

EAST AYRSHIRE COUNCIL**DEVELOPMENT SERVICES COMMITTEE****MINUTES OF MEETING HELD ON TUESDAY 5 OCTOBER 2004 AT 1000 HOURS
IN THE MEETING ROOM, COUNCIL HEADQUARTERS, LONDON ROAD,
KILMARNOCK**

PRESENT: Councillors Eric Ross, Jim O'Neill, Stephanie Young, Brian Reeves, Daniel Coffey, Douglas Reid, Drew McIntyre, Isabella Macrae, Iain Linton, Ray Murray, Stuart Finlayson, Robert McDill, George Smith and Elaine Dinwoodie.

ATTENDING: James Lavery, Executive Director of Development and Property Services; David Mitchell, Head of Administrative and Legal Services; Robert Paton, Head of Economic Development and Technical Services; Alan Neish, Head of Planning, Development and Building Standards; Jim Kane, Head of Roads and Transportation; Alistair Kidd, Financial Services Manager; David Morgan, Public Relations Officer; and Robert Beaton, Administrative Officer.

APOLOGIES: Councillors Maureen McKay, John McGhee, John Campbell, Eric Jackson, Jimmy Kelly and Tommy Farrell.

CHAIR: Councillor Eric Ross, Chair.

MONITORING REPORTS**1.1 BUDGETARY CONTROL SUMMARY STATEMENT DEVELOPMENT SERVICES TO 25 JULY 2004 (PERIOD 4)**

There was submitted and noted a joint report dated 27 September 2004 (circulated) by the Executive Head of Finance and the Executive Director of Development and Property Services which advised of the current budgetary control position and the projected out-turn for the year for Development and Property Services for the period ended 25 July 2004 (Period 4).

1.2 BUDGETARY CONTROL SUMMARY STATEMENT ROADS CONTRACTS, VEHICLE MAINTENANCE AND STREET LIGHTING TO 25 JULY 2004 (PERIOD 4)

There was submitted and noted a joint report dated 13 September 2004 (circulated) by the Executive Head of Finance and the Executive Director of Development and Property Services which advised of the current budgetary control position and the projected out-turn for the year for Roads Contracts, Vehicle Maintenance and Street Lighting for the period ended 25 July 2004 (Period 4).

SCOTTISH EXECUTIVE CONSULTATION PAPERS "INVESTING IN WATER SERVICES 2006-2014: THE QUALITY AND STANDARDS III PROJECT" AND "PAYING FOR WATER SERVICES 2006-2010"

2. There was submitted a report dated 27 September 2004 (circulated) by the Executive Director of Development and Property Services which presented for information and comment, insofar as they related to future development requirements, two Scottish Executive consultation papers entitled "Investing in Water Services 2006-2014: The Quality and Standards III Project" and "Paying for Water Services 2006-2010".

It was agreed:-

- (i) to approve the contents of this report;
- (ii) to submit a copy of this report to the Scottish Executive as representing the views of East Ayrshire Council on the two consultation documents; and
- (iii) to authorise the Head of Planning, Development and Building Standards to arrange for the Manager of the Ayrshire Joint Structure Plan to prepare and co-ordinate a detailed case for additional resources to be made available by Scottish Water, to resolve the pressing infrastructure capacity issues that are currently limiting development in major parts of East Ayrshire and Ayrshire as a whole.

SCOTTISH PLANNING POLICY (SPP) 16: OPENCAST COAL: CONSULTATION DRAFT

3. There was submitted a report dated 8 September 2004 (circulated) by the Executive Director of Development and Property Services which advised and sought views on a Scottish Executive publication entitled "Scottish Planning Policy (SPP) 16, Opencast Coal: Consultation Draft".

It was agreed:-

- (i) to approve the contents of this report; and
- (ii) to authorise the Executive Director of Development and Property Services to submit a copy of this report and the attached Appendix to the Scottish Executive as representing the views of the Committee on the Draft SPP 16.

ROADSIDE MEMORIALS AND FLORAL TRIBUTES

4. There was submitted a report dated 27 September 2004 (circulated) by the Executive Director of Development and Property Services which requested that the Committee adopt the new national guidelines produced by the Society of Chief Officers of Transportation in Scotland (SCOTS) for managing the placing of tributes and memorials at the scene of road death incidents by bereaved relatives in the interests of providing a consistent approach across Scotland.

