

## ANGUS COUNCIL

MINUTE of MEETING of the **POLICY AND RESOURCES COMMITTEE** held in the Town and County Hall, Forfar on Tuesday 10 October 2017 at 2.00pm.

**Present:** Councillors BOB MYLES, BRIAN BOYD, COLIN BROWN, BRADEN DAVY, LYNNE DEVINE, BILL DUFF, DAVID FAIRWEATHER, SHEILA HANDS, ALEX KING, ANGUS MACMILLAN DOUGLAS OBE, RICHARD MOORE, MARK SALMOND, CRAIG FOTHERINGHAM, GAVIN NICOL and BETH WHITESIDE.

Councillor BOB MYLES, Convener, in the Chair

### 1. **APOLOGIES/SUBSTITUTES**

Apologies for absence were intimated on behalf of Councillors David Cheape, Ron Sturrock and Derek Wann with Councillors Colin Brown, Craig Fotheringham and Gavin Nicol substituting respectively.

### 2. **DECLARATIONS OF INTEREST**

There were no declarations of interest intimated.

### 3. **MINUTE OF PREVIOUS MEETING**

The minute of meeting of this Committee of 29 August 2017 was submitted and approved as a correct record.

### 4. **INFORMATION REPORT ON PART THREE OF THE COMMUNITY EMPOWERMENT (SCOTLAND) ACT 2015 – PARTICIPATION REQUESTS**

There was submitted Report No 345/17 by the Head of Strategic Policy, Transformation and Public Sector Reform providing information to members with regard to Part Three of the Community Empowerment (Scotland) Act 2015 and the Participation Request Procedure (Scotland) Regulations 2017, the intention of which was to provide a new way for communities to initiate dialogue with public bodies on their own terms with scope to raise issues that might not be currently open to consultation.

Having heard from Councillor Devine, and having also heard from the Chief Executive who confirmed that young people would be encouraged to participate in the process, the Committee agreed to note the contents of the Report.

### 5. **INFORMATION REPORT FOR THE PERIOD 29 JULY TO 8 SEPTEMBER 2017**

With reference to Article 4 of the minute of meeting of this Committee of 29 August 2017, there was submitted and noted Report No 346/17 by the Chief Executive providing information to members in relation to an overview of business support and investment activities.

### 6. **CAPITAL MONITORING – GENERAL FUND CAPITAL PROGRAMME – 2017/18**

With reference to Article 8 of the minute of meeting of this Committee of 14 March 2017, there was submitted Report No 347/17 by the Head of Corporate Finance apprising members of the capital expenditure incurred for the period from 1 April 2017 to 31 July 2017 and measuring the projected capital expenditure for the year against budgeted provision for the year.

The Report indicated that actual expenditure as a percentage of the budget was 16.5% on a gross basis and 16.6% on a net basis. With four months (33.3%) of the financial year gone, the actual spend levels detailed in Tables 1 to the Report could be considered low, although historically around 10% of capital spends came through as accruals at the year end. However, work was on-going on a number of significant projects for which no payment had yet been made by virtue of the phasing of such projects. In addition, the value of work completed up to 31 March 2018 would be assessed as part of the year end process and expenditure accrued accordingly, hence the reason why spend could increase significantly in the last month of the year.

The Committee agreed:-

- (i) to note the contents of the Report; and
- (ii) to note the expenditure position on the General Fund Capital Programme as at 31 July 2017 as per Tables 1 and 2 in the Report and the Capital Monitoring Statement, as appended to the Report.

## **7. REVENUE MONITORING 2017/18 AND RENEWAL AND REPAIR FUND POSITION 2017/18**

With reference to Article 9 of the minute of meeting of this Committee of 14 March 2017, there was submitted Report No 348/17 by the Head of Corporate Finance apprising members of the actual revenue expenditure incurred and income received for the period 1 April 2017 to 31 July 2017. In addition, the Report detailed the actual position of the Renewal and Repair Fund in respect of the Property, Information Technology, Roads and Transport, Print and Design and Recreation funds as at 31 July 2017 along with the estimated closing balance at the year-end.

