

ANGUS COUNCIL

MINUTE of MEETING of **ANGUS COUNCIL** held in the Town and County Hall, Forfar on Thursday 18 October 2018 at 2.00pm.

Present: Depute Provost COLIN BROWN, Councillors JULIE BELL, BRIAN BOYD, KENNY BRAES, DAVID CHEAPE, BRADEN DAVY, LYNNE DEVINE, ANGUS MACMILLAN DOUGLAS OBE, BILL DUFF, BRENDA DURNO, DAVID FAIRWEATHER, CRAIG FOTHERINGAM, SHEILA HANDS, ALEX KING, BEN LAWRIE, DAVID LUMGAIR, MARK McDONALD, IAN McLAREN, RICHARD MOORE, BOB MYLES, GAVIN NICOL, MARK SALMOND, LOIS SPEED, TOMMY STEWART, RON STURROCK, DEREK WANN and BETH WHITESIDE.

DEPUTE PROVOST COLIN BROWN, in the Chair

1. APOLOGIES

An apology for absence was intimated on behalf of Provost Ronnie Proctor MBE.

2. DECLARATIONS OF INTEREST

Councillor Sturrock declared an interest in item 4(ii) as he had had discussions with stakeholders. He indicated that he would participate in any discussion and voting on this item.

Councillor Hands declared a financial interest in item 8 as an employee of Tayside NHS Mental Health Service. She indicated that she would not participate in any discussion and voting and would leave the meeting during consideration of this item.

Councillor Stewart declared an interest in item 4(ii) as he had attended meetings with stakeholders. He indicated that he would participate in any discussion and voting on this item.

3. MINUTES OF COUNCIL AND COMMITTEES

(i) Minutes of Council Meetings

(a) Angus Council

The minute of meeting of Angus Council of 6 September 2018 was submitted and approved as a correct record.

(b) (Special) Angus Council of 18 September 2018

The minute of the special meeting of Angus Council of 18 September 2018 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 11 September 2018 was submitted and noted.

(d) Development Management Review Committee

The minute of meeting of the Development Management Review Committee of 11 September 2018 was submitted and noted.

(e) Civic Licensing Committee

The minute of meeting of the Civic Licensing Committee of 13 September 2018 was submitted and noted.

(f) Children and Learning Committee

The minute of meeting of the Children and Learning Committee of 18 September 2018 was submitted and noted.

(g) Scrutiny and Audit Committee

The minute of meeting of the Scrutiny and Audit Committee of 25 September 2018 was submitted and noted.

(h) Communities Committee

The minute of meeting of the Communities Committee of 25 September 2018 was submitted and noted.

(i) Development Standards Committee

The minute of meeting of the Development Standards Committee of 9 October 2018 was submitted and noted.

(j) Policy and Resources Committee

The minute of meeting of the Policy and Resources Committee of 9 October 2018 was submitted.

The Service Leader – Legal and Democratic advised members that with reference to Article Item 14 of the minute and the statement that had been made in relation to paragraph 4.2 of the Report, in addition to the matters highlighted, the additional points of clarifications should have also included:-

- (i) reference to the VisitScotland Quality Assurance Scheme and the collections as well as the Accredited Museums Status;
- (ii) that the Friends would also decide if they wished the William Lamb Studio to maintain membership of the VisitScotland Quality Assurance Scheme and would manage this directly with VisitScotland at the start of the new scheme a year from November 2018.
- (iii) as part of ANGUSALive's collection development plans, the Lamb collection items would be included and work on these items would be undertaken according to the wider collection work schedule developed by the Trust.

The Council thereafter noted the further clarification and the minute.

4. MOTIONS IN TERMS OF STANDING ORDER 25(1)

(i) Tackling Gender Based Violence

Councillor Bell, seconded by Councillor Whiteside, moved that "this Council recognises the importance of tackling gender-based abuse, the introduction of the Safe and Together model in Angus, underpinned by The Scottish Government's Equally Safe Strategy; and the value of partnership working across a wide range of agencies. The Angus Violence against Women Partnership was to be commended for its work in dealing with these issues across our communities and services and highlights in particular, the following developments:

- Early intervention services, including the introduction of Safe and Together, the first time there has been a strategic direction aimed at holding perpetrators to account
- Consolidation and maturity of the Violence against Women Partnership itself
- A reduction in recorded crime from 1st April of around 35%

- A 75% detection rate for crimes reported in this performance year, whilst remaining aware that not all domestic abuse incidents are reported
- Work in schools that educates children about healthy relationships, consent and that 'hands are not for hitting'
- Discussions about 'where next'.

