

EAST AYRSHIRE COUNCIL**MINUTES OF MEETING HELD ON THURSDAY 29 JUNE 2000 AT 1000 HRS
IN THE MEETING ROOM, COUNCIL HEADQUARTERS,
LONDON ROAD, KILMARNOCK**

PRESENT: Provost Jimmy Boyd and Councillors Brian McNeil, Katie Hall, Ann Hay, Stephanie Young, Brian Reeves, Daniel Coffey, Willie Coffey, Douglas Reid, John Weir, Drew McIntyre, David Macrae, Harry Wilson, Iain Linton, Alex Walsh, Alan Campbell, Jane Darnbrough, John Knapp, Jim Raymond, Finlay MacLean, Robert McDill, Eric Jackson, George Smith, Jimmy Kelly, Tommy Farrell, Julie Faulds, William Menzies, Eric Ross, Elaine Dinwoodie and Robert Taylor.

ATTENDING: David Montgomery, Chief Executive; Fiona Lees, Depute Chief Executive; William Stafford, Director of Community Services; Stephen Chorley, Director of Development Services; John Mulgrew, Director of Education; Alex McPhee, Director of Finance; James Lavery, Director of Homes and Technical Services; Alan McDougall, Depute Director of Social Work; Douglas Campbell, Head of Public Relations and Marketing; Ian Arnott, Corporate Accounting Manager; Julie Jamieson, Financial Services Manager; Bill Walkinshaw, Principal Administrative Officer; Gail Cooper, Trainee Accountant; and Julie Armstrong, Senior Administrative Officer.

APOLOGY: Councillor Jimmy Carmichael.

CHAIR: Provost Jimmy Boyd, Chair.

PROVOST'S REMARKS

1. The Provost, before beginning the meeting, intimated that he wished to mention the names of a few people who had received honours in this year's Queen's Birthday Honours List.

The Provost referred first to John Mulgrew, Director of Education, who had been awarded an OBE for his services to education. The Provost commented that not only was John engaged in education in East Ayrshire, he was also involved in a range of national groups within the education service. The Provost also stated that John had been invited by the Minister of Education to chair an Action Group investigating foreign language provision in Scottish schools which would report shortly and that John was also the Vice-President of the Association of Directors of Education in Scotland.

The Provost then referred to Neil McIntosh, who had been awarded a Knighthood for services to the community. The Provost stated that Neil McIntosh had been the former Chief Executive of Dumfries and Galloway Regional Council and Strathclyde Regional Council. The Provost also stated that the Council had nominated Neil McIntosh to serve on the Commission on Local Government, a Commission he eventually chaired. The Provost further commented that Neil McIntosh was currently Chairman of the Scottish Council for Voluntary Organisations and was active in other national bodies.

The Provost also mentioned David Kennedy, who had been awarded the Queen's Fire Service Medal. The Provost stated that David Kennedy was currently Depute Firemaster of Strathclyde Fire Brigade but was perhaps best known to most

Members as a result of his period as the Senior Officer of East Ayrshire's own local West Command.

Members and Officers joined the Provost in congratulating all of these persons on their achievements.

PREVIOUS MINUTES

2. There were submitted (circulated) Minutes of Meeting of Council held on 18 May 2000 which were approved as a correct record.

COMMITTEE MINUTES

3. There were submitted (circulated) and approved, both as correct records and in respect of the recommendations contained therein, the Minutes of the undernoted Committee meetings, viz:-
 - 3.1 **DEVELOPMENT SERVICES COMMITTEE OF 9 MAY 2000 (pages 962-966, 99/02).**
 - 3.2 **SPECIAL CUMNOCK AREA LOCAL COMMITTEE OF 10 MAY 2000 (pages 967-972, 99/02).**
 - 3.3 **EMERGENCY POWERS COMMITTEE OF 15 MAY 2000 (page 973, 99/02).**
 - 3.4 **NORTHERN AREA LOCAL PLANNING COMMITTEE OF 15 MAY 2000 (pages 974-979, 99/02).**
 - 3.5 **SOUTHERN LOCAL PLANNING COMMITTEE OF 19 MAY 2000 (pages 995-998, 99/02).**
 - 3.6 **KILMARNOCK NORTH LOCAL COMMITTEE OF 23 MAY 2000 (pages 999-1003, 99/02).**
 - 3.7 **EMERGENCY POWERS COMMITTEE OF 25 MAY 2000 (page 1004, 99/02).**
 - 3.8 **CUMNOCK AREA LOCAL COMMITTEE OF 25 MAY 2000 (pages 1005-1009, 99/02).**
 - 3.9 **HOUSING COMMITTEE OF 31 MAY 2000 (pages 1010-1020, 99/02).**
 - 3.10 **IRVINE VALLEY LOCAL COMMITTEE OF 31 MAY 2000 (pages 1021-1024, 99/02).**
 - 3.11 **CENTRAL LOCAL PLANNING COMMITTEE OF 2 JUNE 2000 (pages 1025-1030, 99/02).**
 - 3.12 **DEVELOPMENT SERVICES COMMITTEE OF 6 JUNE 2000 (pages 1031-1042, 99/02).**
 - 3.13 **KILMARNOCK CENTRAL LOCAL COMMITTEE OF 6 JUNE 2000 (pages 1043-1046, 99/02).**
 - 3.14 **COMMUNITY SERVICES COMMITTEE OF 7 JUNE 2000 (pages 1047-1057, 99/02).**
 - 3.15 **KILMARNOCK SOUTH LOCAL COMMITTEE OF 7 JUNE 2000 (pages 1058-1061, 99/02).**
 - 3.16 **EMERGENCY POWERS COMMITTEE OF 8 JUNE 2000 (page 1062, 99/02).**