The Report indicated that at this point in the financial year an underspend of £2.609m was projected however, after a number of adjustments required to reflect previously approved policy, this left an adjusted projected underspend of £1.098m in relation to capital financing costs the budget was expected to be underspent by some £1.24m. This was a planned underspend in line with previously agreed principles and would be carried forward as it was fully committed to reduce the level of borrowing required in 2018/19 as part of the agreed financing strategy for the Council's Capital Programme.

The Committee agreed:-

- (i) to note the contents of the Report and in particular the comments in the financial implications section regarding the projected year end position; and
- (ii) to note the Renewal and Repair Fund position.

## **8. DECRIMINALISED PARKING ENFORCEMENT - UPDATE**

With reference to Article 13 of the minute of meeting of this Committee of 20 June 2017, there was submitted Report No 349/17 by the Head of Technical and Property Services updating members on the introduction of Decriminalised Parking Enforcement (DPE); on issues that had emerged; and also exploring members' requests to consider resident parking permits.

The Report indicated that the introduction of DPE was considered to be a success in delivering the intended outcomes that after three months (22 May to 28 August 2017) of enforcement 2889 Penalty Charge Notices (PCN's) had been issued for on-street and 295 PCN's issued for off-street infringements. It was proposed that DPE would continue around town centres which was the initial priority and would expand into other areas including working in conjunction with Community Partners and Police Scotland to look at specific problem areas such as schools.

In relation to resident parking permits, given the potential demand for parking spaces on both town centres and some residential areas and the additional revenue burden on the Council, members were asked to consider if they wished resident parking permits schemes to be progressed and if so minded, to establish a Member Officer Group so that members could determine the matters as set out in the appended paper and subsequently report further to Committee.

The Report recommended that the Committee agree:

- (i) to note the update on DPE following the first three months of the powers being used to issue Penalty Charge Notices (PCN's);
- (ii) to note the matters that had arisen and further developments including exploring potential charging for parking;

- (iii) to consider the potential to introduce resident parking permits and if minded to proceed to establish a Member Officer Group to determine the details of such a scheme.

Having heard from a number of members highlighting the need to review the current 30 minutes parking time limits and also the need to tackle inconsiderate parking outside schools:-

COUNCILLOR MYLES, SECONDED BY COUNCILLOR DAVY, MOVED THAT THIS COMMITTEE AGREES THE RECOMMENDATIONS OF THE REPORT.

Councillor King, seconded by Councillor Duff, moved as an amendment, that this Committee deletes recommendation (iii).

On a vote being taken, members voted:

For the motion:

Councillors Myles, Boyd, Brown, Davy, Fairweather, Macmillan Douglas, Moore, Fotheringham, and Nicol. (9)

For the amendment:

Councillors Duff, Devine, Hands, King, Salmond and Whiteside. (6)

The motion was declared carried and the Committee resolved accordingly

## **9. COMMON GOOD FUNDS – PROJECT APPROVALS**

With reference to Article 12 of the meeting of this Committee of 20 June 2017, there was submitted Report No 350/17 by the Head of Technical and Property Services in relation to a number of 2017/18 Common Good Funded Projects.

### **Arbroath**

#### **Education and Training, Community Cycle Hub, Recycling Project and Bike Loan Scheme**

Having heard from Councillor King, the Committee agreed to defer consideration of the application from Angus Cycle Hub in the sum of £69,929 to allow Finance Officers to undertake due diligence on the viability of the project and given that the proposed project is Angus-wide, to explore alternative sources of funding.

### **Christmas Lighting**

HAVING HEARD FROM A NUMBER OF LOCAL MEMBERS, COUNCILLOR MYLES, SECONDED BY COUNCILLOR FAIRWEATHER, MOVED THAT THIS COMMITTEE APPROVES THE APPLICATION FROM THE ROYAL BURGH OF ARBROATH, UP TO A MAXIMUM OF £6,500.

Councillor King, seconded by Councillor Boyd, moved as an amendment, that this Committee does not support the application.

On a vote being taken, members voted:

For the motion:

Councillors Myles, Brown, Devine, Fairweather, Macmillan Douglas, Moore, Salmond, Fotheringham and Nicol. (9)

For the amendment:

Councillors Boyd and King. (2)

No votes:

Councillors Davy, Duff, Hands and Whiteside. (4)

The motion was declared carried and the Committee resolved accordingly.

