

EAST AYRSHIRE COUNCIL

MINUTES OF MEETING HELD ON THURSDAY 9 DECEMBER 2004 AT 1000 HRS IN THE MEETING ROOM, COUNCIL HEADQUARTERS, LONDON ROAD, KILMARNOCK

PRESENT: Provost Jane Darnbrough and Councillors Maureen McKay, Jim O'Neill, John McGhee, Stephanie Young, Brian Reeves, Douglas Reid, Gordon Cree, John Weir, Drew McIntyre, Harry Wilson, Iain Linton, John Campbell, Ray Murray, John Knapp, Jim Raymond, Stuart Finlayson, Robert McDill, Eric Jackson, George Smith, Jimmy Kelly, Tommy Farrell, William Menzies, Neil McGhee, William Crawford, Eric Ross, Elaine Dinwoodie, Elaine Stewart and Jimmy Carmichael.

ATTENDING: Fiona Lees, Chief Executive; Elizabeth Morton, Depute Chief Executive/Executive Director of Corporate Support; James Lavery, Executive Director of Development and Property Services; John Mulgrew, Executive Director of Educational and Social Services; William Stafford, Executive Director of Neighbourhood Services; David Mitchell, Head of Administrative and Legal Services; John Clayton, Head of Corporate Development and Communication; Alex McPhee, Executive Head of Finance; Chris McAleavey, Head of Housing; Jackie Donnelly, Executive Head of Social Work; Bill Walkinshaw, Administration Manager; and Julie Armstrong, Assistant Administration Manager.

APOLOGIES: Councillors Daniel Coffey, Willie Coffey and Isabel Macrae.

CHAIR: Provost Darnbrough, Chair.

PROVOST'S REMARKS

1. Provost Darnbrough began by stating that she had sent a letter on behalf of the Council to both Firefighters who had been injured in the recent fire at the Burns Monument, Kay Park, Kilmarnock, wishing them both a speedy and full recovery; both Firefighters had now been discharged from hospital.

PRESENTATION BY DIVISIONAL COMMANDER, STRATHCLYDE POLICE

2. The Provost welcomed Chief Superintendent Hamish Cormack and Superintendent Liz Weir, Strathclyde Police to the meeting.

Chief Superintendent Hamish Cormack, who had been in post since 19 July 2004, formally introduced himself to the Council. He then went on to give an outline of his strategic role as Chief Superintendent, providing an outline of the new staffing structure within the Ayrshire area, his commitment to improving localised Policing and an overview of the key issues and challenges to be tackled. He finished by giving his commitment to improving life within the East Ayrshire area.

Following questions from Members, the Provost thanked Chief Superintendent Hamish Cormack and Superintendent Liz Weir for their attendance, who then left the meeting.

PREVIOUS MINUTES

3. There were submitted (circulated) Minutes of Meeting of Council held on 14 October 2004 (pages 1041-1044) and Minutes of Special Meeting of Council held on 9 November 2004 (pages 1095-1100) which were approved as correct records.

COMMITTEE MINUTES

4. There were submitted (circulated) and approved, both as correct records and in respect of the recommendations contained therein, the Minutes of the undernoted meetings, viz:-

- 4.1 **EMERGENCY POWERS COMMITTEE OF 4 OCTOBER 2004 (page 1031).**
- 4.2 **DEVELOPMENT SERVICES COMMITTEE OF 5 OCTOBER 2004 (pages 1032-1035).**
- 4.3 **SOUTHERN LOCAL PLANNING COMMITTEE OF 8 OCTOBER 2004 (pages 1036-1040).**
- 4.4 **SPECIAL LOCAL GOVERNMENT LICENSING PANEL OF 14 OCTOBER 2004 (page 1045).**
- 4.5 **CENTRAL LOCAL PLANNING COMMITTEE OF 15 OCTOBER 2004 (pages 1046-1047).**
- 4.6 **SPECIAL KILMARNOCK SOUTH LOCAL COMMITTEE OF 22 OCTOBER 2004 (pages 1048-1049).**
- 4.7 **KILMARNOCK CENTRAL LOCAL COMMITTEE OF 27 OCTOBER 2004 (pages 1050-1053).**
- 4.8 **LOCAL GOVERNMENT LICENSING PANEL OF 28 OCTOBER 2004 (pages 1054-1056).**
- 4.9 **NORTHERN AREA LOCAL COMMITTEE OF 28 OCTOBER 2004 (pages 1057-1060).**
- 4.10 **NORTHERN AREA LOCAL PLANNING COMMITTEE OF 29 OCTOBER 2004 (pages 1061-1062).**
- 4.11 **DOON VALLEY LOCAL COMMITTEE OF 2 NOVEMBER 2004 (pages 1063-1065).**
- 4.12 **HOUSING COMMITTEE OF 3 NOVEMBER 2004 (pages 1066-1071).**

MATTER ARISING - ALLOCATIONS POLICY (Item 8, Page 1069, 03/07)

The Chief Executive confirmed that the Council recommendation "C" referred to both paragraphs (i) and (ii).

