

EAST AYRSHIRE COUNCIL**DEVELOPMENT SERVICES COMMITTEE****MINUTES OF MEETING HELD ON TUESDAY 23 NOVEMBER 1999 AT 1000 HOURS IN THE MEETING ROOM, COUNCIL HEADQUARTERS, LONDON ROAD, KILMARNOCK**

PRESENT: Councillors Eric Ross, Daniel Coffey, Willie Coffey, Douglas Reid, Drew McIntyre, Harry Wilson, Iain Linton, John Knapp, Finlay MacLean, Robert McDill, George Smith, Jimmy Kelly, Tommy Farrell, Julie Faulds, Provost Jimmy Boyd and Councillors Robert Taylor and Jimmy Carmichael.

ATTENDING: David Montgomery, Chief Executive; Stephen Chorley, Director of Development Services; Alan Neish, Head of Planning and Building Control; Bill Taylor, Head of Roads and Transportation; Bill Walkinshaw, Principal Administrative Officer; David Mitchell, Principal Solicitor; Chris Johnston, Financial Services Manager; Karen McLeod, Solicitor; Graham Kerr, Public Relations Officer; and Alex Hewetson, Administrative Officer.

APOLOGIES: Councillors Stephanie Young, Jim Raymond and Eric Jackson.

CHAIR: Councillor Eric Ross, Chair.

STRATHCLYDE PASSENGER TRANSPORT

1. The Chair welcomed Mr George Heaney, Head of Operations, Strathclyde Passenger Transport to the meeting. The position on the role of the Strathclyde Passenger Transport Authority and Strathclyde Passenger Transport in relation to Supported Bus Services in East Ayrshire was outlined.

Mr George Heaney thereafter responded to questions from Members.

The Chair, on behalf of the Development Services Committee, thanked Mr Heaney for his attendance.

MONITORING REPORTS**2.1 ABSENCE MANAGEMENT REPORT: QUARTER 1 JULY - 30 SEPTEMBER 1999**

There was submitted and noted a report dated 5 November 1999 (circulated) by the Director of Development Services on the absence rates for the Department of Development Services for the quarterly period 1 July - 30 September 1999.

2.2 STATISTICAL ANALYSIS OF DEVELOPMENT PROMOTION AND BUILDING CONTROL ACTIVITIES: 1 APRIL - 30 SEPTEMBER 1999

There was submitted and noted a report dated 15 November 1999 (circulated) by the Director of Development Services on the statistical analysis of Development Promotion and Building Control activities in the period 1 April - 30 September 1999.

2.3 BUSINESS GRANTS AND LOANS SCHEMES STATUS REPORT

There was submitted and noted a report dated 8 November 1999 (circulated) by the Director of Development Services on financial support awarded under the Business

Grants and Loans Schemes to local companies in the period 11 October to 5 November 1999.

2.4 BUDGETARY CONTROL SUMMARY STATEMENT - DEVELOPMENT SERVICES TO 24 SEPTEMBER 1999 (PERIOD 6)

There was submitted and noted a joint report dated 4 November 1999 (circulated) by the Director of Finance and the Director of Development Services on the current budgetary control position and the projected out-turn for the year for the Department of Development Services for the period ended 24 September 1999 (Period 6).

EAST AYRSHIRE LOCAL PLAN: THE NEXT STEPS (Item 7,2, Page 356, 99/02)

3. There was submitted a report dated 15 November 1999 (circulated) by the Director of Development Services on the various procedural steps required to progress the Finalised East Ayrshire Local Plan; and the probable timetable for adoption.

It was agreed:-

- (i) that additional advertisements to inform the public and interested parties of the inspection locales of the Finalised East Ayrshire Local Plan, the objection period and the date by which objections must be received by East Ayrshire Council, would be published in The Ayrshire Post; and, publication date timescales permitting, East Ayrshire Council's magazine for residents: Headlines; and
- (ii) otherwise, to note the various procedural steps required to progress the Finalised Local Plan and the probable timetable for adoption.

THE M77

4. There was submitted a report dated 11 November 1999 (circulated) by the Director of Development Services on the recent announcement by the Scottish Executive that it would proceed to construction of the M77 from Malletsheugh to the Kilmarnock Bypass.

It was agreed:-

- (i) to welcome the recent announcement by the Scottish Executive that it would proceed to construction of the M77 over the next 3 years;
- (ii) that the Director of Development Services would develop complimentary projects, as outlined in Paragraph 4.1 of the report; and
- (iii) that the Director of Development Services would write formally to the Scottish Executive indicating that the Council would withdraw its objection to the planning application for the Glasgow Southern Orbital (GSO) once the Scottish Executive had presented a detailed timetable which demonstrated that the M77 would be completed before the GSO was opened for traffic.

