

ANGUS COUNCIL

MINUTE of MEETING of **ANGUS COUNCIL** held remotely on Thursday 10 February 2022 at 2.00 pm.

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

Provost PROCTOR, in the Chair.

1. APOLOGIES

Apologies for absence were intimated on behalf of Councillors Braden Davy and Ron Sturrock.

2. DECLARATIONS OF INTEREST

Councillor Stewart declared an interest in Item 7, Report No 39/22, as he was the chairperson of a charity in Montrose that had received a donation from a company involved in the Montrose Playhouse Project in response to a fundraising campaign that was currently ongoing and he had also received communication from a Director of the project. He indicated that he would not participate in any discussion and voting and would leave the meeting during of the item.

Councillor Salmond declared an interest in Item 7, Report 39/22, as he knew and had worked with many of the Committee members of the Montrose Playhouse Project on other projects. He indicated that he would not participate in any discussion and voting and would leave the meeting during of the item.

3. MINUTES OF COUNCIL AND COMMITTEES

(i) Minute of Council Meetings

(a) Angus Council

The minute of meeting of Angus Council of 16 December 2021 was submitted and approved as a correct record.

(b) Angus Council (Special)

The minute of special meeting of Angus Council of 20 January 2022 was submitted and approved as a correct record.

(ii) Minutes of Committees

(c) Appointments Sub-Committee

The minute of meeting of the Appointments Sub-Committee of 5 November 2021 was submitted and noted.

(d) Appointments Sub-Committee

The minute of meeting of the Appointments Sub-Committee of 25 November 2021 was submitted and noted.

(e) Policy and Resources Committee

The minute of meeting of the Policy and Resources Committee of 7 December 2021 was submitted and noted.

(f) Appointments Sub-Committee

The minute of meeting of the Appointments Sub-Committee of 9 December 2021 was submitted and noted.

(g) Civic Licensing Committee (Special)

The minute of special meeting of the Civic Licensing Committee of 13 December 2021 was submitted and noted.

(h) Development Standards Committee

The minute of meeting of the Development Standards Committee of 14 December 2021 was submitted and noted.

(i) Development Management Review Committee

The minute of meeting of the Development Management Review Committee of 21 December 2021 was submitted and noted.

(j) Children and Learning Committee

The minute of meeting of the Children and Learning Committee of 11 January 2022 was submitted and noted.

(k) Civic Licensing Committee

The minute of meeting of the Civic Licensing Committee of 13 January 2022 was submitted and noted.

(l) Development Management Review Committee

The minute of meeting of the Development Management Review Committee of 24 January 2022 was submitted and noted.

(m) Scrutiny and Audit Committee

The minute of meeting of the Scrutiny and Audit Committee of 25 January 2022 was submitted and noted.

4. MOTION – DEVELOPER CONTRIBUTION MONITORING

Councillor Duff, seconded by Councillor Braes, moved the following motion: -

That this Council calls on the re-introduction of a report on Developer Contribution Monitoring to be presented to Development Standards committee. This report would be produced annually or more frequently if there were significant changes. The report should contain a variations section that highlighted any changes to elected members.

The Council resolved to approve the motion.

5. CHANGES TO ORDER OF REFERENCE OF COMMITTEES (DEVELOPMENT STANDARDS COMMITTEE)

There was submitted Report No 37/22 by the Director of Vibrant Communities and Sustainable Growth seeking approval of amendments to the Order of Reference of Committees, specifically Development Standards Committee, to align with the Planning (Scotland) Act 2019.

The Service Leader, Planning and Sustainable Growth, provided an overview of the Report and responded to various questions from members. Much discussion took place and the Director of Legal and Democratic Services also responded to members' questions.

At this stage in the meeting (3pm) the Council resolved to adjourn for a 15 minute period to allow officers to consider various proposals.

The meeting resumed at 3.15pm

Councillor Lumgair, seconded by Councillor Nicol, moved that the Council resolves to approve the recommendations as detailed in the Report.

