

EAST AYRSHIRE COUNCIL**CABINET****MINUTES OF MEETING HELD ON WEDNESDAY 20 APRIL 2022 AT 1002 HOURS BY VIDEO CONFERENCE**

MEMBERS PARTICIPATING: Councillors Douglas Reid, Jim McMahon, John McGhee, Tom Cook, Iain Linton, Fiona Campbell, Clare Maitland, Claire Leitch, Neil McGhee, Jim Roberts and Jacqui Todd; and Religious Representatives: Babs Mowat and Rev Dr Allan Vint; and Parent Representative: Jacqueline Livingston.

OFFICERS PARTICIPATING: Eddie Fraser, Chief Executive; Craig McArthur, Director of East Ayrshire Health and Social Care Partnership; Linda McAulay-Griffiths, Chief Education Officer and Head of Education; Joe McLachlan, Chief Financial Officer and Head of Finance and ICT; David Mitchell, Chief Governance Officer; David McDowall, Head of Economic Growth; Blair Millar, Head of Housing and Communities; Amanda Lowe, Head of People and Culture; Kevin Braidwood, Head of Roads - Ayrshire Roads Alliance; Simon Bell, Strategic Lead: Asset Investment; Ian Burgoyne, Strategic Education Group Manager; Craig Fulton, Team Co-ordinator (Communities); Karen Purves, Principal Planning Officer; Helen Underwood, Technical Officer/Engineer; and Christine Baillie, Democratic Services Team Leader.

APOLOGY: Teacher Representative: Iain Pettigrew.

CHAIR: Councillor Douglas Reid, Leader of the Council.

CHAIR'S REMARKS

1. The Chair in recognising that this was the last meeting of Cabinet under the present Administration, thanked all Elected Members for their contribution and support over the past five years. He made particular mention of Councillors Cook, Campbell, N McGhee and Roberts who would not be seeking re-election at the forthcoming Local Government Elections and wished them all the best for the future.

DECLARATIONS OF INTEREST

2. Declarations of non-financial interest were intimated in respect of the following:-
Item 5 "Community Asset Transfer" - Councillor McMahon as a Trustee of Cumnock Men's Shed, and given that the nature of the interest was not deemed to be significant, having considered the terms of the objective test as outlined in Paragraph 5.5 of the Councillors' Code of Conduct, did not withdraw from the meeting when the item was being discussed.
Item 13 "Visions Leisure Centre - Request for Financial Assistance" - Councillors McMahon and Todd as regular attendees of Visions Board meetings, and given that the nature of the interest was deemed to be significant, having considered the terms of the objective test as outlined in Paragraph 5.5 of the Councillors' Code of Conduct, advised of their intention to withdraw from the meeting when the item was being discussed.

**PROPOSED CONSULTATION ON BID TO SCOTTISH GOVERNMENT
LEARNING ESTATE INVESTMENT PROGRAMME 2022 (Item 2E of Cabinet
meeting of 17 March 2022)**

- 3E.** There was submitted a report dated April 2022 (circulated) by the Chief Education Officer and Head of Education which sought approval to undertake statutory consultation on options around a potential bid to the Scottish Government Futures Trust in regard to the national Learning Estate Investment Programme.

Cabinet agreed:-

- (i) to approve the Proposal Document contained within the report;
- (ii) to remit to the Chief Education Officer and Head of Education to make arrangements to undertake a public consultation on the proposals in line with legal requirements;
- (iii) to delegate authority to the Chief Education Officer and Head of Education, in consultation with the Chief Governance Officer, to make any minor, non-material amendments to the proposal document prior to undertaking the public consultation; and
- (iv) otherwise, to note the contents of the report.

**UPDATE ON CURRENT EMPLOYABILITY ACTIVITY DELIVERED BY EAST
AYRSHIRE COUNCIL SERVICES**

- 4E.** There was submitted a report (circulated) by the Depute Chief Executive which updated Cabinet on the range of employability work streams delivered by council services and accessed by clients of all ages across East Ayrshire and which also set out the internal arrangements to support the Local Employability Partnership (LEP) delivery model.