During consideration of this item, Councillor Eric Ross left the meeting for a short period and, in his absence, Councillor George Smith took the Chair. Councillor Eric Ross resumed the Chair prior to a decision being taken.

OPENCAST COAL TRANSPORT BY RAIL

5. There was submitted a report dated 15 November 1999 (circulated) by the Director of Development Services on action which had been taken to draw attention to the current difficulties faced by opencast coal operators in securing delivery to customers by rail.

It was agreed:-

- (i) to note the issues raised in the report in respect of the current difficulties faced by Opencast Coal Operators in securing delivery to customers by rail; and
- (ii) to note the action taken by the Chair of the Development Services Committee in seeking to maintain employment in the Coal Industry within East Ayrshire.

Councillor Iain Linton left the meeting during discussion of this item.

TRAFFIC REGULATION ORDERS

6. There was submitted a report dated 8 November 1999 (circulated) by the Director of Development Services on Traffic Regulation Orders and Stopping-Up Orders which were being processed and implemented by the Roads and Transportation Division; and which requested that no further permanent Traffic Regulation Orders would commence until the present workload had been completed, other than in exceptional cases.

It was agreed:-

- (i) that no further permanent Traffic Regulation Orders would be commenced until the current programme had been completed, except where necessary to do so on the grounds of safety and the efficient use of the roads network; and
- (ii) otherwise, to note the contents of the report.

FLOOD PREVENTION

7. There was submitted a report dated 3 November 1999 (circulated) by the Director of Development Services which sought approval for the publication of a report required under the Flood Prevention (Scotland) Act 1961, as amended by the Flood Prevention and Land Drainage (Scotland) Act 1997.

It was agreed to approve the report, and its publication, to comply with the requirements of the Flood Prevention (Scotland) Act 1961, as amended, by the Flood Prevention and Land Drainage (Scotland) Act 1997.

THE ESSON PLACE, KILMARNOCK (PROVISIONAL) TREE PRESERVATION ORDER 1999

8. There was submitted a report dated 27 October 1999 (circulated) by the Director of Development Services which sought authority for confirmation of the Esson Place, Kilmarnock (Provisional) Tree Preservation Order 1999.

It was agreed to authorise the Director of Development Services to arrange for the Esson Place, Kilmarnock (Provisional) Tree Preservation Order 1999, to be confirmed.

LONGPARK IMPROVEMENTS

9. There was submitted a report dated 8 November 1999 (circulated) by the Director of Development Services on progress made on the development of improvement proposals at Longpark; and which sought approval of the proposed future programme of action.

It was agreed:-

- (i) to note the progress to date on the Longpark Improvement Proposals;
- (ii) to authorise the Director of Development Services to undertake a market testing exercise to ascertain the potential for a public/private partnership approach to the proposed community complex, as soon as possible; and
- (iii) to approve, if found necessary, the commissioning of a ground condition and mining bore hole investigation of the proposed site for the community complex.

During consideration of this item, Councillor Eric Ross left the meeting for a short period and, in his absence, Councillor George Smith took the Chair. Councillor Eric Ross resumed the Chair prior to a decision being taken.

ANALYSIS OF PLANNING APPEAL DECISIONS RECEIVED IN RESPECT OF APPLICATIONS DETERMINED BY EAST AYRSHIRE COUNCIL: APRIL 1997 - SEPTEMBER 1999

10. There was submitted and noted a report dated 9 November 1999 (circulated) by the Director of Development Services on an analysis carried out in respect of planning appeal decisions issued by The Scottish Office/Executive Inquiry Reporters Unit during the period April 1997 - September 1999, a 30 month period which equated to the last 5 six monthly statistical returns passed to the Scottish Executive.

TRANSPORT SERVICES UNIT - SERVICE LEVEL AGREEMENTS

11. There was submitted a report dated 9 November 1999 (circulated) by the Director of Development Services which sought approval in principle for Service Level Agreements to replace current contractual arrangements between the Transport Services Unit and Client Departments.

It was agreed:-

- (i) to approve the principles to be incorporated into Service Level Agreements between the Transport Services Unit and Client Departments as outlined in Paragraph 3 of the report; and
- (ii) to authorise the Director of Development Services to draw up detailed agreements with the Client Directors in accordance with these principles ((i), above).

OFF-STREET PARKING CHARGES - KILMARNOCK

12. There was submitted a report dated 8 November 1999 (circulated) by the Director of Development Services which sought agreement to amend the East Ayrshire Council (Use of Off-Street Parking Places and Amendment) (Kilmarnock) Order 1999 to allow an increase in parking charges in the paying car-parks in Kilmarnock.

