

## **EAST AYRSHIRE COUNCIL**

### **MINUTES OF MEETING HELD ON THURSDAY 19 JUNE 1997 AT 1000 HRS IN THE MEETING ROOM, COUNCIL HEADQUARTERS, LONDON ROAD, KILMARNOCK**

**PRESENT:** Councillors Jimmy Boyd, Gordon McCredie, Drew McIntyre, Irene Reeves, Gordon Cree, Douglas Reid, Ronald Brailsford, Jane Darnbrough, Jim O'Neill, Kathleen Hall, Bob Beattie, John Knapp, Daniel Coffey, David Fulton, David Macrae, Kim Nicoll, Robert McDill, Eric Ross, Jim Kelly, David Sneller, George Smith, Jimmy Carmichael, Robert Taylor, Tommy Farrell and Eric Jackson.

**ATTENDING:** David Montgomery, Chief Executive; Stephen Chorley, Director of Development Services; Gordon Clark, Director of Finance; John Hillis, Director of Housing; Douglas Bulloch, Director of Social Work; Barbara Haughan, Director of Support Services; Roddy Wallace, Head of Administration; Kate McVey, Head of Legal Services; Bill Walkinshaw, Principal Administrative Officer; Gerry McMenemy, Solicitor; and Julie Armstrong, Senior Administrative Officer.

**APOLOGIES:** Provost Robert Stirling and Councillors Wilma Doyle, Alan Campbell, George Turnbull and John Smith.

**CHAIR:** In the absence of Provost Stirling, Depute Provost Boyd, Chair.

#### **PREVIOUS MINUTES**

1. There was submitted (circulated) Minutes of Council held on 14 May 1997 which were, subject to the following amendments, approved as a correct record, viz:-

Page 2122, Item 5, Agreed that Councillor Jackson would replace Councillor McIntyre on the Publicity and Publications Sub-Committee of the Policy and Resources Committee.

Page 2123, Item 5, Agreed to amend the Minutes to show that Councillor Coffey, seconded by Councillor Nicoll, moved the amendment.

#### **COMMITTEE MINUTES**

2. There were submitted (circulated) and approved both as correct records and in respect of recommendations contained therein, the Minutes of the undernoted Committee meetings as follows, viz:-
  - 2.1.1 **CUMNOCK AREA LOCAL COMMITTEE OF 6 MAY 1997 (pages 2093-2096)**
  - 2.1.2 **KILMARNOCK CENTRAL LOCAL COMMITTEE OF 6 MAY 1997 (pages 2097-2099)**
  - 2.1.3 **DOON VALLEY LOCAL COMMITTEE OF 7 MAY 1997 (pages 2100-2102)**
  - 2.1.4 **IRVINE VALLEY LOCAL COMMITTEE OF 7 MAY 1997 (pages 2103-2105)**
  - 2.1.5 **KILMARNOCK NORTH LOCAL COMMITTEE OF 8 MAY 1997 (pages 2106-2108)**
  - 2.1.6 **SOUTHERN LOCAL PLANNING COMMITTEE OF 13 MAY 1997 (pages 2109-2114).**
  - 2.1.7 **NORTHERN AREA LOCAL COMMITTEE OF 13 MAY 1997 (pages 2115-2118).**

**2.1.8 KILMARNOCK SOUTH LOCAL COMMITTEE OF 14 MAY 1997 (pages 2129-2132)**

**2.1.9 SOCIAL WORK COMMITTEE OF 15 MAY 1997 (pages 2133-2140).**

**2.1.10 CENTRAL LOCAL PLANNING COMMITTEE OF 16 MAY 1997 (pages 2141-2143).**

**2.1.11 SPECIAL POLICY AND RESOURCES COMMITTEE OF 20 MAY 1997 (page 2144).**

**2.1.12 HOUSING COMMITTEE OF 21 MAY 1997 (pages 2145-2156).**

**2.1.13 SPECIAL SOUTHERN LOCAL PLANNING COMMITTEE OF 21 MAY 1997 (pages 2157-2158).**

**2.1.14 EDUCATION COMMITTEE OF 22 MAY 1997 (pages 2159-2165)**

**2.1.15 SPECIAL CENTRAL LOCAL PLANNING COMMITTEE OF 22 MAY 1997 (pages 2166-2168).**

**(i) Application No 97/0088/FL: Mr B Garrick (Item 1.2, Page 2167)**

A motion by Councillor McCredie, seconded by Councillor Coffey, to reconsider in terms of Standing Order 51, the above mentioned planning application as reservations were expressed regarding the potential threat to the tree at the development, was on a division by a show of hands, defeated by 17 votes to 7 and failed to receive the requisite two thirds of the Members voting.

Councillor Knapp left the meeting during discussion on this item and before the vote was taken.

**2.1.16 NORTHERN AREA LOCAL PLANNING COMMITTEE OF 22 MAY 1997 (pages 2169-2178).**

**2.1.17 COMMUNITY SERVICES COMMITTEE OF 28 MAY 1997 (pages 2179-2189).**

**(i) Appendix II - Leisure Sub-Committee Of The Community Services Committee Of 20 May 1997 - Library Service Income (Item 4, Page 2186)**

A motion by Councillor McCredie, seconded by Councillor Coffey, to reconsider in terms of Standing Order 51 the fees charged for video and audio services as detailed in the Annex to the Minutes was, on a division by a show of hands, defeated by 17 votes to 7 and failed to receive the requisite two-thirds of the Members voting.