This Council calls for:

A commitment across the Council and our services that we are an exemplar organisation for tackling domestic abuse and violence against women; that we commit to looking at services through a gendered lens, to make sure girls and boys, women, men and our LGBTI communities grow up and live safe, healthy, inclusive lives without fear of coercive control and violence in relationships; that we continue to commit to support the Violence against Women Partnership as the strategic driver for change.”

Having heard from a number of members, the Council unanimously agreed to approve the motion.

(ii) Montrose Port Authority (MPA)

Councillor Duff, seconded by Councillor Devine, moved that this Council:

“Notes with concern the refusal of Marine Scotland to issue a licence to MPA to allow disposal of dredged material from the navigational channel. The previous disposal licence expired in April 2018. Regular dredging is essential to allow access of larger ships to the harbour. One severe easterly storm could therefore threaten the Port’s operations.

Notes that there has been a significant public investment in Montrose Port in recent years, the large number of jobs supported by the Port in Montrose, Angus and the North- east generally (estimated as over 700 by Scottish Enterprise) and the role the Port plays in the Tay Cities Deal bid.

As a consequence, the Council instructs the Chief Executive and officers to work with Marine Scotland, MPA and other stakeholders to resolve this serious situation and to report back to the next Council meeting.”

COUNCILLOR FAIRWEATHER, SECONDED BY COUNCILLOR STURROCK, MOVED AS AN AMENDMENT, THAT AS OFFICERS WERE WORKING TO THEIR GIVEN AUTHORITY, THIS COUNCIL DOES NOT INSTRUCT THE CHIEF EXECUTIVE TO BRING BACK A REPORT TO THE NEXT COUNCIL MEETING.

Prior to the vote, Councillor Duff intimated that he was willing to add the word “continue” to the third paragraph of his motion so that his motion would read “officers continue to work with Marine Scotland etc”.

Thereafter, on a vote being taken, members voted:

For the (revised) motion:

Councillors Bell, Boyd, Braes, Cheape, Devine, Duff, Durno, Hands, King, MacDonald and Whiteside (11)

For the amendment:

Depute Provost Colin Brown, Councillors Davy, Fairweather, Fotheringham, Lawrie, Lumgair, MacMillan Douglas, McLaren, Moore, Nicoll, Salmond, Speed, Stewart, Sturrock and Wann (15)

No vote:

Councillor Myles

The amendment was declared carried and the Council resolved accordingly.

The Depute Provost ruled in accordance with Standing Order 11(1)(vii) that the following motion from Councillor Boyd be considered as an urgent item, in order that the appeal could be given the maximum opportunity to receive donations.

(iii) **Radio Tay's Cash for Kids – Coat Appeal**

Councillor Boyd, seconded by Councillor Fairweather, moved that “this Council supports Radio Tay's Cash for Kids – Coat Appeal and encourages Councillors and staff to make a donation via a link on the Council's website.

This could easily be done by donating via the link:

<https://planetradio.co.uk/tay/charity/events/coats-for-kids-2018>

And requests that the Chief Executive ensures this link was added to the Council website as a matter of urgency as demand for the coats was exceeding donations.”

Having heard from a number of members, the Council unanimously agreed to approve the motion.

5. APPOINTMENT TO THE ANGUS EDUCATIONAL TRUST

The Council resolved to note that Councillor Ronnie Proctor would replace Councillor Mark Salmond on the Angus Educational Trust.

The Council also noted that discussions had taken place with the Trustees so that future meetings of the Trust would take place after meetings of the Children & Learning Committee. In addition, it had been agreed by the Trustees to increase the grants available to students and also increase the cut off point for eligibility for grants.

6. ANGUS COUNCIL ANNUAL ACCOUNTS 2017/18 AND ANNUAL AUDIT REPORT TO MEMBERS

With reference to Article 4 of the minute of meeting of the Scrutiny & Audit Committee of 25 September 2018, there was submitted Joint Report No 303/18 by the Chief Executive, the Strategic Director – Place and the Head of Finance and Legal providing Audit Scotland's Annual Audit Report to members on the 2017/18 audit of Angus Council, Strang's Mortification and Angus Council Charitable Trust.

The Head of Finance and Legal indicated that the matters that had been highlighted by the auditors within their Report had subsequently been resolved and an unqualified audit certificate had been issued.

Having heard from a number of members, the Council resolved to note the contents of Audit Scotland's Annual Audit Report to members, attached as appendices 1A and 1B to the Report.