It was agreed to approve an amendment to the East Ayrshire Council (Use of Off-Street Parking Places and Amendment) (Kilmarnock) Order 1999 to allow an increase in charges at the Council's off-street paying car-parks, in accordance with the proposed tariffs set out in the report.

RETAINING WALL - GLEBE ROAD, GALSTON

13. There was submitted a report dated 5 November 1999 (circulated) by the Director of Development Services which informed of the substantial completion of works on the retaining wall at Glebe Road, and the re-opening of Glebe Road, Galston; that a claim under the Institution of Civil Engineers (ICE) Conditions of Contract for unforeseen ground conditions had been lodged by the contractor; and which sought approval for additional capital funding to be made available to the Director of Development Services to settle the contractor's claim and for additional necessary works carried out under this contract.

It was agreed:-

- (i) to note the substantial completion of works on the retaining wall at Glebe Road, and the re-opening of Glebe Road, Galston;
- (ii) to note the reasons for the request for extra payment as described within Paragraph 3 of the report; and
- (iii) to authorise extra expenditure of approximately £41,000, to be met from within the Council's Capital Budget.

REPORT ON FLOODLIGHTING OF GALSTON PARISH CHURCH

14. The Chair advised that this item had been withdrawn from the Agenda.

AWARDING OF CONTRACTS

15. There was submitted and noted a report dated 12 November 1999 (circulated) by the Director of Corporate Services which provided details of the lowest satisfactory tenders which had been awarded in respect of the undernoted Department of Development Services' contracts:-

<u>CONTRACT</u>	<u>SUCCESSFUL CONTRACTOR</u>	<u>AMOUNT</u>
Patching Council Roads - No 2	Mac Asphalt, Paisley	£45,145.18
Patching North Area	Lightways Contractors, Larbert	Up to a maximum of £50,000
Footway Works - Patna and Dalmellington	Wallace Dick & Sons, Darvel	£19,676.75
Footway Resurfacing - Kilmarnock Central and Crookedholm	Wallace Dick & Sons, Darvel	Up to a maximum of £26,000
A70 and A713 Resurfacing	East Ayrshire Council, Roads and Transportation Division, Kilmarnock	£43,185.03

Foregate - Multi-Storey Car-Park - Interior Painting	D B Contract Services, Hurlford	£26,334.50
Supply and Delivery of 4 No 5m ³ Demountable Gritters	Econ Engineering Ltd, Ripon	£54,429.56

DISPATCH OF COAL FROM HOUSE OF WATER OPENCAST SITE, NEAR NEW CUMNOCK

- 16.** There was submitted a report dated 19 November 1999 (circulated) by the Director of Development Services on a request by Scottish Coal, operator of the House of Water Opencast Site, near New Cumnock; and which sought approval for a temporary extension to the authorised hours of dispatch of coal from the site.

The Head of Planning and Building Control reported an amendment to Paragraph 7.1(ii) of the report; 'not exceed 20 in number' to read, viz:- 'not exceed 15 in number'.

Councillor Eric Ross, seconded by Provost Jimmy Boyd, moved approval, subject to the following provisions:-

- (i) that the dispatch hours of coal from the House of Water Opencast site be extended to between 0600 hours and 1800 hours, Mondays to Fridays for a maximum period of 4 weeks from 23 November 1999; and
- (ii) that the maximum number of laden vehicles which would leave the House of Water Opencast site between 0600 hours and 0800 hours during this period would not exceed 15.

Councillor Daniel Coffey, seconded by Councillor Robert McDill, moved the direct negative.

On a division by a show of hands, the motion was carried by 9 votes to 7.

EXCLUSION OF PRESS AND PUBLIC

- 16.** 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 6 of Schedule 7A of the Act.

MONITORING REPORTS

17.1 BUDGETARY CONTROL SUMMARY STATEMENT ROADS DLO - TRADING SERVICES TO 24 SEPTEMBER 1999 (PERIOD 6)

There was submitted and noted a joint report dated 5 November 1999 (circulated) by the Director of Finance and the Director of Development Services on the current budgetary control position and the projected out-turn for the year for the Roads DLO - Trading Services for the period ended 24 September 1999 (Period 6).

**17.2 BUDGETARY CONTROL SUMMARY STATEMENT VEHICLE MAINTENANCE
DSO - TRADING SERVICES TO 24 SEPTEMBER 1999 (PERIOD 6)**

There was submitted and noted a joint report dated 5 November 1999 (circulated) by the Director of Finance and the Director of Development Services on the current budgetary control position and the projected out-turn for the year for the Vehicle Maintenance DSO - Trading Services for the period ended 24 September 1999 (Period 6).

The meeting terminated at 1144 hours.