

EAST AYRSHIRE COUNCIL**DEVELOPMENT SERVICES COMMITTEE****MINUTES OF MEETING HELD ON TUESDAY 24 AUGUST 2004 AT 1000 HOURS
IN THE MEETING ROOM, COUNCIL HEADQUARTERS, LONDON ROAD,
KILMARNOCK**

PRESENT: Councillors Eric Ross, John McGhee, Stephanie Young, Brian Reeves, Drew McIntyre, Isabella Macrae, Iain Linton, John Campbell, Ray Murray, Stuart Finlayson, Eric Jackson, George Smith, Jimmy Kelly, Tommy Farrell, Elaine Dinwoodie and Jimmy Carmichael.

ATTENDING: James Lavery, Executive Director of Development and Property Services; David Mitchell, Acting Executive Director of Corporate Support; Robert Paton, Head of Economic Development and Property Services; Alan Neish, Head of Planning, Development and Building Standards; Jim Kane, Head of Roads and Transportation; Alistair Kidd, Financial Services Manager; Alan Paterson, Principal Quantity Surveyor; David Morgan, Public Relations Officer; Robert Beaton, Administrative Officer; and Lynn Chapman, Trainee Administrative Officer.

APOLOGIES: Councillors Maureen McKay, Jim O'Neill, Daniel Coffey, Douglas Reid and Robert McDill.

CHAIR: Councillor Eric Ross, Chair.

CHAIR'S REMARKS

1. The Chair advised that Item 10 "Construction Skills Project" had been withdrawn from the Agenda.

ABSENCE MANAGEMENT REPORT QUARTER 2 (2004)

2. There was submitted and noted a report dated 2 August 2004 (circulated) by the Executive Director of Development and Property Services which advised of absence rates for the Department of Development and Property Services for the quarterly period ended 30 June 2004.

**EAST AYRSHIRE LOCAL PLAN: ALTERATION PROCESS
(Item 4, Page 739, 03/07)**

3. There was submitted a report dated 5 August 2004 (circulated) by the Executive Director of Development and Property Services which presented, for information and approval, a suggested process for progressing alterations to the East Ayrshire Local Plan.

It was agreed:-

- (i) to approve the contents of the report; and
- (ii) to authorise the Head of Planning, Development and Building Standards to implement the process of producing the alterations to the East Ayrshire Local Plan as detailed in the report.

EAST AYRSHIRE LOCAL PLAN: DEVELOPMENT ACTIVITY MONITORING REPORT

4. There was submitted a report dated 6 August 2004 (circulated) by the Executive Director of Development and Property Services which presented, for information and approval, a monitoring report which measured development activity within East Ayrshire over the period 1 March 2001 to 31 March 2004.

It was agreed:-

- (i) to approve the contents of the report; and
- (ii) to authorise the Head of Planning, Development and Building Standards to address any issues which may arise from the development activity monitoring exercise as part of the ongoing process to alter the East Ayrshire Local Plan, as considered appropriate.

PETITION BY DUNDEE CITY COUNCIL TO THE SCOTTISH PARLIAMENT REGARDING PLANNING APPEALS

5. There was submitted a report dated 9 August 2004 (circulated) by the Executive Director of Development and Property Services which responded to a request by Dundee City Council regarding a petition by them to the Scottish Executive to amend the current planning appeals legislation to give Councils the final decision on the planning merits of an application which was not "called in" by Scottish Ministers.

It was agreed not to support the petition by Dundee City Council to amend the planning appeals legislation.

PRESSURES AND IMPACTS ON SCOTLAND'S WATER ENVIRONMENT (SEPA) REPORT AND CONSULTATION

6. There was submitted a report dated 4 August 2004 (circulated) by the Executive Director of Development and Property Services which advised of the contents of the report and consultation document "Pressures and Impacts on Scotland's Water Environment" recently issued by SEPA and which sought agreement to a draft response on the above consultation document as detailed in the report.

It was agreed that the Head of Planning, Development and Building Standards respond to SEPA and the Scottish Executive in the terms detailed in the report.

**A719 MOSCOW TRAFFIC CALMING - OBJECTIONS TO ROAD HUMPS NOTICE
(Item 13, Page 612, 03/07)**

7. There was submitted a report dated 4 August 2004 (circulated) by the Executive Director of Development and Property Services which (i) advised of objections to the Road Humps Notice being promoted in association with traffic calming proposals for the A719 through Moscow; and (ii) sought approval for the traffic calming measures as proposed.

It was agreed:-

- (i) to note the objections as detailed in the report; and
- (ii) to approve the road humps as advertised.

**BUS SHELTER ADVERTISING CONTRACT - FIVE YEARLY REVIEW
(Item 23, Page 3974, 96/99)**

8. There was submitted a report dated 2 August 2004 (circulated) by the Executive Director of Development and Property Services which (i) advised that J C Decaux, the contractor which operates the bus shelter advertising contract has requested a five yearly review as provided for in the contract document; (ii) advised of the financial, policy and legal implications for the Council of the proposals contained in the review; and (iii) sought authorisation for the Executive Director of Development and Property Services to respond to this request for a review and to enter into discussions with J C Decaux.

It was agreed:-

- (i) to note the request by J C Decaux for a five yearly review of the advertising bus shelter contract;
- (ii) to note the financial, policy and legal implications of any reduction in payment; and
- (iii) to authorise the Executive Director of Development and Property Services to enter into discussions with J C Decaux in respect of the five year reviews and to liaise with other Authorities who are also involved in the review.

