

SOUTH AYRSHIRE COUNCIL.

Minutes of meeting in County Buildings, Wellington Square, Ayr,
on 28th June 2018 at 10.00 a.m.

Present: Councillors Helen Moonie (Provost), Laura Brennan-Whitefield, Andy Campbell, Douglas Campbell, Iain Campbell, Ian Cavana, Alec Clark, Ian Cochrane, Brian Connolly, Peter Convery, Chris Cullen, Ian Davis, Martin Dowey, Ian Fitzsimmons, William Grant, Peter Henderson, Hugh Hunter, Mary Kilpatrick, Lee Lyons, Craig Mackay, Derek McCabe, Brian McGinley, Bob Pollock, Philip Saxton, Arthur Spurling and Margaret Toner.

Apologies: Councillors Siobhian Brown and Julie Dettbarn.

Attending: E. Howat, Chief Executive; D. Hutchison, Depute Chief Executive and Director – People; D. Gillies, Director – Place; T. Baulk, Head of Finance and ICT; C. Caves, Head of Regulatory Services; J. Bradley, Executive Manager – People Directorate; D. Yuille, Service Lead – Special Property Projects; K. Anderson, Service Lead – Corporate and Housing Policy; D. Strang, Quality Improvement Manager; and J. McClure, Committee Services Lead Officer.

1. Provost.

The Provost

- (1) welcomed everyone to the meeting;
- (2) intimated that apologies had been received from Councillors Siobhian Brown and Julie Dettbarn;
- (3) advised that she had written, on the Council's behalf, to express the Council's warmest congratulations to the following recipients of an award in the Queen's Birthday Honours List:-
 - William Stuart Laing of Troon who received the OBE for services to the jewellery industry; and
 - Kirsty Margaret Letton from Troon who received the MBE for services to curling; and
- (4) welcomed Catriona Caves, Head of Regulatory Services to her first meeting of South Ayrshire Council.

2. Sederunt.

The Chief Executive called the Sederunt for the meeting.

3. **Procedural Matters.**

- (1) The Provost advised that, in order to consider item 8 of this Minute entitled "Appointments to Panel and Representation on Outside Bodies", as this was within six months from the date of the previous decision on this matter, the Council would, in accordance with Standing Order No. 22.1, require to agree to do so by a two thirds majority of those present and voting.

On a vote being taken by a show of hands and having achieved a two thirds majority, the Council agreed to consider this matter on the Agenda.

- (2) The Provost outlined that, with the agreement of the Council, Items 12(a) and (b) on the agenda, the Motions would be considered after Item 4 on the agenda.

The Council so concurred.

4. **Declarations of Interest.**

There were no declarations of interest by Members of the Council in terms of Council Standing Order No. 17 and the Councillors' Code of Conduct.

5. **Minutes of previous meetings of Council and Panels.**

(1) **Minutes of previous meeting of Council.**

The Minutes of South Ayrshire Council of [10th May 2018](#) (issued) were submitted and authorised to be signed as a correct record of this meeting.

(2) **Minutes of previous meetings of Panels.**

The Minutes of the undernoted Panels (issued) were submitted for information:-

- (i) Appeals Panel of [1st May 2018](#).
- (ii) Audit and Governance Panel of [21st March 2018](#).
- (iii) Chief Officers Appointments/Appraisal Panel of [18th January](#), [23rd January](#), [22nd February](#), [6th March](#), [8th March](#) and [15th May 2018](#).
- (iv) Leadership Panel of [24th April](#) and [22nd May 2018](#).
- (v) Local Review Body of [17th April](#) and [15th May 2018](#).
- (vi) Partnerships Panel of [18th April 2018](#).
- (vii) Regulatory Panel – Licensing of [26th April](#) and [24th May 2018](#).
- (viii) Regulatory Panel – Planning of [29th March](#) and [9th May 2018](#)
- (ix) Service and Performance Panel of [17th April 2018](#).
- (x) Ayrshire Shared Services of [8th December 2017](#) and [20th April 2018](#).

6. **Variation in order of Business.**

The Council agreed to vary the order of business as hereinafter minuted.

7. **Notice of Motions.**

- (a) A Notice of Motion having been submitted in accordance with Council Standing Order No. 18, Councillor Douglas Campbell, seconded by Councillor Brian McGinley, moved:-

“First World War

On Sunday 11th November 2018, the people of the United Kingdom and numerous countries across the world will mark the moment the guns fell silent at the end of the First World War.

