

ANGUS COUNCIL

MINUTE of MEETING of **ANGUS COUNCIL** held in the Town and County Hall, Forfar on Thursday 8 December 2016 at 2.00pm.

Present: Depute Provost ALEX KING, Councillors BILL BOWLES, BRIAN BOYD, COLIN BROWN, DAVID CHEAPE, LYNNE DEVINE, BILL DUFF, BRENDA DURNO, MAIRI EVANS, DAVID FAIRWEATHER, CRAIG FOTHERINGHAM, IAIN GAUL, JEANETTE GAUL, MARTYN GEDDES, SHEILA HANDS, JIM HOUSTON, DAVID MAY, IAN McLAREN, GLENNIS MIDDLETON, DONALD MORRISON, ROB MURRAY, BOB MYLES, RONNIE PROCTOR MBE, EWAN SMITH, PAUL VALENTINE and SHEENA WELSH.

DEPUTE PROVOST ALEX KING, in the Chair.

Prior to the commencement of business, the Depute Provost welcomed Councillors David Cheape and Brenda Durno following their election to the Council as Councillors for the Carnoustie and District and Arbroath East and Lunan Wards, respectively.

1. APOLOGIES

Apologies for absence were intimated on behalf of Councillors David Lumgair, Mark Salmond and Margaret Thomson.

2. DECLARATIONS OF INTEREST

Councillor May declared an interest in item 10 as he was a member of the Montrose Playhouse Committee. He indicated that he would participate in any discussion and voting on this item.

3. ELECTION OF PROVOST

Depute Provost Alex King called for nominations for Provost of Angus.

Councillor Iain Gaul, seconded by Councillor May, moved that Depute Provost Alex King be elected Provost of Angus.

There being no further nominations, Depute Provost Alex King was unanimously elected as Provost of Angus.

Election of Depute Provost

As a consequence of the above, Provost Alex King called for nominations for Depute Provost of Angus.

COUNCILLOR IAIN GAUL, SECONDED BY COUNCILLOR CHEAPE, MOVED THAT COUNCILLOR BOYD BE ELECTED DEPUTE PROVOST OF ANGUS.

Councillor Fairweather, seconded by Councillor Myles, moved as an amendment, that Councillor Brown be elected Depute Provost of Angus.

On a vote being taken, members voted:-

For Councillor Boyd:

Provost Alex King, Councillors Boyd, Cheape, Devine, Duff, Durno, Evans, Iain Gaul, Jeanette Gaul, Hands, Houston, Middleton, Morrison, Murray, Smith, Valentine and Welsh (17).

For Councillor Brown:

Councillors Bowles, Brown, Fairweather, Fotheringham, Geddes, May, McLaren, Myles and Proctor (9).

Councillor Boyd was duly elected Depute Provost of Angus.

4. MINUTES OF COUNCIL AND COMMITTEES

(i) Minutes of Previous Meetings

(a) Angus Council

The minute of meeting of Angus Council of 27 October 2016 was submitted and approved as a correct record.

(b) Angus Council (Special)

The minute of the special meeting of Angus Council of 15 November 2016 was submitted and approved as a correct record.

(ii) Minutes of Committees

(c) Development Standards Committee

The minute of meeting of the Development Standards Committee of 1 November 2016 was submitted and noted.

(d) Development Management Review Committee

The minute of meeting of the Development Management Review Committee of 1 November 2016 was submitted and noted.

(e) Civic Licensing Committee

The minute of meeting of the Civic Licensing Committee of 3 November 2016 was submitted and noted.

(f) Children and Learning Committee

The minute of meeting of the Children and Learning Committee of 8 November 2016 was submitted and noted.

(g) Communities Committee

The minute of meeting of the Communities Committee of 15 November 2016 was submitted and noted.

(h) Development Standards Committee

The minute of meeting of the Development Standards Committee of 22 November 2016 was submitted and noted.

(i) Scrutiny and Audit Committee

The minute of meeting of the Scrutiny and Audit Committee of 22 November 2016 was submitted and noted.