Cabinet agreed:-

- (i) to note the progress made with the Employability Projects and current arrangements with European and Scottish Government funding;
- (ii) to note the progress made in relation to each of the Community Renewal Fund projects and the forthcoming publication of the new shared Prosperity Fund, which would have People and Skills as one of its key objectives;
- (iii) to note the introduction of the Council's Jobs and Training Scheme and that the work in this area had only recently begun and would be ongoing over 2022-25;
- (iv) to note the creation of the Employability Project Board which would manage internal employability arrangements across Council Services;
- (v) to note recent developments in relation to the work of the LEP, which included the production of the 2022-25 Operating Plan;
- (vi) to note the draft No One Left Behind Operating Plan which would be subject to consultation with the LEP membership prior to consideration and determination by the Community Planning Partnership; and
- (vii) otherwise, to note the contents of the report.

The Chair then took the opportunity to thank all of the non-elected members of Cabinet for their attendance at, and contribution to, the working of Cabinet. Religious

Representatives Babs Mowat and Rev Dr Allan Vint; and Parent Representative Jacqueline Livingston then left the meeting.

COMMUNITY ASSET TRANSFER

5. There was submitted a report dated 4 April 2022 (circulated) by the Depute Chief Executive which provided an update on Community Asset Transfer activities and made recommendations to progress the Property and Estate work stream in the Transformation Strategy 2017-2022.

Cabinet agreed:-

- (i) to approve a lease of 39 Barrhill Road, Cumnock to Cumnock Men's Shed on confirmation that funds had been received for the renovation of the building;
- (ii) to note the temporary Licence to Occupy terms to be agreed until 30 September 2022 to allow Cumnock Men's Shed access to 39 Barrhill Road, Cumnock for quotes and surveys; and
- (iii) otherwise, to note the contents of the report.

PROPOSED INSTALLATION OF ROAD HUMPS, HURLFORD ROAD, RICcarton, KILMARNOCK

6. There was submitted a report (circulated) by the Depute Chief Executive which (i) advised that objections had been received to a proposal to provide road humps on Hurlford Road, Riccarton; and (ii) sought approval not to proceed with the scheme.

Cabinet agreed:-

- (i) that the proposal to provide road humps on Hurlford Road, Riccarton be abandoned; and
- (ii) otherwise, to note the contents of the report.

PROPOSED AMENDMENTS TO WAITING AND LOADING RESTRICTIONS AND DESIGNATED PARKING PLACES ACROSS EAST AYRSHIRE

7. There was submitted a report (circulated) by the Depute Chief Executive which advised of maintained objections received to a number of proposals included within an advertised amendment Order to waiting and loading restrictions and designated parking places in Kilmarnock, Kilmaurs and Galston, and which presented officer recommendations which related to each of the proposals.

Cabinet agreed:-

- (i) that the proposal to convert two motorcycle only bays to designated parking places (Pay and Display) be retained;
- (ii) that the proposal to extend the period of on-street charging in Kilmarnock Town Centre by 1 hour per day from 9am - 5pm Monday - Saturday to 9am to 6pm Monday to Saturday be abandoned;
- (iii) that the proposal to introduce waiting restrictions on Catherine Place, Kilmaurs, be abandoned;
- (iv) that the proposal to introduce waiting and loading restrictions on the Station Road/Duke Street junction in Galston be abandoned; and

- (v) otherwise, to note the contents of the report.

MAUCHLINE TREE PRESERVATION ORDER: TPO/3/2021 (Item 6 of Cabinet meeting of 23 February 2022)

8. There was submitted a report dated 5 April 2022 (circulated) by the Depute Chief Executive which requested approval to confirm the Tree Preservation Order (TPO): TPO/3/2021 (Woodland and area of trees at land north and north-west of Netherplace Quadrant, Mauchline).

Cabinet agreed:-

- (i) to approve the confirmation of Mauchline Tree Preservation Order TPO/3/2021 (land north and north-west of Netherplace Quadrant, Mauchline), as identified within the TPO in Appendix 1 of the report;
- (ii) to delegate officers to proceed with arrangements to confirm the Tree Preservation Order; and
- (iii) otherwise, to note the contents of the report.

