



**MINUTES OF MEETING of the CLACKMANNANSHIRE COUNCIL held via MS Teams, on
THURSDAY 16 DECEMBER 2021 at 9.30 am.**

PRESENT

Provost Tina Murphy (In the Chair)
Councillor Donald Balsillie
Councillor Martha Benny
Councillor Dave Clark
Councillor Denis Coyne
Councillor Kenneth Earle
Councillor Ellen Forson
Councillor Darren Lee
Councillor Graham Lindsay
Councillor Kathleen Martin
Councillor George Matchett QPM
Councillor Jane McTaggart
Councillor Les Sharp
Councillor Derek Stewart

IN ATTENDANCE

Nikki Bridle, Chief Executive
Stuart Crickmar, Strategic Director (Partnership & Performance)
Lorraine Sanda, Strategic Director (People)
Pete Leonard, Strategic Director (Place)
Fiona Colligan, Strategic Director (Transformation)
Lindsay Sim, Chief Finance Officer (Partnership & Performance)
Catherine Quinn, Chief Education Officer (People)
Chris Alliston, Senior Manager, HR and Workforce Development (Partnership & Performance)
Cherie Jarvie, Senior Manager, Partnership and Transformation (Partnership & Performance)
Alison Mackie, Active Primary School Co-ordinator (People)
Alistair MacKenzie, Facilities Team Leader (Place)
Catriona Scott, Improving Outcomes Manager (People)
Lesley Baillie, Strategy and Performance Adviser (Partnership & Performance)
Wilson Lees, Homelessness and Supporting People Manager (Place)
Andrew Crawford, Environmental Health Team Leader (Place)
Vikki Tibbit, Communications Officer (Partnership & Performance)
Ann Dougan, Independent Consultant (Wellbeing Hub Project)
Steven Coulter, Sportscotland (Wellbeing Hub Project)
Lee Robertson, Legal Team Leader (Partnership & Performance) (Clerk to the Council)
Gillian White, Committee Services (Partnership & Performance)

CC.451 APOLOGIES

Apologies were received from Councillor Helen Lewis, Councillor Mike Watson, Councillor Chris Dixon and Councillor Craig Holden.

CC.452 DECLARATIONS OF INTEREST

None.

CC.453 CONFIRM MINUTE OF CLACKMANNANSHIRE COUNCIL 21/10/21:

The minutes of the meeting of Clackmannanshire Council held on 21 October 2021 were submitted for approval.

Decision

The minutes of the meeting of the Clackmannanshire Council held on 21 October 2021 were agreed as a correct record.

CC.454 COMMITTEE MEETINGS CONVENED SINCE THE PREVIOUS COUNCIL MEETING ON 21 OCTOBER 2021

The Council agreed to note the Committee meetings that had taken place since the last ordinary meeting on 21 October 2021.

- (i) Partnership and Performance Committee 28/10/21
- (ii) Place Committee 04/11/21
- (iii) Planning Committee 04/11/21
- (iv) Special Meeting of the Place Committee 11/11/21
- (v) People Committee 18/11/21
- (vi) Audit Committee 25/11/21

CC.455 COMMITTEE RECOMMENDATIONS REFERRED TO COUNCIL

The report, submitted by the Chief Executive, sought Council approval of recommendations which had been made by the Partnership and Performance on 28 October 2021.

Motion

To agree the recommendations as set out in the report.

Moved by Councillor Ellen Forson. Seconded by Councillor Donald Balsillie.

Decision

The Council agreed from the Partnership and Performance Committee of 28 October, 2021 in relation to the report entitled "HR Policies" the revised policies – Flexible Retirement, Overseas Criminal Record Checks, Continuing Further Education and Mental Health, Stress and Wellbeing. The report relating to Partnership and Performance Committee is available on the Council's website.

Action

Strategic Director (Partnership and Performance)

CC.456 BUDGET STRATEGY UPDATE

The report, submitted by the Chief Finance Officer, provided an update on the Councils Budget Strategy and the process for setting the 2022/23 General Fund and HRA Revenue and Capital Budgets to ensure a balanced position.

Motion

That Council agrees the recommendations as set out in the report.

Moved by Councillor Donald Balsillie. Seconded by Councillor Ellen Forson.

Decision

The Council agreed to note:

1. the financial impact of the Covid19 pandemic on projected revenue outturns as at August;
2. the 2022/23 indicative budget gap and illustrative Low, Medium and High scenarios and the Local Authority Settlement;
3. the budget approach to setting the 2022/23 budget to ensure a balanced position and progress update;
4. progress on the GF and HRA budget process for 2022/23 and timeline of key activities.

The Council agreed to approve:

1. Funding from uncommitted reserves to meet the in year cost pressure for property Repairs and Maintenance up to an amount of £0.585m (para 3.4)

Action

Chief Finance Officer

CC.457 TREASURY MANAGEMENT UPDATE AT 30 SEPTEMBER 2021

The report, submitted by the Chief Finance Officer, presented an update of Treasury Management activity for the period to 30th September 2021.

Motion

That Council agrees the recommendations as set out in the report.