3.17 EDUCATION COMMITTEE OF 8 JUNE 2000 (pages 1063-1069, 99/02).**MATTERS ARISING****(i) CONSULTATION ON THE SCHOOLS SCOTLAND CODE**

It was noted that the Director of Education would submit a report to the first appropriate Education Committee following the recent incident at Flowerbank Nursery.

3.18 NORTHERN AREA LOCAL COMMITTEE OF 8 JUNE 2000 (pages 1070-1074, 99/02).**3.19 NORTHERN AREA LOCAL PLANNING COMMITTEE OF 9 JUNE 2000 (page 1075, 99/02).****3.20 SPECIAL NORTHERN AREA LOCAL PLANNING COMMITTEE OF 12 JUNE 2000 (pages 1076-1079, 99/02).****3.21 SOCIAL WORK COMMITTEE OF 14 JUNE 2000 (pages 1080-1085, 99/02).****3.22 DOON VALLEY LOCAL COMMITTEE OF 14 JUNE 2000 (pages 1086-1089, 99/02).****3.23 POLICY AND RESOURCES COMMITTEE OF 15 JUNE 2000 (pages 1090-1110, 99/02).****3.24 SOUTHERN LOCAL PLANNING COMMITTEE OF 16 JUNE 2000 (pages 1111-1121, 99/02).****3.25 SPECIAL DEVELOPMENT SERVICES COMMITTEE OF 16 JUNE 2000 (pages 1122-1123, 99/02).**

**EAST AYRSHIRE COMMUNITY SAFETY FORUM -
ANNUAL GENERAL MEETING**

4. There was submitted and noted Minutes of Meeting held on 14 June 2000 (circulated) as shown in Appendix I.

SOCIAL INCLUSION STRATEGIC PARTNERSHIP GROUP

5. There was submitted for information and endorsement of the recommendations of the Social Inclusion Strategic Partnership Group in relation to the Social Inclusion budget 2000/2001, Minutes of Meeting held on Thursday 22 June 2000 (circulated).

It was agreed to endorse the recommendations contained in the Minutes.

**ABSTRACT OF ACCOUNTS AND COMPETITIVE SERVICES
ANNUAL REPORT 1999/2000**

6. There was submitted a report dated 15 June 2000 (circulated) by the Director of Finance to submit the Annual Accounts for 1999/2000 to the Council and which sought approval to forward them to the Controller of Audit.

It was agreed:

- (i) that £0.973m be transferred to the Insurance Fund;
- (ii) that the Annual Accounts for 1999/2000 be forwarded to the Controller of Audit; and

- (iii) otherwise to note the contents of the report.

STATUTORY PERFORMANCE INDICATORS 1999/2000

7. There was submitted a report dated June 2000 (circulated) by the Chief Executive which submitted the draft Statutory Performance Indicators 1999/2000 to the Council and which sought approval to forward them to the External Auditor.

There was also circulated amendments to pages 4 and 14 (circulated).

Councillor W Coffey, seconded by Councillor D Coffey, moved that the Council publish figures in relation to Housing Indicator No 1, Response Repairs (Emergency and 24-hour categories), reliable or otherwise, along with the Statutory Performance Indicators contained within the report.

Councillor Kelly, seconded by Councillor Macrae, moved as an amendment;

- (i) to submit the draft Statutory Performance Indicators 1999/2000 contained within Appendix to the report to the External Auditor;
- (ii) to note the actions that had been requested in relation to Housing Indicator 1 Response Repairs;
- (iii) to note that a full report on this Indicator would be presented by the Director of Homes and Technical Services to an early meeting of the Housing Committee; and
- (iv) to note that all Indicators once audited would be presented to appropriate Service Committees for a full discussion.

