

ANGUS COUNCIL

TO BE HELD IN THE TOWN AND COUNTY HALL, FORFAR
ON THURSDAY 5 DECEMBER 2019 AT 4.00PM

AGENDA

1. APOLOGIES FOR ABSENCE

2. DECLARATIONS OF INTEREST

Members are reminded that, in terms of the Councillors' Code of Conduct, it is their responsibility to make decisions about whether to declare an interest in any item on this agenda and whether to take part in any discussion or voting. Completed Declarations of Interest forms should be forwarded to Democratic Services.

PAGE NO

3. MINUTES OF COUNCIL AND COMMITTEES

(i) Minutes of Council Meetings

Submit for approval as correct records, the minutes of meetings of:

- | | | |
|-----|--|--------|
| (a) | (Special) Angus Council of 17 October 2019 | 6 - 7 |
| (b) | Angus Council of 17 October 2019 | 8 - 12 |

(ii) Minutes of Committees

Submit, for information, the minutes of the following meetings:

- | | | |
|-----|--|---------|
| (c) | Development Management Review Committee of 23 Oct 2019 | 13 |
| (d) | Civic Licensing Committee of 31 Oct 2019 | 14 - 20 |
| (e) | Children and Learning Committee of 5 Nov 2019 | 21 - 23 |
| (f) | Development Management Review Committee of 12 Nov 2019 | 24 |
| (g) | Development Standards Committee of 12 Nov 2019 | 25 - 26 |
| (h) | Development Management Review Committee of 12 Nov 2019 | 27 |
| (i) | Communities Committee of 12 Nov 2019 | 28 - 31 |
| (j) | Scrutiny and Audit Committee of 19 Nov 2019 | 32 - 39 |
| (k) | Policy and Resources Committee of 26 Nov 2019 | 40 - 44 |

4. ANGUS VIOLENCE AGAINST WOMEN PARTNERSHIP (AVAWP): PRESENTATION

Susan Duncan from Angus Council, Lucy Denvir from NHS Tayside, Chair of AVAWP and Anne Robertson Brown Vice Chair of AVAWP will give a presentation to members on behalf of the Partnership on this year's 16 days of action regarding tackling gender based violence.

5. APPOINTMENTS

(i) Arbroath Improvement Trust

Arbroath Improvement Trust is a registered charity which promotes or organises events ancillary to and in conjunction with the historical pageant.

It has recently come to light that the Council representation on the Trust was not updated at the statutory meeting of the Council in 2017. Currently, only Cllr Lumgair is a member of the Trust, with one other place having previously been filled by a former Councillor.

Accordingly, the Council is asked to appoint a member to fill this vacancy.

(ii) Voluntary Action Angus

A vacancy currently exists on the Board of Directors of VAA.

Accordingly, the Council is asked to appoint a member to fill this vacancy

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

(i) Unaccompanied Refugee Children

Councillor Devine has submitted the following motion:

“This Council would welcome a report from officers detailing the anticipated resource implications for the Council to support the STUC/Safe Passage/Kindertransport Association "Our Turn" Initiative, to help find places in volunteer households for at least 3 unaccompanied child refugees per year for each of the next 10 years provided that the UK Government fully underwrites support for these refugees in line with current Scottish legislation”

(ii) Accessible Vehicles in Angus – Unmet Need

Councillor Speed has submitted the following motion:

Following Thursdays 31st October Civic Licensing Meeting in relation to agenda item 12, I request that Margo Williamson, Chief Executive writes on behalf of Angus Council to UK and Scottish Governments highlighting;

1 The issues that Angus Residents with a physical disability experience particularly with regards to accessing suitable Accessible Vehicles that accommodate wheelchairs and provide door to door service, and the economic, health and wellbeing benefits and the potential to increase growth through catering to the needs of the accessible tourism market.

2 (i). The essential work of the Taxi/ Private hire workforce, which has a higher percentage of single operators.

(ii) The current demographics in Angus, our aims and objectives as a Local Authority and request additional funding to enable Angus Council to financially support/ incentivise operators in order to increase the numbers of accessible vehicles to full capacity in Angus.

3 – that the Civic Licensing Committee still continue to progress the recommendations (1 i – iv) already agreed at their last meeting 31/10/19) in particular (iv) regardless of the letter or response.