7. TREASURY MANAGEMENT ANNUAL REPORT – 2017/18

With reference to Article 8 of the minute of meeting of the Scrutiny & Audit Committee of 25 September 2018, there was submitted Report No 304/18 by the Head of Finance and Legal appending a copy of Angus Council's Annual Report of Treasury Management Activities 2017/18.

The Report indicated that as a result of sound treasury management activity, the Council had been able to meet all its financial obligations and cash flow requirements throughout the financial year without encountering any liquidity problems.

The Council resolved to note the Annual Report on 2017/18 Treasury Management Activities for Angus Council, attached as Appendix 1 to the Report.

Councillor Hands, having declared a financial interest at Item 2 above, left the meeting during consideration of the following item.

8. ANNUAL CHIEF SOCIAL WORK OFFICER REPORT 2017/18

With reference to Article 13 of the minute of meeting of Angus Council of 19 October 2017, there was submitted Report No 330/18 by the Chief Social Work Officer, Angus Council presenting the Chief Social Work Officer Annual Report for 2017/18 which was an evaluation of Social Work Services including commissioned services; detailing some of the main successes within Social Work Services and reporting on a range of performance including partnership working, social services delivery landscape, finance service quality & performance and workforce.

The Report indicated that the Council continued to provide high quality flexible services to vulnerable children, young people and adults throughout the 2017/18 period within a challenging financial environment.

Having heard from a number of members who commended the Report, the Council resolved to note and endorse the contents of the Chief Social Work Officer Annual Report 2017/18.

9. TAYSIDE REGIONAL IMPROVEMENT COLLABORATIVE (TRIC) PROGRESS AND TRIC PLAN (PHASE 2) 2018 REPORT

There was submitted Report No 331/18 by the Strategic Director – People providing a year long update on the progress made by Tayside Children's Services Collaborative and the Tayside Regional Improvement Collaborative (TRIC) taking forward the first Joint Integrated Services Plan – "The Tayside Plan for Children, Young People and Families 2017/18" and Phase 1 of the TRIC Plan.

The production of the Tayside Plan was an important statement of aspiration and ambition for all children, young people and their families across all communities in the Tayside area. The Joint Integrated Children's Services Plan worked within the GIRFEC policy framework, aiming to improve interrelated and interdependent outcomes in health, wellbeing and educational attainment.

Having heard from a number of members and having also heard from the Chief Education Officer, the Council resolved:-

- (i) to note the progress made in the past year;
- (ii) to approve the 2017-2018 report, as detailed in Appendix 1 to the Report;
- (iii) to instruct the Strategic Director - People to bring a progress report back to the Children & Learning Committee in October 2019; and
- (iv) that the Chief Education Officer provide further briefings to elected members on these matters.

10. ANGUS LOCAL DEVELOPMENT PLAN – SUPPLEMENTARY GUIDANCE

With reference to Article 9 of the minute of meeting of Angus Council of 29 June 2018, there was submitted Report No 332/18 by the Head of Communities presenting the response to the consultation on the Draft Supplementary Guidance to support and provide further explanation of policies within the adopted Angus Local Development Plan (September 2016).

The Strategic Director – Place indicated that in relation to Appendix 1B to the Report, the reference to Northmuir Primary School should be corrected to indicate that there would be no developer contribution.

Having heard from a number of members, having also heard from the Strategic Director – Place confirm that he would advise members in relation to the developer contribution for the Strathmartine development, the Council resolved:-

- (i) to note the representations received and approve the Council's response to the draft Developer Contributions & Affordable Housing Supplementary Guidance (Appendix 1A) and Design & Placemaking Supplementary Guidance (Appendix 2A);

- (ii) to authorise the Service Leader – Planning & Communities to notify the Scottish Ministers of the Council's intention to adopt the Developer Contributions & Affordable Housing (Appendix 1 as corrected) and Design & Placemaking Supplementary Guidance (Appendix 2) following amendment to formatting and minor drafting changes; and
- (iii) to adopt the Developer Contributions & Affordable Housing and Design from Placemaking Supplementary Guidance following the completion of the relevant procedures.

11. MEETING OF ANGUS COUNCIL IN JUNE 2019

The Council resolved to note that, following consultation with the Provost and in accordance with the provisions of Standing Order 8(2), the meeting of Angus Council scheduled to take place on Thursday 13 June 2019 at 2.00pm would now take place on Thursday 20 June 2019, this to afford sufficient time for the annual accounts to be submitted.