

Chief Executive's Department

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To: All Elected Members

15 June 2007

Dear Councillor

EAST AYRSHIRE COUNCIL

You are requested to attend the **MEETING OF THE COUNCIL** to be held on **THURSDAY 21 JUNE 2007** at **1000 HRS** in the **MEETING ROOM, COUNCIL HEADQUARTERS, LONDON ROAD, KILMARNOCK**, in order to discuss the undernoted business.

Yours sincerely



Elizabeth Morton
Depute Chief Executive/
Executive Director of Corporate Support
JMcG/FM

B U S I N E S S

CALL FOR SEDERUNT AND INTIMATE APOLOGIES.

1. PRESENTATIONS -

- 1.1 PRESENTATION OF PHOTOGRAPHIC PORTRAIT AND BADGE FOR PAST-PROVOST JANE DARNBROUGH**
- 1.2 EAST AYRSHIRE PRIMARY SCHOOLS FOOTBALL TEAM**

2. **PREVIOUS MINUTES** - Submit, for approval as a correct record, Minutes of Statutory Meeting of Council held on 17 May 2007 (pages 1-14) and Minutes of Council Meeting of 7 June 2007 (pages 25-29).



3. **COMMITTEE MINUTES** - Submit, for approval as correct records and approval of any recommendations contained therein, the Minutes of the undernoted Meetings, viz:-

- 3.1 **EMERGENCY POWERS COMMITTEE OF 29 MAY 2007 (page 15).**



- 3.2 **NORTHERN LOCAL COMMUNITY PLANNING FORUM OF 31 MAY 2007 (pages 16-18).**



- 3.3 **SOUTHERN LOCAL PLANNING COMMITTEE OF 1 JUNE 2007 (page 19).**



- 3.4 **CENTRAL LOCAL COMMUNITY PLANNING FORUM OF 5 JUNE 2007 (pages 20-24).**



4. **APPOINTMENTS TO OUTSIDE ORGANISATIONS -**

- 4.1 **APPOINTMENTS TO VARIOUS OUTSIDE ORGANISATIONS (pages 1-5)** - Submit report dated 7 June 2007 (copy enclosed) by the Depute Chief Executive/Executive Director of Corporate Support to request Council to consider various Member appointments to outside organisations.



- 4.2 **MEMBERSHIP OF PRISON VISITING COMMITTEES (pages 6-8)** - Submit report dated 6 June 2007 (copy enclosed) by the Solicitor to the Council to apprise Council Members of the legal requirements incumbent upon and appointment options available to East Ayrshire Council by virtue of the relevant provisions of The Prisons and Young Offenders (Scotland) Rules 2006, to provide potential members of the Prison Visiting Committees with some detail of the general duties of visiting committees and members of committees and to seek to have the appropriate number of members appointed to serve on Kilmarnock and Barlinnie Prison Visiting Committees (PVC's).



- 4.3 **THE EAST AYRSHIRE LOCAL LICENSING FORUM (pages 9-13)** - Submit report dated 7 June 2007 (copy enclosed) by the Solicitor to the Council/Clerk to the Licensing Board to apprising Members of the

legal requirements incumbent upon East Ayrshire Council in relation to the establishment of a Local Licensing Forum ("Forum") by virtue of the relevant provisions of the Licensing (Scotland) Act 2005, to provide background information as to the membership and functions of the Forum and to seek to have the appropriate number of Members appointed to serve on the Forum.

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5. **CUMNOCK TOWN CENTRE REGENERATION: LOCAL CONSULTATION (pages 14-17)** - Submit report dated 12 June 2007 (copy enclosed) by Depute Chief Executive/Executive Director of Corporate Support to seek approval of the Council to establish a formal consultation mechanism involving the business community in Cumnock Town Centre and nominated representatives of East Ayrshire Council.

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6. **EMPLOYEE RECOGNITION EVENT - APPOINTMENT OF JUDGING PANEL (pages 18-19)** - Submit report dated 14 June 2007 (copy enclosed) by the Chief Executive to ask Council to appoint four Members to form the Judging Panel for the Employee Recognition Event which will be held on Thursday 27 October 2007.

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7. **STATEMENT OF ACCOUNTS 2006/07 (pages 20-23)** - Submit report dated June 2007 (copy enclosed) by the Executive Head of Finance and Asset Management to submit the Statement of Accounts for the year ended 31 March 2007 to the Council and seek approval to forward them to the Controller of Audit.

