillor for Ward 5 Clackmannanshire East with effect from 31 December 2019;
2. To note that Councillor Martha Benny has been appointed as the Leader of the Conservative Group with effect from 10 December 2019 and as such will take up the appointments to those Council positions which are filled by the Leader of the Conservative Group as set out in paragraph 3.2 of the report;
3. To note that Councillor Mason is also appointed to a number of committees and external organisations in an individual capacity rather than as Leader of the Conservative Group and therefore agrees to appoint Councillor Martha Benny to the following committee and external bodies with immediate effect:
 1. The Audit Committee
 2. The Partnership and Performance Committee
 3. Integrated Joint Board (IJB)
 4. The Central Scotland Valuation Joint Board (VJB)
 5. CoSLA Policy Board – Environment and Economy substitute
4. To note that Councillor Holden has resigned as Convenor of the Place Committee and spokesperson for Environment and Housing Services with effect from 1 November 2019;
5. To note that Tullibody Healthy Living Initiative took a decision in October 2019 to close as a company and dissolve as a charity and that therefore the four Ward One Clackmannanshire West Councillors who were appointed to the board of Tullibody Healthy Living Initiative will no longer be appointed.

Action

Chief Executive

CC.271 TRANSFORMATION UPDATE

The report, submitted by the Chief Executive, updated Council on progress with implementing the agreed organisational redesign framework. The report provided an update of key aspects of organisational redesign activity based on the 18 month Phase 2 organisational redesign plan approved by Council in August 2019.

Additionally, the report signalled the start of the process of integrating the Council's strategic planning approaches. Specifically, the report detailed the work in had to develop the Council's medium term Transformation Plan and sought to develop more integrated reporting of progress within these related workstreams for the future.

Motion

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

Moved by Councillor Ellen Forson. Seconded by Councillor Donald Balsillie.

Decision

The Council agreed to:

1. Note that the report starts the process of integrating strategic planning frameworks related to organisational redesign and transformation (set out in paragraphs 1.0 and 3.1-3.6 of the report);
2. Note the progress in implementing key actions within the organisational redesign action plan (set out in paragraphs 4.1-4.2 and Appendix B of the report);
3. Note the key organisational redesign highlights and achievements highlighted in paragraph 4.3 of the report;
4. Note the progress and planned development of the STRIVE pilot (set out in paragraphs 4.5-4.8 of the report) and that any proposed options/changes to service delivery models will follow the governance process of Programme Governance Board and Council as required (set out in paragraph 4.8 of the report);
5. Note the progress in developing the prioritised Transformation Plan, including the progress in implementing the diagnostic work with iESE and the innovation mandate in collaboration with the Improvement Service (set out in paragraphs 5.1-5.9 of the report);
6. Note the range of proposed additional assistance from the Chief Digital Officer (Digital Office for Scottish Local Government) in support of the Council's developing Transformation Plan (set out in paragraphs 5.10 and 5.11 of the report); and
7. Approve the establishment of the Chief Digital Officer (Digital Office for Scottish Local Government) as an Associate of the Council's Programme Governance board (set out in paragraph 5.11 of the report).

Action

Chief Executive

CC.272 BUDGET STRATEGY UPDATE

The report, submitted by the Chief Finance Officer, maintained the Council's regular update on the approved Budget Strategy and provided an update on the Budget process for 2020/21.

Motion

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

Moved by Councillor Ellen Forson. Seconded by Councillor Donald Balsillie.

Decision

The Council agreed to:

1. Approve the proposed policy saving of £70k for Roads Contract Unit Commercialisation (as set out in paragraph 4.3 of the report);
2. Note management efficiencies and Year 2 savings as set out in Appendices 1 and 2 of the report;
3. Note the updated annual and cumulative budget gap;
4. Note scenarios setting out impact of changes in core grant funding and Council Tax;
5. Approve £0.390m from the Transformation Fund to fund resources to take forward the transformation programme (as set out in paragraph 6.3 of the report);
6. Note that spending restraint remains in place for the remainder of 2019/20; and
7. Otherwise, note the contents of the report.

Action

Chief Finance Officer

CC.273 TREASURY MANAGEMENT UPDATE AT 30 SEPTEMBER 2019

The report, submitted by the Chief Finance Officer, presented an update of Treasury Management activity for the period to 30 September 2019.

