

EAST AYRSHIRE COUNCIL

CABINET

MINUTES OF MEETING HELD ON WEDNESDAY 21 NOVEMBER 2007 AT 1000 HOURS IN THE MEETING ROOM, COUNCIL HEADQUARTERS, LONDON ROAD, KILMARNOCK

PRESENT: Councillors Douglas Reid, Iain Linton, John MacKay, Jim Buchanan, Hugh Ross, Jim Todd, Robert McDill and Jim Roberts.

ATTENDING: Fiona Lees, Chief Executive; Elizabeth Morton, Depute Chief Executive/Executive Director of Corporate Support; William Stafford, Executive Director of Neighbourhood Services; Alex McPhee, Executive Head of Finance and Asset Management; Bill Walkinshaw, Head of Democratic Services; Chris McAleavey, Head of Housing; David Mitchell, Head of Legal, Procurement and Regulatory Services; Martin Rose, Head of Personnel; Alistair Wyper, Acting Head of Roads and Transportation; Karl Doroszenko, Development, Planning and Regeneration Manager and Christine Baillie, Administrative Officer.

APOLOGIES: Councillors Eric Jackson and Kathy Morrice.

CHAIR: Councillor Douglas Reid, Chair.

CHAIR'S REMARKS

1. The Chair welcomed Joyce Kilpatrick, Inspection Officer, Communities Scotland to the meeting. Joyce's remit was to observe the meeting to better understand the Council's decision-making process as part of the ongoing inspection of the Council's Housing Services by Communities Scotland.

He further advised that given his absence, Councillor Jackson had submitted a letter to him advising that, having read through the agenda and subject to discussion at Committee, he was prepared to support all recommendations.

ENVIRONMENT AND REGENERATION

STRATHCLYDE PARTNERSHIP FOR TRANSPORT (SPT) - ADDITIONAL SPT CAPITAL ALLOCATION

2. There was submitted a report dated 7 November 2007 (circulated) by the Executive Director of Neighbourhood Services which advised of an additional capital funding award of £450,000 for transportation projects which followed a successful bid to SPT and which sought Cabinet agreement to implement the identified projects.

Cabinet agreed:-

- (i) to note the additional capital funding award of £450,000 awarded to the Council for transportation projects following a successful bid to SPT; and
- (ii) to remit to the Acting Head of Roads and Transportation to implement works on the undernoted projects:-
 - Kilmarnock Variable Messenger Signs (£100K);
 - Stewarton Cycle Route (£25K);

- Bus Infrastructure (£100K);
- Decriminalisation Preliminary Design and Parking Surveys (£25K); and
- Vehicle Activated Signs (£200K).

TRAFFIC CALMING PROPOSALS FOR ARRAN VIEW, MAUCHLINE AND HOLMHEAD AREA, CUMNOCK - OBJECTIONS TO PROPOSED ROAD HUMPS (Item 7, Page 2736, 07/11)

3. There was submitted a report dated 15 November 2007 (circulated) by the Executive Director of Neighbourhood Services which advised of objections that had been received to Road Humps Notices which had been promoted for traffic calming proposals for Arran View, Mauchline and Holmhead area, Cumnock and which sought the approval of Cabinet for the traffic calming as proposed.

Cabinet, having considered the objections and the corresponding comments by the Acting Head of Roads and Transportation as detailed in paragraph 4.4 of the report agreed:-

- (i) to delete the planned road hump adjacent to 34 Oakbank Drive, Cumnock from the current proposals;
- (ii) that a local Inquiry not be held; and
- (iii) to approve all other road humps proposals for the Arran View, Mauchline and Holmhead area, Cumnock as advertised.

TRAFFIC CALMING PROPOSALS FOR GROUGAR ROAD, CROOKEDHOLM, CROSSDENE ROAD AREA, CROSSHOUSE AND CRAIGLEA AVENUE AREA, CROSSHOUSE - OBJECTIONS TO PROPOSED ROAD HUMPS (Item 7, Page 2736, 07/11)

4. There was submitted a report dated 15 November 2007 (circulated) by the Executive Director of Neighbourhood Services which advised of objections that had been received to Roads Humps Notices which had been promoted for traffic calming proposals for Grougar Road, Crookedholm, the Crossdene Road area, Crosshouse and the Craiglea Avenue area, Crosshouse and which sought the approval of Cabinet for the traffic calming as proposed.

Cabinet having considered the objections and the corresponding comments by the Acting Head of Roads and Transportation as detailed in paragraph 4.4 of the report agreed:-

- (i) that a local Inquiry not be held; and
- (ii) to approve the road humps proposals for the Grougar Road, Crookedholm, Crossdene Road area, Crosshouse and Craiglea Avenue area, Crosshouse as advertised.

ROADS (SCOTLAND) ACT 1984 - THE EAST AYRSHIRE COUNCIL (VARIOUS ROADS, KILMARNOCK) (REDETERMINATION OF THE MEANS OF EXERCISE OF PUBLIC RIGHT OF PASSAGE) ORDER 2007

5. There was submitted a report dated 15 November 2007 (circulated) by the Executive Director of Neighbourhood Services which informed of the progress of the abovenamed Order to redetermine the existing means of exercise of the public right

of passage, over various sections of footway and footpath within Kilmarnock, to cycle track for combined pedestrian/cycle use and which sought approval to have the Order made.