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8. **TREASURY MANAGEMENT ANNUAL REPORT FOR 2006/2007 AND UPDATE ON 2007/2008 STRATEGY (pages 24-31)** - Submit report dated 11 June 2007 (copy enclosed) by the Executive Head of Finance and Asset Management to inform members of the Council of the treasury activity for the financial year ended 31 March 2007. The report also covers the actual Prudential Indicators for 2006/07 in accordance with the requirements of the Prudential Code, and provides an update on the 2007-08 strategy.

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9. **MEMBERS' SALARY, ALLOWANCES AND EXPENSES SCHEME - (pages 32-47)** - Submit report dated 6 June 2007 (copy enclosed) by Executive Head of Finance and Asset Management to seek approval of a Scheme of Members Salaries, Allowances and Expenses.

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10. APPLICATIONS FOR FINANCIAL ASSISTANCE -

10.1 NORTHWEST YOUTH PROJECT - GRANT FUNDING 2007/08 (pages 48-50) - Submit report dated 5 June 2007 (copy enclosed) by the Executive Director of Educational and Social Services to advise Members of the outcome of the annual evaluation of the Service Level Agreement with Northwest Youth Project and to make recommendations accordingly.

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10.2 EAST AYRSHIRE ACCESS PANEL (NORTH DISTRICT) AND CUMNOCK AND DOON VALLEY ACCESS PANEL (pages 51-52) - Submit report dated 24 May 2007 (copy enclosed) by the Depute Chief Executive/Executive Director of Corporate Support to inform Council of a joint grant funding request from the East Ayrshire Access Panel (North District) and Cumnock and Doon Valley Access Panel and to make recommendations accordingly.

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11. STATUTORY PERFORMANCE INDICATORS 2006/07 (pages 53-72) - Submit report dated 7 June 2007 (copy enclosed) by the Chief Executive to submit the draft Statutory Performance Indicators for 2006/07 and to seek agreement to forward these for audit to the Council's External Auditor in line with established practice.

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12. ANNUAL REPORT ON COMPLAINTS AND COMMENTS 2006/07 - Submit report dated June 2007 (copy enclosed) by the Chief Executive to provide the Council with information relating to the formal complaints received and resolved by Council services for the period 1 April 2006 to 31 March 2007 (i.e. those complaints that were not resolved to complainants satisfaction at the last point of contact).

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13. COMMUNITY, HERITAGE AND ENVIRONMENTAL PROJECTS BUDGETS 2006/07 - 2007/08 (pages 73-78) - Submit report dated 31 May 2007 (copy enclosed) by the Depute Chief Executive/Executive Director of Corporate Support to (i) update Council regarding the budgetary position of the community, heritage and environmental based projects being led by the Development Planning and Regeneration Section of the Planning and Economic Development Division in conjunction with various partners including the East Ayrshire Community Planning and Partnership Unit; and (ii) to seek approval to reallocate the balance of funding from the 2006/07 budgets to major projects approved by the Development Services Committee in March 2007 for the 2007/08 financial year, subject to the outcome of the external audit of the 2006/07 budgets; (iii) to seek approval to utilise the funding from the "Top of the Town" revenue budget to replace the Regeneration, Efficiency and Asset Management Capital Budget to take account of changes in

accounting policy relating to the eligibility of capital expenditure; and (iv) to seek approval to appoint Austin-Smith: Lord to undertake the Catrine Environmental Heritage Project, Conservation Management Plan and the subsequent submission of a multi-million pound funding bid to the Heritage Lottery Fund.

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- 14. GENDER EQUALITY SCHEME (Item 19, Page 2817, 03/07) (pages 79-118)** - Submit report dated 13 June 2007 (copy enclosed) by the Depute Chief Executive/Executive Director of Corporate Support to recommend to Council the Gender Equality Scheme.

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- 15. LOCAL CODE OF CORPORATE GOVERNANCE (pages 119-162)** - Submit report dated 21 June 2007 (copy enclosed) by the Chief Executive to advise Council of progress in implanting the Council's Corporate Government Action Plan and to seek Council's approval for the adoption of an updated Local Code of Corporate Governance and Action Plan for 2007/08

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- 16. REVIEW OF THE DECISION MAKING STRUCTURES** - Submit report (copy enclosed) by the Chief Executive.

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- 17. MODERNISATION AGREEMENT FOR CRAFT OPERATIVES (pages 163-166)** - Submit report dated 21 June 2007 (copy enclosed) by the Executive Director of Neighbourhood Services to seek approval for Building and Works to commence discussions with Trade Unions with regard to the new Modernisation Agreement for Craft Operatives.

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- 18. STREET LIGHTING CAPITAL/ QUALITY OF LIFE PROGRAMME (pages 167-169)** - Submit report dated 30 May 2007 (copy enclosed) by the Executive Director of Neighbourhood Services to seek approval for the proposed 2006/07 Street Lighting Capital/Quality of Life Programme.