To play our part in remembering the sacrifice of millions and men and women, this Council agrees to commemorate this historic moment in the following ways:

- We will work with people and communities across South Ayrshire to create a knitted banner of 2018 poppies that will become a long-lasting tribute to those lost in battle and that can be used at future Remembrance events.
- We will support Poppy Scotland's 'The 1918 Poppy Pledge', with the aim of raising £1,918 during 2018 to support the armed forces community living in Scotland.
- We will fly the Union Flag and Saltire from County Buildings and other Council Buildings where there are existing flags and facilities to allow this to happen for an extended period from Friday 2nd November until Monday 12th November.
- We will participate in the annual Remembrance Service at Ayr Auld Kirk and wreath-laying ceremonies across South Ayrshire.
- We will promote the nationwide Day of Commemorative Events, based on communities coming together with pipers, buglers and beacons of light, which is being co-ordinated by Pageantmaster Bruno Peek LVE OBE OPR under the banner of 'Battle's Over: A Nation's Tribute 11th November 2018'.
- We will promote local events organised to commemorate the centenary of the end of the First World War.”

A full debate then took place regarding the terms of the Motion and the Council

Decided: unanimously, to agree the terms of the Motion as set out above.

- (b) A Notice of Motion having been submitted in accordance with Council Standing Order No. 18, Councillor Philip Saxton, seconded by Councillor Peter Henderson, moved:-

“Amendment of the policy for permits for street cafes

I ask Council to agree an amendment of the conditions for permits of street cafes as stated below with immediate effect.

Currently condition 2.11 of the permits for street cafes reads as follows,

The preparation or cooking of any food is not generally permitted at the street café. Any area where food will be served, will be designated no smoking.

Revised condition 2.11 should be:

The preparation or cooking of any food is not generally permitted at the street café.”

By way of Amendment, Provost Moonie, seconded by Councillor Cavana, moved that there be no change to condition 2.11 of the permits for street cafes.

A full debate then took place regarding the terms of the Motion and the Amendment.

A Member of the Council requested a roll call vote.

The Head of Regulatory Services then took the vote by calling the roll as follows:-

Helen Moonie	Amendment
William Grant	Abstain
Laura Brennan-Whitefield	Motion
Andy Campbell	Motion
Douglas Campbell	Motion
Iain Campbell	Motion
Ian Cavana	Amendment
Alec Clark	Motion
Ian Cochrane	Abstain
Brian Connolly	Motion
Peter Convery	Motion
Chris Cullen	Abstain
Ian Davis	Motion
Martin Dowey	Motion
Ian Fitzsimmons	Motion
Peter Henderson	Motion
Hugh Hunter	Motion
Mary Kilpatrick	Motion
Lee Lyons	Motion
Craig Mackay	Motion
Derek McCabe	Motion
Brian McGinley	Motion
Bob Pollock	Motion
Philip Saxton	Motion
Arthur Spurling	Motion
Margaret Toner	Motion

Two Members voted for the Amendment, twenty one for the Motion and three Members abstained.

The Council

Decided: to agree the terms of the Motion as set out above.

8. Appointments to Panels and Representation on Outside Bodies.

There was submitted a [report](#) (issued) of 21st June 2018 by the Chief Executive seeking approval to make alterations to the lists of Panels and Outside Bodies.

The Chief Executive advised that an alteration would also require to be made to the COSLA Health and Social Care Policy Board and the Council

Decided: to nominate and appoint a Member to replace Councillor Julie Dettbarn on various Panels/organisations as follows:-

- | | |
|--|--|
| (1) Portfolio Holder for Health and Social Care | Councillor William Grant for Children's Services; and
Councillor Douglas Campbell for Adult Services; |
| (2) Vice-Chair of South Ayrshire Integration Joint Board | Councillor Brian McGinley; |
| (3) Member of Integration Joint Board | Councillor William Grant; |
| (4) Ayrshire Area Support Team/Children's Hearings Scotland | Councillor William Grant; |
| (5) Ayrshire Educational Trust | Councillor Ian Cochrane; |
| (6) British Red Cross Disaster Fund Appeal (the Council's Disaster Fund) | Councillor Peter Henderson; |
| (7) Community Justice Ayrshire Board | Councillor Douglas Campbell;
and |
| (8) COSLA Health and Social Care Policy Board | Councillor Douglas Campbell. |

9. Member/Officer Working Group – External Risks.

There was submitted a [report](#) (issued) of 20th June 2018 by the Chief Executive seeking approval for the establishment of and agreement to membership of a Member/Officer Working Group to deal with forthcoming external factors such as Brexit that will affect this Council.