On a division by a show of hands the amendment was carried by 16 votes to 13.

The Council having been advised by the Director of Homes and Technical Services that figures for the Response Repairs categories in question were not available for 1999/2000, agreed to note the assurances given by the Director of Homes and Technical Services that in respect of Housing Indicator Number 1, Response Repairs (Emergency and 24-hour categories) that performance data was now being collated for this financial year and that reliable performance figures would be available for 2000/2001 and thereafter.

FINANCIAL REGULATIONS (Item 5, Page 343, 99/02)

8. There was submitted a report dated 1 June 2000 (circulated) by the Director of Finance which presented to the Council a list of minor amendments to Financial Regulations to reflect Departmental restructuring.

It was agreed:

- (i) to approve the Financial Regulations and authorise the Director of Finance to implement amendments and to make the necessary arrangements to notify the amendments to appropriate staff; and
- (ii) otherwise to note the contents of the report.

EAST AYRSHIRE COUNCIL SCHEME OF DELEGATION, STANDING ORDERS AND STANDING ORDERS IN RELATION TO CONTRACTS

9. There was submitted a report dated 15 June 2000 (circulated) by the Director of Corporate Services which sought authority of Council to make minor amendments to

the Standing Orders and Standing Orders in Relation to Contracts and to submit for consideration amendments to the Scheme of Delegation which took cognisance of the recent review of organisational structural and restructuring of certain Council Departments, and certain operational requirements.

It was agreed:

- (i) to confirm the Proper and Appointed Officers and statutory appointments as detailed in the Scheme;
- (ii) to approve and adopt the amended Scheme of Delegation as detailed within the Appendix to the report;
- (iii) to a further amendment in relation to page 37 in respect of Community Grants the sum of £250 being increased to £500; and
- (iv) to remit to the Director of Corporate Resources (Designate) in consultation with appropriate Officers to amend any reference to obsolete designations as appropriate within the Standing Orders and Standing Orders Relating to Contracts.

THE COUNCIL PLAN - TASKS, TARGETS AND TIMESCALES (Item 10, Page 570, 99/02)

- 10.** There was submitted a report dated 27 June 2000 (circulated) by the Chief Executive to submit for approval the draft Tasks, Targets and Timescales that would support the Council's top priorities as outlined within the Council Plan and previously approved by the Council.

Having noted two amendments to the text of the Council Plan as intimated by the Chief Executive, it was agreed:

- (i) to approve the draft East Ayrshire Council Plan as detailed within the report and appendix subject to any further necessary textual amendments that may be indicated to the Chief Executive;
- (ii) to note that the Council's arrangements for securing community planning would be reported to a future meeting of the Policy and Resources Committee; and
- (iii) to remit to the Chief Executive to arrange for the East Ayrshire Council Plan to be published in an appropriate form.

POLITICAL LEADERSHIP STRUCTURES/ RENEWING LOCAL DEMOCRACY GROUP

- 11.** There was submitted a report dated 20 June 2000 (circulated) by the Director of Corporate Services which proposed, on receipt of the report from the Renewing Local Democracy Group (the Kerley Committee), the referral of the report to the Member/Officer Working Group appointed to examine the Council's Committee structure and decision making processes.

Councillor Farrell, seconded by Councillor McIntyre, moved:

- (i) to note the receipt of the Kerley report and to remit this to the Member/Officer Group in order that it may be taken into account in the preparation of their recommendations; and

- (ii) to increase the membership of the Group to provide for a total of five Administration Members and three SNP Opposition Members and one Conservative Opposition Member.

Councillor Wilson, seconded by Councillor Reid, moved as an amendment:

- (i) to note the receipt of the Kerley report and to remit this to the Member/Officer Group in order that it may be taken into account in the preparation of their recommendations; and
- (ii) to increase the membership of the Group to provide for a total of five Administration Members, four SNP Opposition Members and one Conservative Opposition Member.

On a division by a show of hands, the motion was carried by 17 votes to 13.

It was further agreed that the names for the vacant membership positions on the Working Group (one Administration and three SNP) be submitted to the Head of Administrative and Legal Services as soon as possible.

PROPOSED AMENDMENT TO THE CONSTITUTION AND MEMBERSHIP OF CUMNOCK AND DOON VALLEY MINERALS TRUST

12. There was submitted a report dated 21 June 2000 (circulated) by the Director of Corporate Services which advised Members of a request to change the Constitution of the Cumnock and Doon Valley Minerals Trust to increase the number of co-opted Trustees (those appointed by the nominated Trustees) from eight to nine.

It was agreed to the request by the Trust that the number of co-opted Trustees be increased from eight to nine with the additional Trustee representing the mineral operators.

The meeting terminated at 1057 hrs.