Cabinet agreed:-

- (i) to note the progress of the abovenamed Order to redetermine the existing means of exercise of the public right of passage, over various sections of footway and footpath within Kilmarnock, to cycle track for combined pedestrian/cycle use; and
- (ii) to approve the making of the Order.

EAST AYRSHIRE COUNCIL CARBON MANAGEMENT PROGRAMME STRATEGY AND IMPLEMENTATION PLAN

6. There was submitted a report dated 27 August 2007 (circulated) by the Executive Head of Finance and Asset Management which sought approval for the East Ayrshire Council Carbon Management Programme Strategy and Implementation Plan.

Cabinet agreed to approve the East Ayrshire Council Carbon Management Programme Strategy and Implementation Plan.

MANAGEMENT AND RESOURCES

AUDIT OF ACCOUNTS 2006/07 REPORT TO MEMBERS AND THE CONTROLLER OF AUDIT

7. There was submitted and noted a report dated 15 November 2007 (circulated) by the Executive Head of Finance and Asset Management on Audit Scotland's audit of East Ayrshire Council's Statement of Accounts for the financial year 2006/07.

It was noted that this report would be submitted to the Governance and Scrutiny Committee for consideration on 23 November 2007 and had been presented to Cabinet for information.

LOCAL GOVERNMENT EMPLOYEES, CRAFT EMPLOYEES AND CHIEF OFFICIALS - REVISED GRIEVANCE PROCEDURE

8. There was submitted a report dated 1 November 2007 (circulated) by the Depute Chief Executive/Executive Director of Corporate Support which invited Cabinet to approve proposed amendments to the Council's Grievance Procedure, subject to consultation with Trade Unions.

Cabinet agreed to approve the changes to the Council's Grievance Procedure as detailed in Section 3.1 of the report, subject to consultation with Trade Unions.

LOCAL GOVERNMENT EMPLOYEES, CRAFT EMPLOYEES AND CHIEF OFFICERS - LOCAL GOVERNMENT PENSION SCHEME EMPLOYERS' DISCRETION

9. There was submitted a report dated 1 November 2007 (circulated) by the Depute Chief Executive/Executive Director of Corporate Support which invited Cabinet to approve the updated Statement of Policy of Employers' Discretions under the Local Government Pension Scheme, subject to consultation with Trade Unions.

Cabinet agreed:-

- (i) to approve the changes to the Statement of Policy of Employers' Discretions as detailed in Section 3.1 of the report, subject to consultation with Trade Unions; and
- (ii) to note that if, following the conclusion of the consultation period on the New Local Government Pension Scheme, there were implications for the Council then a further report would be submitted to Cabinet.

NEGOTIATED PROCUREMENT OF PURCHASING MODULE FOR FINANCIAL MANAGEMENT SYSTEM

- 10.** There was submitted a joint report dated 1 November 2007 (circulated) by the Depute Chief Executive/Executive Director of Corporate Support and the Executive Head of Finance and Asset Management which sought the approval of Cabinet for the negotiated purchase of a Purchasing Module which would support the integration of the Council's electronic purchasing system PECOS with Civica Authority Financials.

Cabinet agreed:-

- (i) to approve the negotiation of contract terms in respect of the procurement of the purchasing module of Authority Financials and related services with Civica Financial Systems Ltd in terms of paragraph 9(2) of the Council's Standing Orders Relating to Contracts; and
- (ii) otherwise, to note the contents of the report.

ADDITIONAL CAPITAL GRANT 2007/08

- 11.** There was submitted a report dated 29 October 2007 (circulated) by the Executive Head of Finance and Asset Management which sought approval of the utilisation of Capital Grant received from the Scottish Government aimed at maximising future revenue savings.

Cabinet agreed:-

- (i) to approve the utilisation of Capital Grant of £1.212M on Spend to Save Projects as detailed below:-
 - Galston Primary School Project to facilitate a range of measures including ground source heating, grey water usage and other energy reducing aspects (£0.400M) (as previously agreed by Emergency Powers Committee on 21 December 2006);
 - Doon Valley Swimming Pool to enhance the boiler plant, improve insulation of the building and purchase a pool cover (£0.300M);
 - Grange Street Lunch Club Boiler Replacement (£0.040M);
 - Darvel Town Hall Boiler Replacement (£0.100M);
 - Wind Turbine Pilot Programme (£0.120M);
 - Electric to Gas Heating Conversion Programme (£0.120M);
 - Dick Institute - Contribution to Installation of Façade Lighting (£0.032M); and

- Proprietary Carriageway and Footway Resurfacing Repair System (£0.100M); and
- (ii) otherwise, to note the contents of the report.