### **Brechin**

The Committee agreed to approve the application from Brechin Mechanics Institute Trust in the sum of £5,720 for interior decorating of the premises;

### **Forfar**

The Committee agreed to approve the application from Forfar Community Council in the sum of £4,000 for a Christmas Lighting Display; and

### **Montrose**

The Committee agreed to refuse the application from Montrose Community Council in the sum of £1,247 for a Christmas Lighting Display.

## **10. RAISING STANDARDS AND IMPROVING THE QUALITY OF ROADWORKS IN SCOTLAND - CONSULTATION**

There was submitted Report No 351/17 by the Head of Technical and Property Services providing information to members on a consultation by the Scottish Government on proposed improvements to the regulation of roadworks in Scotland and proposing a response for approval, attached as Appendix 2 to the Report.

The Report indicated that in 2015 the then Minister for Transport and the Islands had taken the opportunity to commission an independent review of the Scottish Roadworks Commission's Office and functions. The resultant report, written by independent consultants, "the Barton Report" made a number of recommendations to improve the regulation of roadworks in Scotland. The consultation sought views on proposals for improvements to the regulation of roadworks in Scotland which included taking forward the accepted recommendations in the Barton Report.

Having heard the Convener commend the officer concerned in the preparation of the response, and having also heard from other members who wished to see the provision of an Executive Summary on detailed Government Reports, the Committee agreed:-

- (i) to note the contents of the consultation; and
- (ii) to approve the comments as detailed in Appendix 2 to the Report as the Council's response to the consultation.

## **11. PROCUREMENT OF HOME BASED CARE AND SUPPORT SERVICES UNDER SDS OPTION 3**

With reference to Article 9 of the minute of meeting of this Committee of 29 August 2017, there was submitted Report No 352/17 by the Chief Officer, Angus Health & Social Care Partnership advising members of the procurement strategy for the provision of homebased care and support services under SDS Option 3 and seeking approval to implement the strategy through a competitive tender exercise.

The proposals were essential to the achievement of the savings targets associated with the Help to Live at Home Programme. It was proposed to implement a new pre-defined pricing model for all home based care and support services from 1 April 2018 including enhanced payments for rural areas using a mapping system supported by the Council's Geographic Information Service. Full details of the proposed pricing model was contained in Appendix 1 to the Report.

The Committee agreed:-

- (i) to note the contents of the Report;

- (ii) to approve the undertaking of a competitive tendering exercise in line with the proposals outlined in Section 5 and in Appendix 1;
- (iii) to note that the contract opportunity would be advertised using the Public Contracts Scotland portal;
- (iv) to note that the results of the tender evaluation and accompanying contract award decisions would be reported back to Committee for noting only;
- (v) to approve an extension to the current framework agreement until 31 March 2018 and to the continuation of the on-going service provision as outlined in Section 7 of the Report.

## **12. EXCLUSION OF PUBLIC AND PRESS**

The Committee agreed that the public and press be excluded during consideration of the following item, so as to avoid the disclosure of information which was exempt in terms of Part 1 of Schedule 7A to the Local Government (Scotland) Act 1973, Paragraphs 6 and 9.

## **13. ANGUS COUNCIL (SOUTH MONTROSE SPINE ROAD) COMPULSORY PURCHASE ORDER 2016**

With reference to Article 4 of the minute of meeting of this Committee of 31 January 2017, there was submitted Report No 353/17 by the Chief Executive, indicating that the Council had completed the acquisition of a number of properties and servitude rights over a number of other properties in South Montrose following the serving of a Compulsory Purchase Order (CPO) and seeking delegated authority for officers to negotiate related claims and conclude compensation payment up to specified amounts.

The Committee agreed to delegate authority to the Head of Technical and Property Services (in consultation with the Head of Corporate Finance, Head of Legal and Democratic Services and the Service Manager – Economic Development) to negotiate claims and conclude compensation payments received as a result of the Angus Council (South Montrose Spine Road) Compulsory Purchase Order 2016 up to the limits specified in the Report.