It was agreed:-

- (i) to note the amendments to the report as follows: Paragraph 2.2.2, Page 22 delete "while satisfying the needs of the bereaved" and insert "being sensitive and aware of the needs of the bereaved"; Paragraph 6.1, Page 24 delete "the requirement to reclaim costs from bereaved relatives";
- (ii) to adopt the new national guidelines produced by SCOTS for managing the placing of tributes and memorials at the scene of a road death incident by bereaved relatives;
- (iii) that the cost of providing any road closures required to enable bereaved relatives to visit accident sites and the planting of bulbs would be met by the Council; and
- (iv) that the Head of Roads and Transportation provide guidance to bereaved relatives that to allow floral tributes to decay naturally they should not be enclosed in plastic protective wrappers.

Councillor McIntyre left the meeting at this point.

FLOODING ON 8, 9 AND 17 AUGUST 2004

5. There was submitted a report dated 13 September 2004 together with additional Page 28A (both circulated) by the Executive Director of Development and Property Services which advised of locations on the road network where flooding occurred on 8, 9 and 17 August 2004 in the North Area, and on 11 August 2004, in the South Area, the reasons for the flooding in each case and the actions taken.

It was agreed:-

- (i) to note the reasons for flooding between 8 and 17 August 2004, and the action taken; and
- (ii) to press through the Scottish Parliament for additional funding to improve the sewer network.

SURPLUS PROPERTY - 108 PORTLAND STREET, KILMARNOCK

6. There was submitted a report dated 27 September 2004 (circulated) by the Executive Director of Development and Property Services which requested the Committee to declare the property comprising 108 Portland Street, Kilmarnock, surplus to requirements.

It was agreed:-

- (i) that the property be declared surplus to requirements; and
- (ii) that the matter be referred to the Property Unit in accordance with the Council's agreed procedures.

PROPOSED TRANSFER OF LAND AT ST JOSEPH'S ACADEMY, KILMARNOCK

7. There was submitted a report dated 13 September 2004 (circulated) by the Executive Director of Development and Property Services which requested that the Committee declare surplus to operational requirements an area of land at St Joseph's Academy, Kilmarnock, extending to 1671 sq.m. (0.413 acres) as shown on the plan for transfer to Educational Services for inclusion within the approved St Joseph's Academy Public Private Partnership proposals.

It was agreed:-

- (i) to declare the area of ground surplus to requirements for transfer to Educational Services; and
- (ii) to authorise the Executive Director of Corporate Support in conjunction with the Executive Director of Development and Property Services to regularise the transfer.

AWARDING OF CONTRACTS

8. There was submitted and noted a report dated 21 September 2004 (circulated) by the Depute Chief Executive/Executive Director of Corporate Support which provided, for information, details of tenders which had been accepted, as follows:-

<u>CONTRACT</u>	<u>SUCCESSFUL CONTRACTOR</u>	<u>AMOUNT</u>
Patching 2 North Area	Lightways Construction Ltd., Larbert	£48,909.99
Micro-Surfacing, Kilmarnock/Stewarton	Colas Ltd., East Kilbride	£62,123.68

EXCLUSION OF PRESS AND PUBLIC

9. The Committee 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 Paragraph 9 of Schedule 7A of the Act.

DEVELOPMENT OPPORTUNITY - MAIN STREET/BARONY ROAD, AUCHINLECK

10. There was submitted a report dated 16 September 2004 (circulated) by the Executive Director of Development and Property Services which advised of options for the development opportunity at Main Street/Barony Road, Auchinleck.

It was agreed:-

- (i) to authorise the Executive Director of Development and Property Services in consultation with the Solicitor to the Council to appraise the various options, including entering into discussions, if appropriate, with the private sector developer regarding a possible Joint Venture Agreement;
- (ii) to report the outcome of the appraisal exercise to a future meeting of the Committee along with the recommendations as to any preferred option; and
- (iii) to authorise the Executive Director of Development and Property Services to incur, if required, expenditure of up to £20,000 to undertake site investigations and/or a feasibility study of the development area.

The meeting terminated at 1041 hours.