**PROPOSED ADDITIONAL FLOOD PREVENTION MEASURES IN THE IRVINE
VALLEY (Item 9, Page 3136, 99/03)**

9. There was submitted a report dated 2 August 2004 (circulated) by the Executive Director of Development and Property Services which informed of progress to date with the Council's proposed flood prevention works for Galston.

It was agreed to note the current status of the Additional Flood Prevention Measures for the Irvine Valley.

**AWARD OF DIAL-A-BUS CONTRACTS AND LOCAL BUS SERVICE
CONTRACTS**

10. There was submitted a report dated 9 August 2004 (circulated) by the Executive Director of Development and Property Services which (i) advised of a change to the award of the replacement Dial-a-Bus and local service contracts to that previously indicated to the Committee; and (ii) sought agreement for the increased costs to the Council of the change in award.

It was agreed to meet the additional cost of £2,395 arising from the award of contract 9556B to Shuttle Buses.

UNEMPLOYMENT AND ECONOMIC PERFORMANCE IN EAST AYRSHIRE

11. There was submitted a report dated 30 July 2004 (circulated) by the Executive Director of Development and Property Services which (i) informed of changes to the unemployment figures that will be used to report to Committee; and (ii) suggested the annual submission of an additional report covering wider economic issues.

The proposed changes to unemployment and economic reporting were agreed.

SURPLUS PROPERTY - LAND AT GARDEN STREET, GALSTON

12.1 Declaration of Interest

Councillor Finlayson declared a non pecuniary interest in the following item and left the meeting.

12.2 Consideration of Item

There was submitted a report dated 20 July 2004 (circulated) by the Executive Director of Development and Property Services which requested the Committee to declare the subjects comprising an area of land extending to 1352m² (0.33 acres) or thereby at Garden Street, Galston, surplus to requirements for the purpose of disposal for potential development and which sought authorisation for the Executive Director of Development and Property Services to market the subjects in accordance with Council procedures.

It was agreed:-

- (i) to declare the subjects extending to 1352m² (0.33 acres) or thereby, which comprised part of the former railway solum at Garden Street, Galston, surplus to requirements; and
- (ii) to remit to the Executive Director of Development and Property Services to market the subjects in accordance with agreed Council procedures.

Councillor Finlayson rejoined the meeting at this point.

FINAL MEASUREMENT ON CONTRACTS

13. There was submitted and noted a report dated 10 August 2004 (circulated) by the Executive Director of Development and Property Services which informed on final measurements for contracts, as shown in Appendix I to these Minutes.

AWARDING OF CONTRACTS

14. There was submitted and noted a report dated 12 August 2004 (circulated) by the Acting Executive Director of Corporate Support which provided, for information, details of tenders which had been accepted, as shown in Appendix II to these Minutes.

EXCLUSION OF PRESS AND PUBLIC

15. The Committee resolved that under Section 50(A)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.

APPLICATION FOR FINANCIAL ASSISTANCE: GALSTON COMPANY (PARA 6)

16. There was submitted a report dated 16 August 2004 (circulated) by the Executive Director of Development and Property Services which sought approval to make loan funding available to a Galston company, as part of a wider funding package to support the expansion of the business at its site in Galston.

It was agreed:-

- (i) to approve the funding package from East Ayrshire Council as detailed in the report; and
- (ii) to authorise the Head of Administrative and Legal Services to draft and conclude appropriate contractual documentation with the company.

**APPLICATION FOR FINANCIAL ASSISTANCE:
CUMNOCK COMPANY (PARA 9)**

- 17.** There was submitted a report dated 17 August 2004 (circulated) by the Executive Director of Development and Property Services which sought approval to award grant funding to a Cumnock company to complete a funding package that would facilitate a major expansion of the business, create 50 new jobs and bring back to life, a 61,000 sq ft industrial unit at Cumnock.

It was agreed:-

- (i) to approve the funding request; and
- (ii) to authorise the Head of Administrative and Legal Services to conclude the appropriate documents for action.

The meeting terminated at 1030 hours.

APPENDIX I**FINAL MEASUREMENTS ON CONTRACTS**

<u>CONTRACT TITLE</u>	<u>AMOUNT OF FINAL MEASUREMENT</u>
Supply and Fitment of Changing Facilities to Mill Avenue, Kilmaurs	£32,675.00
Re-Roofing Phase 2 to Dunlop Primary, St Joseph's Academy and New Cumnock Community Centre	£39,404.00
Internal Alterations, Netherthird Primary School, Cumnock	£40,264.00

APPENDIX II**AWARDING OF CONTRACTS**

<u>CONTRACT</u>	<u>SUCCESSFUL CONTRACTOR</u>	<u>AMOUNT</u>
Newlands Drive Area, Kilmarnock - Better Neighbourhood Lighting Improvement	McGivney Construction Ltd., Kilmarnock	£27,527.03
Henrietta Street, Galston - Lighting Improvement	Centre Great 1991 Ltd., Ayr	£35,198.76
Site Investigation Services Term Contract 2004	Soil Mechanics, Doncaster	Schedule of Rates Basis
Newlands Drive Area Phase Two, Kilmarnock - BSNF Lighting Improvement	McGivney Construction Ltd., Kilmarnock	£33,726.00
Hill Street, Kilmarnock - Quality of Life Lighting Improvement	McGivney Construction Ltd., Kilmarnock	£27,118.50