- 4.13 **KILMARNOCK SOUTH LOCAL COMMITTEE OF 3 NOVEMBER 2004 (pages 1072-1074).**
- 4.14 **SOCIAL WORK COMMITTEE OF 4 NOVEMBER 2004 (pages 1075-1078).**

REMIT FROM COMMITTEE - MEMBER/OFFICER WORKING GROUP TO REVIEW THE COUNCIL'S SHELTERED HOUSING WARDEN SERVICE (Item 4, page 1076, 03/07)

It was agreed to appoint seven Members to the Member/Officer Working Group to review the Council's Sheltered Housing Warden Service (five from the Administration, two from the Opposition), Members being Councillors Murray (Chair), O'Neill, Raymond, Finlayson, Stewart, Weir and McDill.

- 4.15 **CUMNOCK AREA LOCAL COMMITTEE OF 4 NOVEMBER 2004 (pages 1079-1082).**

- 4.16 SOUTHERN LOCAL PLANNING COMMITTEE OF 5 NOVEMBER 2004 (pages 1083-1085).
- 4.17 EDUCATION COMMITTEE OF 9 NOVEMBER 2004 (pages 1086-1094).
- 4.18 KILMARNOCK NORTH LOCAL COMMITTEE OF 9 NOVEMBER 2004 (pages 1101-1103).
- 4.19 COMMUNITY SERVICES COMMITTEE OF 10 NOVEMBER 2004 (pages 1104-1107).
- 4.20 IRVINE VALLEY LOCAL COMMITTEE OF 10 NOVEMBER 2004 (pages 1108-1111).
- 4.21 CENTRAL LOCAL PLANNING COMMITTEE OF 12 NOVEMBER 2004 (pages 1112-1114).
- 4.22 CORPORATE GOVERNANCE COMMITTEE OF 16 NOVEMBER 2004 (pages 1115-1123)

REMITTS FROM COMMITTEES

(i) RISK AND AUDIT SCRUTINY GROUP (Item 6, Page 1116, 03/07)

Councillor Farrell, seconded by Councillor Kelly, moved that the five Administration Members be Councillors Crawford, Cree, Finlayson, Jackson and Dinwoodie and that Councillor Crawford be Chair of the Group.

Councillor Reid, seconded by Councillor Linton, having proposed that the Opposition Members be Councillors Reid and D Coffey moved as an amendment that a Member of the Opposition chair the Group.

On a division by a show of hands the motion was carried by 22 votes to 7.

It was noted that, as already agreed at the Corporate Governance Committee, Councillor Young, the Conservative Member, would also be a member of the Group.

(ii) PERFORMANCE REVIEW GROUP (Item 8, Page 1117, 03/07)

It was agreed that the Group comprise eight Members (five Administration, two SNP and the Conservative Member), Members being Councillors Reeves (Chair), Macrae, Provost Darnbrough, Councillors Menzies, Carmichael, McDill, Wilson and Young.

4.23 DEVELOPMENT SERVICES COMMITTEE - SITTING AS A PLANNING COMMITTEE OF 16 NOVEMBER 2004 (pages 1124-1125).

Councillor Jackson left the meeting at this point.

4.24 SPECIAL DEVELOPMENT SERVICES COMMITTEE OF 16 NOVEMBER 2004 (pages 1126-1127).

4.25 POLICY AND RESOURCES COMMITTEE OF 25 NOVEMBER 2004 (pages 1128-1134).

4.26 NORTHERN AREA LOCAL PLANNING COMMITTEE OF 26 NOVEMBER 2004 (pages 1135-1136).

AUDITED ACCOUNTS 2003/04

- 5. There was submitted a report dated 18 November 2004 (circulated) by the Executive Head of Finance which presented the Audited Abstract of Accounts for 2003/04

following certification by the External Auditor. A copy of the Abstract of Accounts was also circulated.

It was agreed:

- (i) to note the report; and
- (ii) that the Executive Head of Finance thank all staff within the Finance Service for their efforts throughout the year in relation to the provision of support and information in the timeous production of the Audited Accounts, on behalf of all Members of Council.

BURNS MONUMENT, KAY PARK, KILMARNOCK

6. There was submitted a report dated 30 November 2004 (circulated) by the Executive Director of Neighbourhood Services which gave details of the recent fire at the Burns Monument and which recommended that options for the recovery of the site be explored.

Councillor Farrell, seconded by Councillor Kelly, moved:

- (i) that it be remitted to the Executive Director of Neighbourhood Services to explore the options for the recovery of the site; and
- (ii) that a report be submitted to the relevant Committee in due course.

Councillors Cree and Kelly left the meeting at this point.

Councillor Reid, seconded by Councillor Wilson, moved as an amendment that an additional recommendation be included:

- (iii) that the Council is committed to the reinstatement of the Burns Monument to an equivalent prominence as to the former monument, within the Kay Park.

On a division by a show of hands the motion was carried by 19 votes to 7.

The Chief Executive confirmed that a report would be submitted in early course to the Community Services Committee.

The meeting terminated at 1120 hrs.