(j) Policy and Resources Committee

The minute of meeting of the Policy and Resources Committee of 29 November 2016 was submitted and noted.

5. RESULT OF BY ELECTION FOR THE ARBROATH EAST AND LUNAN WARD

There was submitted Report No 435/16 by the Chief Executive and Returning Officer advising members of the outcome of the Arbroath East and Lunan by election which had been held on Monday 28 November 2016.

The Council resolved to note that Brenda Durno had been duly elected as a Councillor for the Arbroath East and Lunan Ward of Angus Council.

6. RESULT OF BY ELECTION FOR THE CARNOUSTIE AND DISTRICT WARD

There was submitted Report No 436/16 by the Chief Executive and Returning Officer advising members of the outcome of the Carnoustie and District by election which had been held on Monday 5 December 2016.

The Council resolved to note that David Cheape had been duly elected as a Councillor for the Carnoustie and District Ward of Angus Council.

7. APPOINTMENTS TO COMMITTEES ETC

(a) Communities Committee

The Council resolved to appoint Councillor Durno to the Communities Committee.

(b) Scrutiny and Audit Committee

The Council resolved to appoint Councillor Cheape to the Scrutiny and Audit Committee.

(c) Policy and Resources Committee

The Council resolved to appoint Councillor Cheape to the Policy and Resources Committee.

(d) Development Standards Committee

The Council resolved to appoint Councillor Myles to the Development Standards Committee.

(e) Convener of Scrutiny and Audit Committee

COUNCILLOR IAIN GAUL, SECONDED BY COUNCILLOR MURRAY, MOVED THAT COUNCILLOR BOYD (CURRENTLY VICE CONVENER OF THE SCRUTINY AND AUDIT COMMITTEE) BE APPOINTED CONVENER OF THE SCRUTINY AND AUDIT COMMITTEE.

Councillor Fairweather, seconded by Councillor May, moved as an amendment, that Councillor Myles be appointed Convener of the Scrutiny and Audit Committee.

On a vote being taken, members voted:-

For Councillor Boyd:

Provost Alex King, Depute Provost Boyd, Councillors Cheape, Devine, Duff, Durno, Evans, Iain Gaul, Jeanette Gaul, Hands, Houston, Middleton, Morrison, Murray, Valentine and Welsh (16).

For Councillor Myles:

Councillors Bowles, Brown, Fairweather, Fotheringham, Geddes, May, McLaren, Myles, Proctor and Smith (10).

Councillor Boyd was duly appointed Convener of the Scrutiny and Audit Committee.

Vice Convener of Scrutiny and Audit Committee

As a consequence of the above, Provost Alex King called for nominations for Vice Convener of the Scrutiny and Audit Committee.

Depute Provost Boyd, seconded by Councillor Iain Gaul, moved that Councillor Fotheringham be appointed Vice Convener of the Scrutiny and Audit Committee.

The Council resolved to have a ten minute adjournment.

The meeting reconvened at 2.24pm.

Councillor Fotheringham intimated that, as all members of the Council were not present, he did not wish to be nominated for the position of Vice Convener of the Scrutiny and Audit Committee.

Thereafter, Depute Provost Boyd, seconded by Councillor Iain Gaul, moved that Councillor Cheape be appointed Vice Convener of the Scrutiny and Audit Committee.

There being no other nominations, Councillor Cheape was duly appointed Vice Convener of the Scrutiny and Audit Committee.

8. REVIEW OF POLLING DISTRICTS AND POLLING PLACES

With reference to Article 6 of the minute of meeting of Angus Council of 16 June 2016, there was submitted Report No 437/16 by the Chief Executive and Returning Officer advising members of the completion of the Local Government Boundary Commission for Scotland's Fifth Statutory Review of Electoral Arrangements following approval by Scottish Ministers and proposing amendments to the Council's polling scheme in light of this review and the closure of a polling venue in Brechin.