Moved by Councillor Donald Balsillie. Seconded by Councillor Ellen Forson.

Decision

Having challenged and commented on the mid year review of the Council's Treasury Management activities, the Council agreed to note the report.

CC.458 WELLBEING HUB

The report, submitted by the Strategic Director (People), provide Council with an update on progress with the development of the new Wellbeing Hub for Clackmannanshire and Interim Provision.

Motion

That Council agrees the recommendations as set out in the report.

Moved by Councillor Graham Lindsay. Seconded by Councillor Jane McTaggart.

Decision

The Council:

1. Agreed to the two possible sites to be included in the Options Appraisal (para 3.2)
2. Agreed to the principles to be applied to the Options Appraisal (para 3.3)
3. Noted progress made with Engagement (paras 3.4 and 3.5)
4. Noted ongoing swimming arrangements at Dollar Academy (para 3.6)
5. Noted progress with the procurement of an Interim Pool (paras 3.7)
6. Noted progress with the demolition of the Alloa Leisure Bowl (para 3.8).

Action

Strategic Director (People)

The Provost agreed to a 10 minute comfort break at 11.55 am until 12.05 pm

CC.459 STRATEGIC WASTE MANAGEMENT UPDATE

The report, submitted by the Strategic Director (Place), provided an update on national changes in waste collection and disposal which are being brought about in order to end the practice of sending biodegradable municipal waste to landfill and to contribute to climate change targets, ensuring that Scotland's waste is managed in a sustainable way. The paper also outlined plans for a review of waste services to comply with national policy initiatives.

The Council's Waste Service operates in a complex environment in terms of market changes, compliance requirements, budget and procurement. The report provided : an interim update on the Scottish Materials Brokerage Service for Residual Waste Treatment contract; an update on the legislative changes to the Biodegradable Municipal Waste Ban commencement date and the Council's legal duties; an update on the Local Authority joint working group for a collaborative procurement exercise, supported by the Scottish Government and Zero Waste Scotland; and details of the review and appraisal being undertaken by Zero Waste Scotland on household waste activities.

Motion

That Council agrees the recommendation as set out in the report.

Moved by Councillor Jane McTaggart. Seconded by Councillor Donald Balsillie.

Decision

The Council agreed to

1. endorse the commitment to ending the practice of sending biodegradable municipal waste to landfill;
2. endorse the regional collaborative approach to procuring a medium term residual waste treatment solution, in order to secure a best value and reliable waste treatment solution that enables the Council to meet its statutory duties under the Waste Management (Scotland) Regulations 2012, and in particular the ban on Biodegradable Municipal Waste which comes into effect in 2025;

3. note the timetable for the proposed procurement process and especially that the Council is not legally committed to the outcome of this process at this time;
4. note the review of household waste activities being carried out in partnership with Zero Waste Scotland; and
5. note the submission of three bids to the Scottish Government's £70m recycling infrastructure fund.

Action

Strategic Director (Place)

CC.460 STATUTORY CONSULTATION FOR CLACKMANNANSHIRE SECONDARY SCHOOL SUPPORT SERVICES

The report, submitted by the Chief Education Officer, sought Council approval and authority to hold a statutory consultation process on a proposal to permanently move Secondary School Support Services to its current location at The Orchard, Tullibody. (Former St Bernadette's Primary School) where it has been located since the closure of the Bedford Place building in July 2020.

Motion

That Council agrees the recommendations as set out in the report.

Moved by Councillor Graham Lindsay. Seconded by Councillor Les Sharp.

Decision

The Council agreed:

1. To officers taking forward a formal consultation on the proposal to permanently move Secondary School Support Services from its previous location at Bedford Place to its current location at the Orchard, Tullibody; and
2. That a full consultation proposal will be presented at a meeting of the People Committee in January 2022. This requires to be a formal consultation under the Schools Consultation (Scotland) Act 2010.

Action

Chief Education Officer

CC.461 REFUGEE RESETTLEMENT PROGRAMME

The report, submitted by the Strategic Director (Place), provided an update on internal developments resulting from Council's approval on 24 September 2021, to widen previous approvals regarding refugee resettlement so as to include refugees coming from Afghanistan and other possible future conflict zones.

Motion

That Council agrees the recommendations as set out in the report.

Moved by Councillor Jane McTaggart. Seconded by Councillor Ellen Forson.