(iii) Flooding on A92 Dundee to Arbroath Carriageway

Councillor King has submitted the following motion:

“That following disruption to traffic in recent weeks as a result of surface water flooding on the A92 Dundee to Arbroath dual carriageway, this Council calls on Claymore Roads Ltd to fulfil their responsibility for the maintenance of the surface water drainage from the A92 by ensuring that all rainwater gullies are cleared of weeds, grass and silt and are kept clear in the future.

This Council therefore requests the Chief Executive writes to Claymore Roads Ltd detailing the Council’s concerns in this matter and emphasising Claymore Roads Ltd’s responsibility to deal promptly with the drainage problems which are causing the Council to be concerned.”

(iv) Scotrail Services

Councillor Davy has submitted the following motion:

“This Council expresses disappointment at the recently released figures showing 3 Angus train stations suffer the top 10 of worst delays in Scotland according to the Office of Road and Rail, Delay minutes by category. The figures showed that Arbroath had the 3rd worst punctuality in Scotland, at 75.1%, Carnoustie had the 6th worst delays, at 78.2% and Montrose had the 9th worst delays in 80.4%.

The Council believes that current Scotrail services do not adequately meet the needs of Angus residents and businesses, and that excessive delays cause problems for businesses and commuters. Angus Council aims to become a 'go-to' area, and support green travel and our local economy, and believes that this underperformance impacts our ability to do that.

This motion therefore asks the Chief Executive to write to the head of Scotrail and the Scottish Government Cabinet Secretary for Transport, Infrastructure and Connectivity expressing Angus Council's disappointment at these figures, and ask for urgent improvements to improve the reliability of local services"

(v) Car Parking

Councillor Boyd has submitted the following motion:

"On the basis that it is quite legitimate to deal with different Carparks in different ways, also confirmation that this was acceptable with past deputations and taking into account local circumstances into consideration, it is proposed that parking charges will be stopped in Kirriemuir, Brechin and Carnoustie as soon as possible"

Financial Implications by the Director of Finance

The estimated loss of income to the Council from the Motion's proposal to stop car parking charges in Kirriemuir, Brechin and Carnoustie is estimated to be £133,000 in a full financial year. On the assumption that this change is implemented from 1 April 2020 to allow time for the necessary variation orders and software changes to be made this loss of income would need to be addressed as part of the 2020/21 revenue budget setting process.

Reference is made to Report 397/19 submitted to the Policy & Resources Committee of 26 November 2019 on the Council's Change Programme. That report (para 5.8) shows that the Council has an estimated revenue budget funding gap still to be addressed for financial year 2020/21 of £5.67m.

In light of that position the Council will wish to consider carefully whether it is appropriate at this juncture to consider changes to car parking charges in isolation of the other decisions which will require to be made to balance the 2020/21 Revenue Budget in February 2020.

If Council decides to cease charging in line with the Motion decisions would need to be made on what to do with the parking meters in those burghs e.g. removal would incur costs.

7. SCRUTINY REVIEW - PARKING CHARGES

Submit Report No 384/19 by the Service Leader – Internal Audit. 45 - 59

NOTE: This Report was considered by the Scrutiny and Audit Committee on 19 Nov 2019

8. REVIEW OF GOVERNANCE ARRANGEMENTS

Submit Report 402/19 by the Director of Legal and Democratic Services 60 - 61

9. COSLA GUIDANCE ON FAMILY LEAVE FOR COUNCILLORS

Submit Report 405/19 by the Director of HR, Digital Enablement, IT and Business Support 62 - 67

10. TREASURY MANAGEMENT 2019/20 MID YEAR REVIEW

Submit Report 406/19 by the Director of Finance 68 - 73

11. ANGUS CHILD PROTECTION COMMITTEE ANNUAL REPORT 2018 - 2019

Submit Report 407/19 by the Depute Chief Executive 74 - 94

- 12. ANGUS ADULT PROTECTION COMMITTEE ANNUAL REPORT 2018 - 2019**
Submit Report 408/19 by the Designated Chief Social Work Officer 95 - 121
- 13. INFORMATION REPORT: ARBROATH ACTIVE TRAVEL ACTIVE TOWN-UPDATE**
Submit Report 410/19 by the Director of Infrastructure 122 - 128
- 14. PLANNING APPLICATION: FACTORY, ELLIOT INDUSTRIAL ESTATE, ARBROATH: CONDITIONS**
Submit Report 409/19 by the Service Leader - Planning and Communities 129 - 134

NOTE: Only those members who were in attendance at the special meeting of Angus Council on 17th October can take part in the consideration of this item.