CLEANSING SERVICES - VEHICLE REPLACEMENTS

- 12.** There was submitted a report dated 7 November 2007 (circulated) by the Executive Director of Neighbourhood Services which advised of the vehicle replacement requirements of Cleansing Services in financial year 2008/09 and which sought approval to acquire vehicles through the framework contract for the replacement of one refuse collection vehicle, one skip vehicle, four pick-ups and one van.

Cabinet agreed:-

- (i) to approve the acquisition, subject to appropriate budget provision having been made, of one refuse collection vehicle estimated at a capital cost of £130,000, one skip vehicle estimated at a capital cost of £66,000, four pick-ups estimated at a capital cost of £110,000 and one van estimated at a capital cost of £12,500;
- (ii) to remit to the Executive Head of Finance and Asset Management to secure an appropriate fiscal means of acquisition, if such an acquisition was the best option in the light of ongoing reviews on the provision of transport; and
- (iii) otherwise, to note the contents of the report.

EXCLUSION OF PRESS AND PUBLIC

- 13.** Cabinet resolved "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 involved the likely disclosure of exempt information as defined in the paragraph of Schedule 7A of the Act as shown against each item".

COMMUNITY WELLBEING

SOCIAL WORK COMPLAINTS REVIEW COMMITTEE OF 25 OCTOBER 2007 (PARAS 5 & 7)

- 14.1** There were submitted and noted for information the Minutes of meeting of the Social Work Complaints Review Committee held on 25 October 2007 (circulated).
- 14.2** There was submitted a report dated 7 November 2007 (circulated) from the Social Work Complaints Review Committee which invited Cabinet to (i) consider a report following a hearing held on Thursday 25 October 2007; and (ii) accept the findings and recommendations contained within the report to not uphold the five complaints made by the Complainer.

Cabinet agreed:-

- (i) to accept the decision of the Social Work Complaints Review Committee to not uphold the five complaints made by the Complainer; and
- (ii) otherwise, to note the contents of the report.

MANAGEMENT AND RESOURCES

RISK MANAGEMENT CENTRE (PARAS 1 & 11) (Item 4, Page 126, 03/07)

15. There was submitted a joint report dated 16 November 2007 (circulated) by the Depute Chief Executive/Executive Director of Corporate Support and the Executive Director of Neighbourhood Services which sought approval for amendments to the staffing structure within the Department of Neighbourhood Services, subject to consultation with Trade Unions, and to consider options for funding the overall operation of the Risk Management Centre.

Cabinet agreed:-

- (i) to approve the staffing amendments contained within the report, subject to consultation with Trade Unions;
- (ii) to note that necessary adjustments within the 2007/2008 and 2008/2009 revenue estimates to fund the additional operating costs identified in paragraph 4.3 of the report would be made; and
- (ii) otherwise, to note the contents of the report.

CORPORATE PROCUREMENT STRATEGY 2007-2010 (PARAS 1 & 11) (Item 11, Page 2547, 07/11)

16. There was submitted a report dated 7 November 2007 (circulated) by the Depute Chief Executive/Executive Director of Corporate Support on the production and proposed content of a revised Corporate Procurement Strategy and which invited the formal adoption thereof.

Cabinet having considered the terms of the draft Corporate Procurement Strategy 2007-2010 and amendment to total costs detailed on page 68 of the report which now stood at £114,897, agreed:-

- (i) to approve the formal adoption of the Corporate Procurement Strategy 2007-2010;
- (ii) to approve the proposals contained therein with particular reference to the staffing structure alterations proposed to the Corporate Procurement Team and the consequent creation of a centralised purchasing unit; and
- (iii) otherwise, to note the contents of the report.

ENVIRONMENT AND REGENERATION

KILMARNOCK TOWNSCAPE HERITAGE INITIATIVE (THI) STAGE 2 SUBMISSION (PARAS 1 & 11) (Item 8, Pages 2168, 03/07)

17. There was submitted a report dated 14 November 2007 (circulated) by the Depute Chief Executive/Executive Director of Corporate Support which sought (i) authority for the Head of Planning and Economic Development to submit Kilmarnock Townscape Heritage Initiative Stage 2 Bid with the full support of the Council to the Heritage Lottery Fund (HLF) and which sought approval for the Consultation Area Management plan as supplementary planning guidance; and (ii) approval for the provision of three posts (for a period of five years) to implement the Kilmarnock Townscape Heritage Initiative and to the regrading for that same period, of the post

identified in the report within the Planning and Economic Development Division of the Department of Corporate Support, subject to consultation with Trade Unions. All of the above staffing proposals would only require to be implemented in the event of the THI Stage 2 bid being successful.

Cabinet agreed:-

- (i) to support the Kilmarnock THI Stage 2 Submission;
- (ii) to approve the Conservation Management Plan as supplementary planning guidance subject to minor typing and drafting amendments agreed by the Head of Planning and Economic Development;
- (iii) subject to the approval of the Kilmarnock THI Stage 2 Bid, to approve the staffing proposals contained in Sections 4 and 5 of the report, also subject to Job Evaluation and consultation with Trade Unions; and
- (iv) to remit to the Depute Chief Executive/Executive Director of Corporate Support to submit a progress report to Cabinet on an annual basis.

The meeting terminated at 1104 hours.