

PERTH AND KINROSS COUNCIL
COUNCIL MEETING
25 JUNE 2014

COUNCIL MEETING

Minute of meeting of Perth and Kinross Council held in the Council Chambers, Fourth Floor, Council Building, 2 High Street, Perth on Wednesday 25 June 2014 at 2.00pm.

Present: Provost E Grant, Councillors H Anderson, R Band, M Barnacle, P Barrett, R Brock, I Campbell, J Coburn, A Cowan, D Cuthbert, D Doogan, B Ellis, J Flynn, J Giacobazzi, C Gillies, A Gaunt, A Grant, T Gray, A Jack, J Kellas, G Laing, M Lyle, E Maclachlan, A MacLellan, D Melloy, I Miller, A Munro, D Pover, M Roberts, C Shiers, L Simpson, A Stewart, H Stewart, B Vaughan, G Walker, M Williamson, W Wilson, and A Younger.

Also in Attendance: B Malone, Chief Executive; J Fyffe, Depute Chief Executive and Executive Director (Education and Children's Services); G Taylor, J Symon, I Innes, C Flynn, S Hendry, R Fry, L Simpson and S Richards (all Chief Executive's Service); J Valentine, Executive Director (Environment); K McNamara and J Robinson (both The Environment Service); J Walker, Executive Director (Housing and Community Care); S Younie (Education and Children's Services).

Apologies for Absence: Councillors K Howie, A Livingstone and W Robertson.

Provost E Grant, Presiding.

485. WELCOME AND APOLOGIES

Provost Grant welcomed all those present to the meeting, and apologies were submitted and noted as above.

486. DECLARATIONS OF INTEREST

In terms of the Councillors' Code of Conduct, Councillor D Cuthbert declared a non-financial interest in Article 491.

487. MINUTE

The minute of the meeting of Perth and Kinross Council of 7 May 2014 (Arts. 318-329) was submitted, approved as a correct record and authorised for signature.

488. MINUTES OF COMMITTEES

Minutes of Committees from 29 April 2014 – 11 June 2014

The decisions recorded in Arts. 261-317 and 330-437 copies of which had been circulated to all members of the Council, were submitted and noted/approved as necessary.

With reference to the minute of the Lifelong Learning Committee of 28 May 2014, Art. 384, the following text to be added as an additional resolution:

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It be agreed that the Executive Director (Education and Children's Services) submit a progress report on the implementation of the agreed actions to the committee in twelve months' time.

489. PERTH AND KINROSS COMMUNITY PLANNING PARTNERSHIP BOARD

Resolved:

- (i) The minute of meeting of the Perth and Kinross Community Planning Partnership Board of 29 November 2013 was submitted and noted.
- (ii) The briefing note (14/299) of June 2014 providing an update on key areas of the Board's work was submitted and noted.
- (iii) It be noted that Executive Lead Officers for the Community Planning Outcome Delivery Groups would submit briefing notes to the relevant committee(s).

490. ANNUAL TREASURY REPORT 2013-14

There was submitted a report by the Head of Finance (14/300) (1) summarising the Council's treasury activities for the 2013/14 financial year and comparing actual performance with the approved Treasury and Investment Strategy for 2013/14; and (2) considering alternative investment options for Common Good Fund resources, and proposed changes to the Treasury Management Daily Limitations to Authority.

Resolved:

- (i) The contents of Report 14/300, submitted in accordance with the Council's approved Treasury Management Practices, be noted.
- (ii) The revised Treasury Management Daily Limitations to Authority, as described at Section 8 of and shown at Appendix III to Report 14/300, be approved.
- (iii) The use of the Council's Loans Fund for fixed deposits by Common Good Funds where appropriate, for amounts of £10,000 or more, for periods up to 12 months, at equivalent rates available from banks on the Council's approved lending list, less 0.20% to cover the administration of managing such deposits, be approved.
- (iv) The Head of Finance to determine, prior to the commencement of each financial year, the amount of, and period over which, any fixed deposits are made for each Common Good Fund.

491. PERTH CITY HALL

There was submitted a report by the Executive Director (Environment) (14/301) setting out the background to the decisions taken in relation to Perth City Hall, and the implications of the most recent decision by the Development Management Committee on 14 May 2014 (Article 334(2)(ii) refers) to approve planning and listed building applications for the conversion of the building into a hotel.

Resolved:

- (i) The re-marketing of Perth City Hall for a period of 6 months, inviting full offers to be submitted for the long term lease of the building that demonstrate financial viability and deliverability, be agreed.

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- (ii) It be agreed to assist the Council's application for listed building consent for demolition until the opportunity to assess the viability of any new bids to lease the building.
- (iii) The Executive Director (Environment) be instructed to appoint marketing agents and any other specialist advisers deemed necessary to assess submitted offers.
- (iv) A further report be submitted to the Council on the conclusion of the re-marketing exercise to allow offers to be considered and a decision taken on the future course of action.
- (v) The Executive Director (Environment) be instructed to engage with Historic Scotland to agree that the marketing process has reached a final conclusion should no viable proposals come forward.