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- 19. EFFICIENT GOVERNMENT (pages 170-176)** - Submit report dated 8 June 2007 (copy enclosed) by the Executive Head of Finance and Asset Management to present the proposed Efficient Government report to Council for approval prior to submission to CoSLA for incorporation into a Scotland-wide report for the Scottish Executive.

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- 20. MOTION BY PROVOST YOUNG** - "That the Council recognises the Ayrshire Special Games as a great example of how our communities can join together to recognise, and celebrate the successes of our local athletes, and that within

the UK, Scotland leads the way in providing a pathway for paralympic representation in 2012.

That the Council welcomes the commitment in the Scottish National Party manifesto, to work with local authorities to develop local projects that demonstrate community involvement and access to sport. East Ayrshire Council's efforts have been focused on promoting physical activity and emphasising inclusion and access to sport for people of all abilities.

To call on the Scottish Executive, to sustain and build upon current levels of long term funding to ensure that children and young adults, of all abilities, can avail of facilities, fit for the 21 century, throughout Scotland. Furthermore, that the Executive should do everything within its power to actively encourage participation and recognise the successes of our young people in the build up for 2012 and the potential Commonwealth Games on Scottish soil in 2014".

21. **EXCLUSION OF PRESS AND PUBLIC** - Recommend that Council pass the following Resolution:- "That under Section 50A(4) of the Local Government (Scotland) Act 1973, as amended, the Press and public be excluded from the meeting for the following items of business on the grounds that they involve the likely disclosure of exempt information as defined in Paragraph 9 of Schedule 7A of the Act.
22. **PROPOSED DISPOSAL OF BLOCK 2, UNITS 3 AND 4, THISTLE BUSINESS PARK SOUTH, CRAIGENS ROAD, CUMNOCK (pages 177-182)** - Submit joint report dated 6 June 2007 (copy enclosed) by the Depute Chief Executive/Executive Director of Corporate Support and the Executive Head of Finance and Asset Management requesting Council to declare surplus to requirements Units 3 and 4, Block 2, Thistle Business Park South, Craigens Road, Cumnock, together with associated car parking yard space and soft landscaping extending to 5269 square metres (1.30 acres) or thereby for the purpose of a disposal to the party identified in the report, subject to the existing tenancy and to authorise the Solicitor to the Council to conclude the disposal. **Report not enclosed - Refer to Exclusion of Press and Public paragraph above.**
23. **PROPOSED DISPOSAL OF UNIT 4, WATERSIDE INDUSTRIAL ESTATE, NEW CUMNOCK (pages 183-186)** - Submit report dated 7 June 2007 (copy enclosed) by the Depute Chief Executive/Executive Director of Corporate Support requesting the Council to declare as surplus to operational requirements, the subjects known as Unit 4, Waterside Industrial Estate, New Cumnock, together with adjoining land extending to 1133 square metres (0.28 acres) or thereby, for the purpose of disposal to the party identified in the report. **Report not enclosed - Refer to Exclusion of Press and Public paragraph above.**
24. **PROPERTY DISPOSAL OF SITE AND DERELICT BUILDINGS AT BANK GLEN, NEW CUMNOCK (pages 187-190)** - Submit report dated 8 June 2007 (copy enclosed) by the Executive Head of Finance and Asset Management seeking authorisation to enter into a pre-marketing agreement for the disposal

of Council owned land at Bank Glen near New Cumnock extending to 0.90 hectares or thereby, shown on the plan attached to the report with the owners of the adjoining land extending to 0.32 hectares or thereby and thereafter market for sale on a joint basis the combined subjects extending to 1.22 hectares or thereby. **Report not enclosed - Refer to Exclusion of Press and Public paragraph above.**

- 25. RENT REVIEW - OFFICE ACCOMMODATION AT GREENHOLM STREET, KILMARNOCK (pages 191-192)** - Submit report dated 7 June 2007 (copy enclosed) by the Executive Head of Finance and Asset Management to advise Council of a rent review which has taken place in connection with the office accommodation at Greenholm Street, Kilmarnock which the Council lease from Scottish Power plc. **Report not enclosed - Refer to Exclusion of Press and Public paragraph above.**

- 26. MARKETING SUPPORT FOR EAST AYRSHIRE COUNCIL (pages 193-195)** - Submit report dated 7 June 2007 (copy enclosed) by the Depute Chief Executive/Executive Director of Corporate Support to seek approval of the Council to enter into negotiations with the company identified in the report for the company to undertake marketing on behalf of, and in support to, the Council as detailed in the report. **Report not enclosed - Refer to Exclusion of Press and Public paragraph above.**