

PERTH AND KINROSS COUNCIL
COUNCIL MEETING
25 APRIL 2018

COUNCIL MEETING

Minute of meeting of Perth and Kinross Council held in the Council Chamber, Ground Floor, Council Building, 2 High Street, Perth on Wednesday 25 April 2018 at 2.00pm.

Present: Provost D Melloy, Councillors C Ahern, H Anderson, A Bailey, K Baird, B Band, M Barnacle, P Barrett, B Brawn, R Brock, A Coates, H Coates, S Donaldson, D Doogan, E Drysdale, J Duff, A Forbes, T Gray, D Illingworth, I James, A Jarvis, G Laing, M Lyle, R McCall, S McCole, X McDade, T McEwan, A Parrott, B Pover, C Purves (up to and including Item 9), J Rebbeck, C Reid, W Robertson, F Sarwar, C Shiers, L Simpson, C Stewart (up to and including Art. Item 9), R Watters, M Williamson and W Wilson.

In Attendance: B Malone, Chief Executive; J Valentine, Depute Chief Executive and Chief Operating Officer; S Devlin, Executive Director (Education and Children's Services); B Renton, Executive Director (Housing and Environment); K McNamara, Depute Director (Housing and Environment); J Pepper, Depute Director (Education and Children's Services); C Mailer and S Merone (both Housing and Environment Service); G Taylor, S Hendry, S Mackenzie, L Simpson, S Walker, R Fry, L Potter and L Aitchison (all Corporate and Democratic Services); Mrs M McFarlane (Non-elected Member of Lifelong Learning Committee).

Provost D Melloy, Presiding.

234. WELCOME AND APOLOGIES

Provost Melloy welcomed Councillor J Duff to his first meeting of the Council following his success at the by-election on 19 April 2018.

There were no apologies submitted.

235. DECLARATIONS OF INTEREST

In terms of the Councillors' Code of Conduct, the following Councillors declared a non-financial interest in the following items on the agenda:

- Item 3 Councillors E Drysdale, X McDade and C Reid
- Items 3 and 9 Councillor C Ahern
- Item 9 Councillors H Anderson, P Barrett, H Coates and A Parrott

THE HEAD OF DEMOCRATIC SERVICES STEPPED ASIDE FROM THE MEETING TABLE DURING CONSIDERATION OF ITEM 3 IN HER ROLE AS THE CLERK TO THE PERTH AND KINROSS INTEGRATION JOINT BOARD.

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236. NOTICE OF MOTION IN TERMS OF STANDING ORDER 39

In terms of Standing Order 39, the Council considered the following Motion:

Motion (Councillors A Parrott and R Watters)

Council notes that at the meeting of the Perth & Kinross Integration Board (IJB) on 23 March 2018 the IJB considered a paper by its Chief Officer titled "Review of Residential Care." This summarised 4 options and recommended one of these options to voting members for approval.

Council further notes that on the motion of the IJB Chair a decision was taken to approve the recommended option which would mean the closure of Beechgrove Care Home in Perth.

Council wishes its disapproval at this decision to be noted and therefore requests the Leader of the Council to write to the Chair of the Perth and Kinross Integration Board accordingly.

Following a suggestion by Councillor M Lyle, the mover and seconder of the Motion agreed to amend the last sentence as follows:

Council wishes its disapproval at this decision to be noted and therefore requests the Leader of the Council to write to the Chair of the Perth and Kinross Integration Board accordingly, and similarly write to the Chair of Tayside NHS Board and the Cabinet Secretary for Health and Sport, Shona Robison MSP.

Resolved:

In accordance with the Revised Motion.

237. MINUTES OF PREVIOUS MEETINGS

(i) Minute of special meeting of Perth and Kinross Council of 22 February 2018

The minute of the special meeting of Perth and Kinross Council of 22 February 2018 (Arts. 93-97) was submitted, approved as a correct record and authorised for signature.

(ii) Minute of meeting of Perth and Kinross Council of 7 March 2018

The minute of meeting of Perth and Kinross Council of 7 March 2018 (Arts. 108-124) was submitted, approved as a correct record and authorised for signature.

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238. MINUTES OF MEETINGS OF COMMITTEES FROM 14 FEBRUARY 2018 to 3 APRIL 2018

The decisions recorded in Arts. 78-92, 98-107, and 125-175, copies of which had been circulated to all members of the Council, were submitted and noted.

239. TREASURY ACTIVITY AND COMPLIANCE REPORT – 2017/18 QUARTER 4

There was submitted a report by the Head of Finance (18/148) (1) providing a summary of Loans Fund transactions for the quarter ending 31 March 2018; and (2) reporting on compliance with the Council's Treasury Management Policy Statement; Treasury Management Practices; the Investment Strategy and the Prudential Indicators for the same period.

Resolved:

The contents of Report 18/148, submitted in accordance with the Council's Treasury Management Practices, be noted.

240. REPORT OF A JOINT INSPECTION OF SERVICES FOR CHILDREN AND YOUNG PEOPLE IN PERTH AND KINROSS APRIL 2018

There was submitted a joint report by the Chief Executive and Executive Director (Education and Children's Services) (18/149) providing an overview of the inspection findings and evaluations of a Joint Inspection of Services for Children and Young People in the Perth and Kinross Community Planning Partnership area between 11 September and 13 November 2017.

S Devlin, Executive Director (Education and Children's Services) gave a presentation on the contents of the inspection report and answered a number of questions from Councillors.