**2.1.18 COMMERCIAL OPERATIONS COMMITTEE OF 29 MAY 1997 (pages 2190-2192).**

**2.1.19 DEVELOPMENT SERVICES COMMITTEE OF 3 JUNE 1997 (pages 2193-2212).**

**(i) Local Liaison Forum - Egger (Barony) Ltd (Item 11, Page 2198)**

A motion by Councillor McCredie, seconded by Councillor Nicoll, to reconsider in terms of Standing Order 51 the representatives on the Forum to include one SNP Member was, on a division by a show of hands defeated by 16 votes to 7 and failed to receive the requisite two-thirds of the Members voting.

Councillor O'Neill left the meeting during discussion of the above item and before the vote was taken.

**(ii) Tourism Strategy (Item 13, Page 2199)**

It was agreed that a report would be submitted to a future meeting of the Community Services Committee on the options available to the Council to promote Ellerslie, Riccarton as being the birthplace of William Wallace.

**(iii) Kilmarnock Town Centre Environmental Improvement Scheme (Item 19, Page 2202)**

It was noted that a report would be submitted to a future Development Services Committee on the feasibility of introducing controls over vehicle access times and weight limits in respect of vehicles entering the Town Centre pedestrian area.

**(iv) Enforcement Notice (Wasteland) And Dangerous Building Notice (Item 23, Page 2212)**

It was noted that a report would be submitted to the next Development Services Committee on 9 September 1997 giving details of the progress on the serving of the Notices in question.

**(v) Proposed Listed Building (Item 24, Page 2212)**

It was noted that a report would be submitted to the next Development Services Committee on 9 September 1997 giving details of the progress on the serving of the Notice in question.

**2.1.20 POLICY AND RESOURCES COMMITTEE OF 5 JUNE 1997 (pages 2213-2240).****(i) Urban Programme Terminating Projects - Evaluation And Funding (Item 14, Page 2218)**

Councillor Sneller, seconded by Councillor Jackson, moved the Minutes as a correct record.

Councillor Coffey, seconded by Councillor Nicoll, moved as an amendment to approve the proposals for continuation of the projects as detailed in the Minutes with the exception of the Kilmarnock and Loudoun Furniture Redistribution Scheme, where consideration of subsequent years funding should be deferred meantime and be reviewed in three months time in the light of a further report.

On a division by a show of hands the motion was carried by 16 votes to 7.

**(ii) Remit From Committee****Member/Officer Working Group on Road Safety (Item 13, Page 2217)**

It was agreed that Councillors Darnbrough, Fulton, Macrae, Hall, Boyd and Taylor be appointed to the above Working Group.

**2.1.21 EMERGENCY POWERS COMMITTEE OF 5 JUNE 1997 (pages 2241-2242).****EAST AYRSHIRE ACCIDENT PREVENTION COMMITTEE**

3. There was submitted and noted Minutes of Meeting held on 4 June 1997 (circulated) as shown in the Appendix to these Minutes.

## **REPRESENTATION ON OUTSIDE BODIES**

4. There was submitted a report dated 5 June 1997 (circulated) by the Director of Support Services which recommended consideration of certain nominations to outside bodies.

Councillor Sneller, seconded by Councillor Jackson, moved that

- (i) the nominations to the undernoted organisations, currently held by Councillor Turnbull be held by the Chair of Development Services Committee as an ex officio appointment, viz:-
- (a) Ayrshire and Arran Tourist Board;
  - (b) Kilmarnock Town Centre Management Initiative Ltd;
  - (c) East Ayrshire Business Partnership;
  - (d) West Coast Rail 250 Campaign;
  - (e) Kilmarnock Town Centre Partnership;
  - (f) West of Scotland Loan Fund;
  - (g) New Start Project;
  - (h) Ayrshire Economic Forum;
  - (i) West of Scotland European Consortium;
  - (j) CoSLA Development Services Forum; and
  - (k) Ayrshire Joint Structure Planning Committee: and
- (ii) that for future clarity where appointments to outside bodies related to holders of office, ie Chairs/Vice-Chairs etc, appointments should be on an ex officio basis.

Councillor McDill, seconded by Councillor Nicoll, moved as an amendment that nominations be made on a personal basis.

On a division by a show of hands the motion was carried by 16 votes to 7.

### **QUEENS DRIVE, KILMARNOCK - AD HOC SUB-COMMITTEE OF THE POLICY AND RESOURCES COMMITTEE (Item 6, Page 2259)**

#### **5.1 Declaration of Interest**

Councillor McIntyre, in terms of the National Code of Local Government Conduct, declared a non-pecuniary interest in this item and left the meeting.

#### **5.2 Consideration of Item**

There was submitted a report dated 18 June 1997 (circulated) by the Director of Support Services to determine membership of an Ad Hoc Sub-Committee of the Policy and Resources Committee which would have authority to oversee and approve development proposals as they arose in respect of the specific development site within Council ownership at Queens Drive, Kilmarnock as approved by the Special Policy and Resources Committee on 17 June 1997 and to indicate consequential inclusions to the Council's Scheme of Delegation.

It was agreed:

- (i) to approve the establishment of an Ad Hoc Sub-Committee comprising Councillor Sneller (Chair) and Councillor Jackson, Provost Stirling and Councillor Reid, with the quorum of the Sub-Committee being two;
- (ii) that the Terms of Reference be as follows:  
to oversee and approve development proposals in respect of the specific development site within Council ownership at Queens Drive, Kilmarnock approved by the Special Policy and Resources Committee of 17 June 1997 as they arise;
- (iii) that the Sub-Committee have full delegated powers to deal with all matters within the above Terms of Reference subject to existing Council policies and compliance with approved capital and revenue estimates; and
- (iv) that the Scheme of Delegation be amended accordingly and that it be remitted to the Director of Support Services to make the necessary arrangements.

The meeting terminated at 1055 hrs.