Having noted that this Working Group would be impartial and was being established to consider the implications of Brexit and any other external factors, the Council

Decided:

- (1) to approve the creation of a Member/Officer Working Group to consider the risks from forthcoming external factors such as Brexit that would affect the Council;
- (2) to nominate and appoint the following five Councillors on a cross-party basis to be members of the Working Group; and agree that the Working Group be authorised to appoint a Chair of the Group from amongst its members:-

Councillors Alec Clark, Douglas Campbell, Peter Henderson, Hugh Hunter and Brian McGinley; and

- (3) to agree that officer representation on the Group would be the Service Lead – Corporate Planning and Improvement and other Service Leads as required.

10. Access to Sanitary Products for Vulnerable Women.

There was submitted a [report](#) (issued) of 20th June 2018 by the Depute Chief Executive and Director – People seeking approval for the provision of sanitary products for vulnerable women across South Ayrshire in the short term, awaiting the outcome of Scottish Government considerations.

Following a question from a Member, the Executive Manager – People Directorate advised that while local food banks distributed sanitary products, not all vulnerable women utilised food banks and the Council

Decided: to agree to the proposals to

- (1) allocate initial funding of £5,000 in the short term from unallocated reserves to provide access to sanitary products to vulnerable women;
- (2) to work with community planning partners to ensure the issue of access to sanitary products continued to be addressed; and
- (3) to note that the long term funding of this initiative would require to be considered as part of the 2019/20 budget setting process along with the implications of any national funding arrangements following the outcome of Parliamentary Bill process.

11. Outcome of the Statutory Consultation Relating to the Proposed Maybole Community Campus.

There was submitted a [report](#) (issued) of 20th June 2018 by the Depute Chief Executive and Director – People advising of the outcome of the statutory consultation relating to the proposed Maybole Community Campus involving the proposed closure and amalgamation of Cairn Primary School and Gardenrose Primary School and associated Early Years provision and the proposed relocation of St. Cuthbert's Primary School; and seeking approval of the proposals that were issued for consultation.

The Council, having commended the Depute Chief Executive and Director – People and his officers on the work undertaken on this proposal,

Decided: having considered the contents of the report, to agree

- (1) the proposals to create Maybole Community Campus;
- (2) the closure and amalgamation of Cairn Primary School and Gardenrose Primary School and their associated Early Years Centres to create a new non-denominational school and Early Years Centre as part of the Maybole Campus;
- (3) the relocation of St. Cuthbert's Primary School to the new campus;
- (4) that the Early Years service should be available for fifty two weeks of the year;
- (5) that options to include Maybole swimming pool and other leisure and community facilities in the new campus should be explored as part of the feasibility study; and
- (6) that these changes should coincide with the opening of the new campus.

12. Outcome of the Statutory Consultation Relating to the Proposed Shared Educational Campus in Prestwick.

There was submitted a [report](#) (issued) of 20th June 2018 by the Depute Chief Executive and Director – People advising of the outcome of the statutory consultation relating to the proposed Shared Educational Campus in Prestwick involving Glenburn Primary School and St. Ninian’s Primary School and their associated Early Years Centres; and seeking approval of the proposals that were issued for consultation.

The Council commended the Depute Chief Executive and Director – People and his officers on the work undertaken on this proposal and noted the disappointing response to the consultation; and

Decided: having considered the contents of the consultation report, to agree

- (1) the proposals to create a shared educational campus in Prestwick involving Glenburn Primary School and St. Ninian’s Primary School;
- (2) the closure and amalgamation of Glenburn Primary Early Years Centre and St. Ninian’s Primary Early Years Centre to create a new standalone centre within the new campus; and
- (3) to agree that these changes should coincide with the opening of the new campus.

13. Ayrshire Growth Deal and Ayrshire Regional Partnership.

There was submitted a [report](#) (issued) of 21st June 2018 by the Director – Place providing an update on proposals to establish an Ayrshire Regional Partnership (ARP) for Economic Development related services and the delivery of the Ayrshire Growth Deal (AGD).