Resolved:

- (i) The Council notes with pride and wholehearted thanks to everyone involved the Care Inspectorate's assessment that Services for Children and Young People are excellent.
- (ii) The Council also notes that a joint action plan would be prepared and progress reported to the Children, Young People and Families Partnership.

241. LOCAL SCRUTINY PLAN 2018/2019

There was submitted a report by the Depute Chief Executive and Chief Operating Officer (18/150) outlining the Local Scrutiny Plan for Perth and Kinross Council.

Resolved:

The Local Scrutiny Plan 2018/19, attached as Appendix 1 to Report 18/150, be noted.

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242. HARBOUR BUSINESS PLAN – PROGRESS UPDATE

There was submitted a report by the Depute Chief Executive and Chief Operating Officer (18/151) (1) providing an update on the delivery of the Perth Harbour Business Plan; and (2) setting out proposals for the next steps.

It was noted that in Section 2.2 of Report 18/151, the figure quoted in the last paragraph in relation to income should read £28,747 and not £287,747, and in relation to Section 2.3, the net loss figure quoted was less than the budgeted net loss figure quoted.

Resolved:

- (i) The current financial position, as set out in Report 18/151, be noted.
- (ii) The offer from Calmac Ferries Ltd, as the preferred bidder for Harbour operation services, and as set out in Report 18/151, be agreed.
- (iii) The Marine Scotland Licence requests be noted and the Depute Chief Executive and Chief Operating Officer be instructed to take the necessary actions to obtain the Licence.
- (iv) The dredging contract tender publication to be issued when the Licence has been determined to firm up costs and timescales, with the outcome to be reported back to Council.
- (v) Engagement with stakeholders be continued to mitigate risk in terms of costs and timescales.

COUNCILLORS C PURVES AND C STEWART LEFT THE MEETING AT THIS POINT

243. APPOINTMENTS TO COMMITTEES/OUTSIDE BODIES

Resolved:

Local Review Body

- (i) Councillor L Simpson replace Councillor W Wilson as Convener of the Local Review Body, with effect from 1 June 2018.

Tayside Contracts Joint Committee

- (ii) Councillors L Simpson and A Coates replace Councillors W Wilson and C Shiers on the Tayside Contracts Joint Committee.

Tayside Valuation Joint Board

- (iii) Councillors L Simpson and A Coates replace Councillors W Wilson and C Shiers on the Tayside Valuation Joint Board.

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Perthshire Public Arts Trust

- (iv) Councillor A Forbes replace Councillor C Stewart on the Perthshire Public Arts Trust.

Pitlochry Civic Trust

- (v) Councillor J Duff be appointed to Pitlochry Civic Trust.

Pitlochry Festival Theatre

- (vi) Councillor J Duff be appointed to Pitlochry Festival Theatre.

SEEMis Board of Management

- (vii) Councillor J Duff replace Councillor R McCall on the SEEMis Board of Management.

Tayside Area Support Team for the Children's Hearing System

- (viii) Councillor K Baird replace Councillor R McCall on the Tayside Area Support Team for the Children's Hearings System.

Lifelong Learning Committee and Perth and Kinross Integration Joint Board

(ix) Motion (Councillors M Lyle and P Barrett)

Councillor J Duff replace Councillor X McDade on the Lifelong Learning Committee.

Councillor A Jarvis replace Councillor X McDade on the Perth and Kinross Integration Joint Board.

First Amendment (Councillors M Barnacle and R Brock)

The Council defer consideration of the proposed changes in membership of the Lifelong Learning Committee and Perth and Kinross Integration Joint Board as set out in the Motion.

Second Amendment (Councillors X McDade and J Rebbeck)

Councillor X McDade remain a member of both the Lifelong Learning Committee and the Perth and Kinross Integration Joint Board.

THERE FOLLOWED A TEN MINUTE RECESS AND THE MEETING
RECONVENED AT 4.25PM

In accordance with Standing Order 58, a roll call vote was taken:

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22 members voted for the First Amendment as follows:

Councillors C Ahern, A Bailey, K Baird, M Barnacle, P Barrett, B Brawn, R Brock, A Coates, H Coates, J Duff, A Forbes, D Illingworth, I James, A Jarvis, M Lyle, R McCall, Provost D Melloy, C Reid, W Robertson, C Shiers, L Simpson and W Wilson.

16 members voted for the Second Amendment as follows:

Councillors H Anderson, B Band, S Donaldson, D Doogan, E Drysdale, T Gray, G Laing, S McCole, X McDade, T McEwan, A Parrott, B Pover, J Rebbeck, F Sarwar, R Watters and M Williamson.

The First Amendment became the substantive Amendment and was put against the Motion:

19 members voted for the Motion as follows:

Councillors C Ahern, K Baird, P Barrett, B Brawn, A Coates, H Coates, J Duff, A Forbes, D Illingworth, I James, A Jarvis, M Lyle, R McCall, Provost D Melloy, C Reid, W Robertson, C Shiers, L Simpson and W Wilson.

17 members voted for the Amendment as follows:

Councillors H Anderson, B Band, M Barnacle, S Donaldson, D Doogan, E Drysdale, T Gray, G Laing, S McCole, X McDade, T McEwan, A Parrott, B Pover, J Rebbeck, F Sarwar, R Watters and M Williamson.

There were 2 abstentions from Councillors A Bailey and R Brock.

Resolved:

In accordance with the Motion

244. TIMETABLE OF MEETINGS 2018

Resolved:

A special meeting of the Council take place on Wednesday 29 August 2018 at 2.00pm to consider the Local Development Plan 2.

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