Motion

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

Moved by Councillor Ellen Forson. Seconded by Councillor Donald Balsillie.

Decision

Having challenged and commented on the report, the Council agreed to note the mid year review of the Council's Treasury Management activities.

CC.274 LEARNING ESTATE STRATEGY 2019 - 2040

The report, submitted by the Strategic Director (People), presented the Council's Learning Estate Strategy and Implementation Plan 2019 – 2040. The strategy, "*Learning Estate: Connecting People, Places and Learning*" closely follows the guidance set out by the Scottish Government in their recently published document of the same name (September 2019), and reflects a clear vision and rationale focusing on the transformation of our schools and early learning establishments.

Motion

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

Moved by Councillor Graham Lindsay. Seconded by Councillor Jane McTaggart.

Amendment

"That Council amend recommendation 2.1 as follows:-

- 2.1 Provide comment and approve the Strategy at Appendix 1 subject to the following changes to the Strategy:

At Paragraph 3.7

Alloa Learning Campus

The creation of a community campus for Alloa South is proposed. As well as incorporating Alloa Academy, Park Primary and **St Mungo's**, the proposal would also seek to integrate broader community facilities in the area, including ABC Nursery, Alloa Family Centre, and the Bowmar Centre. The advantage of a well-designed community campus is that it would lead to greater integration of services for individuals and families of all ages. To date, a concept design has been undertaken incorporating a number of learning opportunities including links with Forth Valley College, City Deal initiatives and intergenerational links.

And at Paragraph 8.1

The Learning Estate Strategy

Alloa Cluster

It is recommended that a review of the current catchment arrangements particularly in relation to Clackmannan Primary School be undertaken. A statutory consultation will be required if such a move were to take place.

Develop a brief for Alloa South incorporating Alloa Academy, ABC Nursery, Park Primary School and **St Mungo's Primary School**, Park Nursery, Clackmannanshire Support Service and the Family Centre.

Moved by Councillor Ellen Forson. Seconded by Councillor Craig Holden.

The amendment was unanimously carried.

Decision

The Council agreed the motion as amended:

1. That having provided comment on the Strategy, Council agreed to approve the Strategy at Appendix 1 subject to the following changes to the Strategy:

At Paragraph 3.7

Alloa Learning Campus

The creation of a community campus for Alloa South is proposed. As well as incorporating Alloa Academy, Park Primary and **St Mungo's**, the proposal would also seek to integrate broader community facilities in the area, including ABC Nursery, Alloa Family Centre, and the Bowmar Centre. The advantage of a well-designed community campus is that it would lead to greater integration of services for individuals and families of all ages. To date, a concept design has been undertaken incorporating a number of learning opportunities including links with Forth Valley College, City Deal initiatives and intergenerational links.

And at Paragraph 8.1

The Learning Estate Strategy

Alloa Cluster

It is recommended that a review of the current catchment arrangements particularly in relation to Clackmannan Primary School be undertaken. A statutory consultation will be required if such a move were to take place.

Develop a brief for Alloa South incorporating Alloa Academy, ABC Nursery, Park Primary School and **St Mungo's Primary School**, Park Nursery, Clackmannanshire Support Service and the Family Centre.

2. To agree that as part of its budget setting for 2020/2021 it should take account of a corporate £75,000 demand pressure for a budget to fund a range of feasibility studies, options appraisals, condition surveys and suitability surveys. In addition, agrees to allocate £800k to Park Primary School and Nursery in the 2020/2021 capital budget;
3. To note that consultations under the Schools (Consultation) Act 2010 will be required to review the catchment areas in relation to Clackmannan and land at Alloa West, and that reports will be brought back to Council pending the consultations being undertaken;
4. To approve the commencement of an options appraisal for Alloa South and report findings back to Council;
5. To approve the commencement of a review of Additional Support Needs (ASN) provision in Clackmannanshire and bring a report back to Council once completed;
6. To instruct officers to negotiate any section 75 developer's contributions on behalf of the Council; and
7. To recognise that a Council decision has been taken regarding the site of the former St Bernadette's Primary School to agree to carry out an options appraisal to assess suitability for use of the site in recognition of the broader Learning Estate Strategy.