Decision

The Council agreed to note the proposed actions :

1. That management, financial oversight, and liaison with CoSLA and the Home Office remain with Housing.
2. That the programme be managed as a ten year programme, inclusive of the current year, 20/21, with budget set up accordingly. This recognises that service provision will run at deficit in the early years but will be programmed to deliver a balanced budget at the end of year ten.
3. That 1.5 FTE Housing Support Officers are employed for a period of seven years to support the families with their needs in the community. One FTE would be retained for a further year. This recognises the diminishing needs of families as they become settled and more independent. Funding for the full time Housing Support Officer post is to be drawn from the previous VPR program budget until 2025/26 and this is factored into costings attached at Appendix 1.
4. In order to fully support a 'Team around the Families' approach, People Directorate would require one Additional Support Needs teacher, one English as an Additional Language (EAL) teacher and one English for Speakers of Other Languages (ESOL) CLD worker to be recruited for eight years of the programme to meet the educational needs of the children and families. This would be based on the earlier award winning model. Funding for the (ESOL) CLD post is to be drawn from the previous VPR program budget until 2023/24 and this is factored into costings attached at Appendix 1.
5. Additionally, 0.4 FTE Educational Psychologists would be recruited for a nine year period. This post would be working in close partnership with Social Work colleagues.
6. Detailed costings are attached at Appendix 1 exploring the affordability of this proposal. Wage inflation is allowed at 2.5%
7. An uncommitted funding amount of £284,920 has been identified by the model which may be used to cover unforeseen expenditure. Please note that no allowance has been made for redundancy costs.

Action

Strategic Director (Place)

CC.462 COUNCILLORS' SAFETY

The report, submitted by the Strategic Director (Partnership and Performance), sought Council agreement to engage with elected members on developing a suite of safety principles and guidance notes to enable councillors to discharge their democratic duties within the community as safely as possible.

Motion

That Council agrees the recommendations as set out in the report.

Moved by Councillor Donald Balsillie. Seconded by Councillor Ellen Forson.

Decision

The Council:

1. Noted the draft principles in relation to councillor safety set out in this report; and .

2. Agreed that officers should set up a Members' workshop in the first part of 2022 to discuss and agree a set of safety principles and any support and training that may be necessary.

Action

Strategic Director (Partnership and Performance)

CC.463 ANIMAL LICENSING

The report, submitted by the Strategic Director (Partnership and Performance), sought Council agreement on Animal Licencing fees following the introduction of the Animal Welfare (Licencing of Activities Involving Animals) Scotland Regulations 2021.

Motion

That Council agrees the recommendations as set out in the report.

Moved by Councillor Donald Balsillie. Seconded by Councillor Ellen Forson.

Decision

The Council:

1. Noted the implications for the Licencing Authority in terms of the Animal Welfare (Licencing of Activities Involving Animals) Scotland Regulations 2021;
2. Agreed the schedule of fees as set out at Appendix 1 for 2021/22; and
3. Agreed that a 50% reduction should applied to the fees of Animal Welfare Establishments that are Scottish registered charities.

Action

Strategic Director (Partnership and Performance)

In line with Standing Order 10.24, the Provost adjourned the meeting at this point in the proceedings (11:45am). When the meeting reconvened at 11:55 am, 14 members remained present.

CC.464 SCHEME FOR THE ESTABLISHMENT OF COMMUNITY COUNCILS

The report, submitted by the Strategic Director (Partnership and Performance), invited Council to consider the outcome of the second stage of consultation on the content of a proposed new Scheme for the Establishment of Community Councils

Motion

That Council agrees the recommendations as set out in the report.

Moved by Councillor Donald Balsillie. Seconded by Councillor Les Sharp.

Decision

The Council agreed to approve the proposed new Scheme for the Establishment of Community Councils attached as Appendix 1 to the report for adoption.

Action

Strategic Director (Partnership and Performance)

CC.465 JUBILEE HOLIDAY 2022

The report, submitted by the Senior Manager, HR and Workforce Development, invited Council to designate Friday 3 June 2022 a Public Holiday for Council staff to mark the celebrations for Her Majesty the Queen's Platinum Jubilee celebrations in 2022.

Motion

That Council agrees the recommendations as set out in the report.

Moved by Councillor Donald Balsillie. Seconded by Councillor Ellen Forson.

Decision

The Council:

1. Noted the options considered as presented in Appendix 1 in relation to 2 and 3 June 2022;
2. Noted the exemption from the statutory requirement to provide 190 days of schooling. (paragraph 3.10);
3. Noted the provision related to 1140 hours (paragraph 3.12);
4. Noted the potential costs where staff may be required to work on 3 June 2022 should Council designate this as a local Public Holiday (paragraph 3.14); and
5. Agreed that Friday the 3 June 2022 is made an additional local Public Holiday in recognition of Her Majesty the Queen's Platinum Jubilee celebrations.

Action

Senior Manager, HR and Workforce Development

The Council resolved in terms of Section 50(a) of the Local Government (Scotland) Act, 1973, that the press and public be excluded from the meeting during consideration of the following items of business on the grounds that they involved the likely disclosure of exempt information as detailed in Schedule 7A, Part 1, Paragraph 9.

CC.466 DISPOSAL OF COUNCIL ASSET (3 TOWNHEAD INSTITUTE, ALLOA)

The report, submitted by the Strategic Director (Place), requested approval to declare surplus to requirements from the General Fund Account (Investment Property) and then market for sale, the property at 3 Townhead Institute, Alloa.

Under Standing Order 13.6 Motions must be moved and seconded before they can be debated or put to a vote.

As there was no mover or seconder, this item of business was not considered.

OoO

At the conclusion of the meeting, the Provost wished everyone a healthy, safe and peaceful Christmas.

Ends: 12:15pm