The Council resolved:-

- (i) to note the amendments to Wards 5, 6 and 7 of Angus Council as a result of the Local Government Boundary Review, as per maps 1 to 3 contained in Appendix 1 to the Report;
- (ii) to note the amendment to the name of Ward 6 to Arbroath West, Letham and Friockheim and the reduction in councillor numbers from 4 to 3 in Ward 7 Arbroath East & Lunan;
- (iii) to note that the Scottish Local Government Elections due to be held on 4 May 2017 would be contested on the new ward boundaries and councillor numbers;
- (iv) to approve the amendments to the current parliamentary polling districts and polling places, as outlined in maps 1 to 3 contained in Appendix 1 of the Report as a result of the review;
- (v) to approve the amendments to the polling arrangements in Brechin, as outlined in map 4 in Appendix 1 to the Report; and
- (vi) to note that the Electoral Registration Officer (ERO) would arrange to make the necessary amendments to the 2016/17 Register of Electors.

9. TREASURY MANAGEMENT 2016/17 MID YEAR REVIEW REPORT

With reference to Article 13 of the minute of meeting of Angus Council of 10 December 2015, there was submitted Report No 438/16 by the Head of Corporate Improvement and Finance providing details of the mid term review on treasury management activities for the period 1 April to 30 September 2016.

The Report indicated that during the first six months of the financial year the Council had operated within the treasury limits and prudential indicators set out in the Council's 2016/17 Treasury Management Strategy Statement and in compliance with the Council's Treasury Management practices.

The Council resolved to note the Angus Council mid year review report on treasury management activities for the period 1 April to 30 September 2016, attached as Appendix 1 to the Report.

10. ANGUS LOCAL DEVELOPMENT PLAN – ACTION PROGRAMME AND STRATEGIC ENVIRONMENTAL ASSESSMENT POST ADOPTION STATEMENT

With reference to Article 3 of the minute of the special meeting of Angus Council of 4 August 2016, there was submitted Report No 439/16 by the Head of Planning and Place seeking approval of the Action Programme for the Angus Local Development Plan. The Report also

sought agreement of the Strategic Environmental Assessment Post Adoption Statement of the Angus Local Development Plan.

The Council resolved:-

- (i) to approve the Angus Local Development Plan Action Programme for adoption, submission and publication, attached as Appendix 1 to the Report; and
- (ii) to approve the Strategic Environmental Assessment Post Adoption Statement for the Angus Local Development Plan, subject to minor technical drafting amendments, attached as Appendix 2 to the Report.

11. ANGUS LOCAL DEVELOPMENT PLAN SUPPLEMENTARY GUIDANCE

With reference to Article 10 of the minute of meeting of Angus Council of 8 September 2016, there was submitted Report No 440/16 by the Head of Planning and Place providing an update on the response from Scottish Ministers to the notice of intention to adopt the Angus Local Development Plan Supplementary Guidance on Developer Contributions and Affordable Housing and recommending that the Supplementary Guidance be updated and adopted in line with the direction issued by Scottish Ministers.

The Council resolved to adopt the Developer Contributions and Affordable Housing Supplementary Guidance, in line with the direction issued by Scottish Ministers.

12. JOINT INSPECTION OF SERVICES FOR CHILDREN AND YOUNG PEOPLE IN THE ANGUS COMMUNITY PLANNING PARTNERSHIP (ACPP)

There was submitted Report No 441/16 by the Strategic Director – Children and Learning informing members of the outcomes of the joint inspection of services for children and young people in Angus.

The Report indicated that the inspection of all children's services in the Angus Community Planning Partnership had taken place between 16 May and 24 June 2016 and had involved Care Inspectorate, Education Scotland, Health Care Improvement Scotland and Her Majesty's Inspectorate of Constabulary for Scotland. The final inspection report had been published on the Care Inspectorate's website on 29 November 2016 and detailed a number of areas of particular strengths along with examples of good practice and areas identified for improvement. It was proposed that a further report be taken to the Children and Learning Committee with an action plan to address areas for improvement from the inspection.

The Council resolved:

- (i) to note the contents of the Report;
- (ii) to acknowledge the strengths of the multi agency partnership in Angus; and
- (iii) to request that the Strategic Director – Children and Learning present a multi agency action plan to address the areas for improvement to the Children and Learning Committee in February 2017.