Concerns were expressed regarding this authority protecting its interests and assets and retaining control of local issues and the Council, having thanked the Director – Place and his officers for the work undertaken in relation to this partnership,

Decided:

- (1) to approve the establishment of an Ayrshire Regional Partnership (ARP) for Economic Development between East, North and South Ayrshire and other stakeholders from 1st April 2019;
- (2) to commit to the transfer of staff involved in the delivery of regional economic strategy to the Regional Partnership subject to final agreement on the structure;
- (3) to approve the resourcing of the ARP and Ayrshire Growth Deal (AGD) work in the estimated sum of £150,000 until April 2019;
- (4) to delegate authority to the Chief Executive to make the required staffing arrangements to support the activities in (3) above;

- (5) to request the Director – Place to bring forward further update reports by February 2019 in relation to the finalised model of the ARP, together with finalised governance arrangements for approval and any further updates or approvals required following further ARP or AGD requirements; and
- (6) to agree that an Ayrshire Economic Development Joint Sub-Committee (of Shared Services Committee) be established for the purpose of developing an Ayrshire Regional Economic approach.

14. Strategic Planning, Commissioning and Delivery of Health and Social Care Services within Ayrshire and Arran.

There was submitted a [report](#) (issued) of 14th June 2018 by the Director of Health and Social Care seeking approval of the proposals emerging from the 2017 review of arrangements for the planning, commissioning and delivery of Health and Social Care Services in Ayrshire and Arran.

Following a question on the introduction of digital care, the Director of Health and Social Care advised that the “Attend Anywhere” system was currently being piloted and would be rolled-out in the next few months.

The Director of Health and Social Care advised that the Integration Joint Board at its recent meeting had requested a further update in six months and not twelve months and the Council

Decided: having noted the summary findings from this review exercise within the context of the South Ayrshire Integration Scheme as set out in the IJB report, to agree

- (1) the proposals for the transfer of management arrangements for community AHP services from South to North and East HSCPs for services based within their areas;
- (2) the proposals for the implementation of the model to align financial and usage in pan-Ayrshire Mental Health Services;
- (3) the proposal to align the management of the pan-Ayrshire Family Nurse Practitioner Services with the lead professional within South Ayrshire HSCP;
- (4) the proposal to align the Telehealth Care Programme within NHS eHealth under the management of NHS Corporate Support Services Directorate;
- (5) to note that a new form of directions would require to be developed within Ayrshire relating to Lead Partnership services; and
- (6) to receive a future update report on progress in six months.

15. Formal Questions.

The Council noted that no formal questions had been submitted.

16. Exclusion of press and public.

The Council resolved, in terms of Section 50A(4) of the Local Government (Scotland) Act 1973, that the press and public be excluded during consideration of the remaining item of business on the grounds that it involved the likely disclosure of exempt information in terms of paragraph 8 of Part 1 of Schedule 7A of the Act.

17. Revised Funding Package for 27 Affordable Homes at the Former Whitletts Primary School, Ayr.

There was submitted a joint report (issued to members only) of 21st June 2018 by the Depute Chief Executive and Director – People and the Director – Place seeking approval for the proposed revised funding package to deliver twenty seven affordable homes at the former Whitletts Primary School site in Ayr.

Questions were raised and responded to by the Director – Place and the Service Lead – Special Property Projects in relation to the breakdown of costs; the impact on future HRA borrowing if additional subsidy was not awarded by the Scottish Government; and the members of the Project Board; and having expressed concerns at the tight timescales and additional costs, the Council

Decided:

- (1) to approve the revised funding package for the project;
- (2) to note that increased subsidy would be requested from the Scottish Government due to the complex nature of the site; and
- (3) to grant authority to award the contract to Cruden Building and Renewals Limited and to delegate authority to the Director – Place to sign the contract documentation.

18. Consideration of Disclosure of the above Confidential Reports.

Having heard the Head of Regulatory Services, the Council

Decided: to authorise the disclosure under Standing Order 32.4 of part of the following report once the contract was let, at which time information on the housebuilding could be publicised:-

- Revised Funding Package for 27 Affordable Homes at the Former Whitletts Primary School, Ayr.

The meeting ended at 11.45 a.m.