Action

Strategic Director (People)

Pastor David Fraser withdrew from the meeting prior to the next item of business (10.30 am)

CC.275 GARDEN WASTE PERMIT SCHEME

The report, submitted by the Strategic Director (Place), advised the Council of the progress made towards the introduction of charges for collection of domestic garden waste from March 2020.

Procedural Motion

That Council moves to the next item of business.

Moved by Councillor Ellen Forson. Seconded by Councillor Donald Balsillie.

The Provost advised that the reason was that the report was not ready for consideration and that the report would be brought to a Special Meeting of the Council.

Decision

The Council agreed to move to the next item of business.

Action

Strategic Director (Place)

CC.276 TILlicOUNTRY FLOOD PROTECTION SCHEME

The report, submitted by the Strategic Director (Place), provided an update on the outcome of the Tillicoultry Flood Study. The Council engaged consulting engineers to carry out the study and Tillicoultry was identified as the location for the Council's highest priority flood study within the Forth Flood Risk management Plan (2016 - 2022). The Council's consulting engineers have recommended a flood protection scheme which is economically viable.

Motion

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

Moved by Councillor Donald Balsillie. Seconded by Councillor Jane McTaggart.

Decision

The Council agreed:

1. To note the completion of the Tillicoultry Flood Study as required by the Forth Flood risk Management Plan;
2. To approve the recommended proposal for a flood protection scheme in Tillicoultry;
3. That details of the recommended flood scheme be submitted to SEPA (Scottish Environmental Protection Agency) by 31 December 2019 for national prioritisation;
4. That the recommended schemes be included in the next Forth Local Flood Risk Management Plan, due for publication June 2022; and
5. That Roads and Transportation Services uses its FRM (Flood Risk Management) powers to continue to develop the non-structural measures included in the Tillicoultry Flood Study.

Action

Strategic Director (Place)

**CC.277 POLLING DISTRICTS AND POLLING PLACES REVIEW – FINAL
RECOMMENDATIONS**

The report, submitted by the Strategic Director (Partnership and Performance) presented the final recommendations resulting from the review of the Polling Districts and Polling Places for the Clackmannanshire Council area.

Motion

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

Moved by Councillor Les Sharp. Seconded by Councillor Jane McTaggart.

Decision

The Council agreed:

1. To note the consultation results as set out in Appendix 1 of the report;
2. The recommendations from Polling Districts and Polling Places for the Clackmannanshire Council area as set out in Appendix 2 of the report; and
3. That Council delegates authority to the Chief Executive (following consultation with all Councillors in the affected Ward) to approve any changes to the scheme which will become necessary before the next formal review. The next formal review will take place during the period October 2023 and January 2025.

Action

Strategic Director (Partnership and Performance)

**CC.278 CLACKMANNANSHIRE LOCAL DEVELOPMENT PLAN REVIEW MAIN
ISSUE REPORT**

The report, submitted by the Strategic Director (Place), provided an update on progress towards the preparation of the Clackmannanshire Local Development Plan (LDP) Review and sought approval to consult on the Main Issues Report (MIR) as part of that process.

A “Development Plan Scheme” (Issue 11) was published in September 2019 to explain the procedures, documents and timescales involved in producing the LDP Review.

The publication and consultation on the MIR is the first major step in this process and the first stage of public involvement in the preparation of the LDP Review. This initial issues stage is part of the process where the public will have the greatest opportunity to be involved and influence the preparation and content of the LDP.

Motion

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

Moved by Councillor Donald Balsillie. Seconded by Councillor Jane McTaggart.

Decision

The Council agreed:

- a. To note the content of the Clackmannanshire Local Development Plan Main Issues Report (MIR) and associated documents; and
- b. To commence consultation on the MIR for a period of 8 weeks between 10 January and 6 March 2020, generally reflecting the Consultation Plan.

Action

Strategic Director (Place)

In line with Standing Order 10.24, the Provost adjourned the meeting at 11.00 am, when the meeting resumed at 11.10 am, 15 members remained present.

The remainder of the Minute of Meeting of Clackmannanshire Council held on Thursday 19 December 2019 is exempt and is a separate document.