COUNCILLOR HANDS, SECONDED BY COUNCILLOR DEVINE, MOVED AS AN AMENDMENT, THAT THE COUNCIL RESOLVES: -

- (I) TO AGREE NOT TO DELETE SECTIONS 5(5) AND 5(6) OF THE ORDER OF REFERENCE OF COMMITTEES IN RESPECT OF THE DEVELOPMENT STANDARDS COMMITTEE;
- (II) TO AGREE NOT TO AMEND SECTION 5(4) OF THE ORDER OF REFERENCE OF COMMITTEES IN RESPECT OF THE DEVELOPMENT STANDARDS COMMITTEE; AND
- (III) THAT THIS MATTER BE CONSIDERED BY THE GOVERNANCE MEMBER OFFICER WORKING GROUP AND THAT A REPORT BE BROUGHT TO FULL COUNCIL IN DUE COURSE.

On a vote being taken, the members voted: -

For the motion: -

Councillors Brown, Fairweather, Lumgair, MacMillian Douglas, McLaren, Myles, Nicol, Salmond, Stewart and Wann (10).

For the amendment: -

Provost, Depute Provost, Councillors Bell, Boyd, Braes, Cheape, Devine, Duff, Durno, Hands, King, Lawrie, McDonald, Moore, Speed and Whiteside (16).

The amendment was declared carried and the Council resolved accordingly.

6. ANGUSALIVE UPDATE

With reference to Article 12 of the minute of meeting of Angus Council of 16 December 2021, there was submitted Report No 38/22 by the Director of Strategic Policy, Transformation & Public Sector Reform which presented proposals for members to consider in relation to future library/ACCESS services provision in Monifieth; the potential ongoing use of three ANGUSalive facilities as vaccination centres; and a general operational update looking forward to financial year 2022/23.

The Director of Strategic Policy, Transformation & Public Sector Reform advised members that this report has been brought forward ahead of the next scheduled update due to the timing of emerging information which would be helpful for members to consider at the earliest opportunity.

Discussion took place on the continued use of the ANGUSalive facilities as vaccination centres in Forfar, Montrose and Arbroath and some members expressed their desire to see alternative venues secured as soon as possible.

Having heard from Ms Hunter, Chief Executive, ANGUSalive on a number of operational aspects, the Council resolved:-

- (i) to agree to progress proposals in principle for the integration of future library/ ACCESS service provision in Monifieth as part of the development of the new community hub being delivered by the Monifieth Community Resource Group (MCRG);
- (ii) to agree the proposal for NHS Tayside to continue to use the current vaccination centres at Reid Hall, Forfar; Arbroath Community Centre; and Montrose Town Hall up to 31 March 2023, subject to agreement on rental arrangements and to a continued effort to secure alternative venues, and that a further update on progress on securing the alternative venues be presented to a meeting of Angus Council on 30 June 2022; and

- (iii) to agree that in order to support ANGUSalive in their forward planning, and while income generation remains lower than pre-pandemic levels (currently circa 60%), along with the significant savings targets included in the Council's Change programme, ANGUSalive's temporary operating arrangements (as set out in in Appendix 1 and section 6.3 of the Report), continue over the forthcoming financial year 2022/23, representing interim changes to the Services Specification, and agreed that they could form the content of a formal change notice between the Council and ANGUSalive.

Councillors Salmond and Stewart, having declared an interest at Article 2 above, left the meeting prior to consideration of the following item.

7. COMMON GOOD FUNDS – PROJECT APPROVAL

With reference to Article 7 of the minute of meeting of Angus Council of 6 February 2020, there was submitted Report No 39/22 by the Director of Infrastructure seeking approval for a loan to be given to Montrose Playhouse Project SCIO as part of 2021/22 Common Good funded projects to assist the project with cashflow for VAT.

The Council resolved: -

- (i) to approve the requested loan funding for a 2021/2022 project from Montrose Common Good Funds as detailed in Appendix 1 of the Report;
- (ii) to delegate authority to the Director of Infrastructure, following consultation with the Director of Finance and the Director of Legal and Democratic Services, to decide the structure of the loan guarantees to be entered with directors/sponsors; and
- (iii) to delegate authority to the Director of Legal and Democratic Services to execute a loan guarantee agreement between Common Good and Montrose Playhouse Project SCIO.