LDP2 SUPPLEMENTARY GUIDANCE

9. There was submitted a report dated 5 April 2022 (circulated) by the Depute Chief Executive which (i) presented the proposed draft supplementary guidance on (a) Dark Sky Park Lighting; and (b) Stewarton Development Framework; and (ii) sought authority to publish the documents for consultation purposes.

Cabinet agreed:-

- (i) to approve the Dark Sky Park Lighting as draft supplementary guidance as set out in Appendix 1 of the report;
- (ii) to approve the Stewarton Development Framework as draft supplementary guidance as set out in Appendix 2 of the report;
- (iii) to authorise the Head of Economic Growth to advertise and publicise the approved documents for consultation purposes alongside the Proposed Local Development Plan 2, as approved at Council on 31 March 2022;
- (iv) to authorise the Head of Economic Growth to make any non-substantive changes or alterations/amendments of a technical or drafting nature as may be considered necessary prior to the supplementary guidance documents being printed and advertised;
- (v) to note that a further report would be presented to Cabinet in due course which would set out details relative to the developer contributions and affordable housing draft supplementary guidance and the requirement for public consultation; and
- (vi) otherwise, to note the contents of the report.

EXCLUSION OF PRESS AND PUBLIC

10. Cabinet 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 the Paragraphs of Schedule 7A of the Act as shown against each item”.

**PHASE 1 - FINANCE & ICT SERVICE REDESIGN - MANAGEMENT STRUCTURE
(PARA 1)**

11. There was submitted a report dated 3 April 2022 (circulated) by the Chief Financial Officer and Head of Finance & ICT which presented to Cabinet the conclusions of the first phase of the Finance & ICT Service Redesign and which sought approval for the implementation of the revised management structure.

Cabinet agreed:-

- (i) to approve the structure detailed at Paragraph 22 of the report; and
- (ii) otherwise, to note the contents of the report.

**REVIEW OF MEMBERS' SERVICES SECTION - DEMOCRATIC
SERVICES/GOVERNANCE (PARA 1)**

12. There was submitted a report dated 11 April 2022 (circulated) by the Chief Governance Officer which presented the outcome of the service review, which had been undertaken in respect of the Members' Services Section within Governance Services, and which sought approval for the proposals in relation to the structures and arrangements, which would support the Council's transformational journey.

Cabinet agreed:-

- (i) to approve the proposals to amend the Members' Services structure as summarised in paragraphs 10-18 and shown in the Appendices to the report;
- (ii) to note that the Council's Jobs and Training Programme was currently being reviewed by the Chief Governance Officer and the Head of People and Culture to identify additional opportunities within Members' Services;
- (iii) to remit to the Chief Government Officer to carry out a further review after 6 months to ensure there was appropriate capacity within the team; and
- (iv) otherwise, to note the contents of the report.

Councillors McMahon and Todd left the meeting at this point.

**VISIONS LEISURE CENTRE - REQUEST FOR FINANCIAL ASSISTANCE
(PARA 5)**

13. There was submitted a joint report (circulated) by the Depute Chief Executive and Chief Financial Officer and Head of Finance and ICT which sought approval for a financial support package for Cumnock and District Leisure Group (Visions Leisure Centre), to stabilise the current adverse financial position and assist with COVID-19 recovery supporting the group achieve financial sustainability.

Cabinet agreed:-

- (i) to approve the allocation of £0.015m from the in-year underspend within Finance and ICT to allow the Finance Manager at Visions to be made full time for one year;

- (ii) to approve the additional funding of £0.200m from the in-year underspend within Finance and ICT to support the financial stability of Visions as noted at paragraph 14 of the report;
- (iii) to approve the delegation of the £0.200m additional funding to the Head of Housing and Communities in order that it can be allocated on a phased basis by taking account of the immediate needs noted at paragraph 14 of the report and the achievement of the financial targets contained at Appendix 1 of the report;
- (iv) to note that further reports would be provided to Cabinet at the end of Quarter 2 of the 2022/23 financial year in order that Members were aware of the achievement of the recovery plans; and
- (v) otherwise, to note the contents of the report.

The meeting terminated at 1230 hours.