492. UPDATE ON PREPARATIONS FOR 2014 RYDER CUP AND OTHER 2014 CELEBRATIONS

There was submitted a report by the Chief Executive (14/302) providing an update on Council preparations for the internationally significant events - the 2014 Ryder Cup at Gleneagles, the Junior Ryder Cup at Blairgowrie, and the Commonwealth Games Queens Baton Relay - being held across the Perth and Kinross area during 2014 and also advising on the successful recent events of the Royal Visit to Strathearn, and the celebrations for St Johnstone's success in the Scottish Cup.

Resolved:

- (i) The progress made to date in preparation for the significant international events taking place during 2014, be noted.
- (ii) £23,000 be transferred from the Council's contingency budget to the Ryder Cup budget, to provide additional funding for the 2014 Community Challenge Fund (£20,000) and to provide promotional materials to partner organisations in support of the Council's innovative approach to community celebrations for the Ryder Cup (£3,000).
- (iii) £73,000 be transferred from the Council's contingency budget to The Environment Service's events budget, to fund the expenditure incurred in supporting the St Johnstone Scottish Cup celebrations and the Royal visit to Strathearn.

493. PERTH TRANSPORT FUTURES PROJECT – PHASE 1 A9/A85 TO BERTHA PARK COMPULSORY PURCHASE ORDER

There was submitted a report by the Executive Director (Environment) (14/303) seeking authority to acquire land either by negotiation or by compulsory purchase to facilitate the construction of Phase 1 of the Perth Transport Futures Project which includes the A9/A85 junction redevelopment and a new link road to Bertha Park.

Resolved:

- (i) The purchase of land required for the project referred to in Report 14/303 by negotiation with affected land owners be approved.

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- (ii) The Head of Legal Services be instructed to initiate the statutory procedures to acquire the land by compulsory purchase in parallel with the negotiated process.
- (iii) The promotion of the A9/A85 Crieff Road Junction and Link Road to Bertha Park Compulsory Purchase Order 2014 to acquire the land shown on the drawing 203078-AD-X-008 Rev C, detailed in Appendix 2 of Report 14/303, be authorised.

494. PROPOSED TIMETABLE OF MEETINGS 2015 AND INDICATIVE TIMETABLES 2016-2017

There was submitted a report by the Head of Democratic Services (14/304) providing an update on the operation of the 2014 Committee meeting cycle and seeking approval of a timetable for meetings for 2015, and indicative timetables for 2016 and 2017.

Resolved:

- (i) The timetable for meetings for 2015, as set out in Appendix 1 of Report 14/304, be approved.
- (ii) The indicative timetables for 2016 and 2017 (up to the scheduled local government elections in May 2017), as set out in Appendices 2 and 3 of Report 14/304, be approved.

495. PLANNING POLICY AND PRACTICE MEMBER/OFFICER WORKING GROUP

At the meeting of the Enterprise and Infrastructure Committee on Wednesday 4 June 2014, the remit of the new Planning Policy and Practice Member/Officer Working Group was approved (report 14/236 refers). It was agreed that membership would include the Convener or Vice-Convener of the Enterprise and Infrastructure Committee, Convener or Vice-Convener of the Development Management Committee, the Convener of the Local Review Body, two members from each of the Enterprise and Infrastructure and Development Management Committees, and relevant officers as necessary.

Resolved:

Councillors J Kellas, T Gray, M Lyle, J Giacobazzi, A Livingstone, A Gaunt and M Barnacle be appointed to the Planning Policy and Practice Member Officer Working Group.

496. CHANGES TO MEMBERSHIP

- (i) **Community Safety and Environment Outcome Delivery Group of the Community Planning Partnership**

Resolved:

Councillor H Stewart be appointed to the Community Safety and Environment Outcome Delivery Group to replace Councillor M Lyle.

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(ii) Perth Festival of the Arts

Resolved:

Councillor E Maclachlan be appointed to the Perth Festival of the Arts to replace Councillor J Coburn.

497. AMENDMENT TO SCHEME OF ADMINISTRATION

Resolved:

The following change to the Scheme of Administration be agreed:

Part 3 – Delegation to Officials

25. Proper Officers and Statutory Appointees

Following paragraph 25.1.18 – new paragraph to read as follows:

“19. Local Government (Contracts) (Scotland) Act 1997, section 3 (certification of contracts)

- (a) Head of Legal Services
- (b) Legal Managers’

The Local Government (Contracts) (Scotland) Act 1997 gives contracting parties assurance that a Council has the power to enter into a contract where an authorised Proper Officer certifies that to be the case. It is appropriate that this is done by the Head of Legal Services or other senior legal officer of the Council.”

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