

ANGUS COUNCIL

MINUTE of MEETING of **ANGUS COUNCIL** held in the Town and County Hall, Forfar on Thursday 19 May 2005 at 4.00 pm.

Present: Provost BILL MIDDLETON, Councillors IAN ANGUS, FRANK ELLIS, IAIN GAUL, JACK GIBB, ALEX KING, The Hon R J LESLIE MELVILLE MBE, DAVID LUMGAIR, IAN MACKINTOSH, STEWART McGLYNN, GLENNIS MIDDLETON, JOY MOWATT, PETER MURPHY, ROB MURRAY, ROBERT MYLES, PETER NIELD, GEORGE NORRIE MBE, HELEN OSWALD, KITTY RITCHIE, MARK SALMOND, DAVID SELFRIDGE, JENNIFER SPEIRS, RICHARD SPEIRS, ROBERT SPINK, SHEENA WELSH and TERRY WOOD.

Apologies: Apologies for absence were intimated on behalf of Councillors BILL ROBERTON and RON SCRIMGEOUR.

Provost BILL MIDDLETON, in the Chair.

1. DECLARATIONS OF INTEREST

Declarations of interest were made by:

- Councillors Selfridge, Gaul and Murphy in Article 15 of the minute of meeting of the Environmental and Leisure Services Committee of 26 April 2005 as members of the Carnoustie Sport and Leisure Arena Project.
- Councillor Angus in Item 20 of the minute of meeting of the Infrastructure Services Committee of 28 April 2005 as a close relative lived near to the site referred to in the Report and would benefit from the works to be undertaken.

2. MINUTES OF COUNCIL AND COMMITTEES

(a) Angus Council

The [minute of meeting of Angus Council of 31 March 2005](#) was submitted, approved as a correct record and signed by the Provost.

(b) Development Control Committee

The [minute of meeting of the Development Control Committee of 14 April 2005](#) was submitted and approved.

(c) Education Committee

The [minute of meeting of the Education Committee of 18 April 2005](#) was submitted and approved.

(d) Social Work and Health Committee

The [minute of meeting of the Social Work and Health Committee of 19 April 2005](#) was submitted and approved.

(e) Civic Licensing Committee

The [minute of meeting of the Civic Licensing Committee of 19 April 2005](#) was submitted and approved.

(f) Housing Committee

The [minute of meeting of the Housing Committee of 21 April 2005](#) was submitted and approved.

(g) Special Appointments Committee

The [minute of meeting of the Special Appointments Committee of 26 April 2005](#) was submitted and approved.

(h) Environmental and Leisure Services Committee

The [minute of meeting of the Environmental and Leisure Services Committee of 26 April 2005](#) was submitted and approved.

(i) Infrastructure Services Committee

The [minute of meeting of the Infrastructure Services Committee of 28 April 2005](#) was submitted and approved.

Angus and Dundee Tourism Partnership

With reference to Article 34(iii) of the minute of meeting, the Council resolved to approve Angus Council's representation on the Partnership, as being the Convener of the Infrastructure Services Committee (Councillor Selfridge) and the Vice-Convener of the Environmental and Leisure Services Committee (Councillor Gaul).

(j) Resources and Central Services Committee

The minute of meeting of the [Resources and Central Services Committee of 3 May 2005](#) was submitted and approved.

(k) Strategic Policy Committee

The [minute of meeting of the Strategic Policy Committee of 10 May 2005](#) was submitted and approved.

(l) Civic Licensing Committee

The [minute of meeting of the Civic Licensing Committee of 10 May 2005](#) was submitted and approved.

(m) Development Control Committee

The [minute of meeting of the Development Control Committee of 12 May 2005](#) was circulated and approved.

3. MINUTES OF JOINT BOARDS AND COMMITTEES**(a) Tayside Joint Police Board**

The minute of meeting of the Tayside Joint Police Board of 31 January 2005 was submitted and noted.

(b) Tayside Fire Board

The minute of meeting of the Tayside Fire Board of 31 January 2005 was submitted and noted.

(c) Tayside Valuation Joint Board

The minute of meeting of the Tayside Valuation Joint Board of 31 January 2005 was submitted and noted.

(d) Tayside Contracts Joint Committee

The minute of meeting of the Tayside Contracts Joint Committee of 31 January 2005 was submitted and noted.

(e) Tay Road Bridge Joint Board

The minute of meeting of the Tay Road Bridge Joint Board of 14 March 2005 was submitted and noted.

The following matter was, on the determination of the Provost, dealt with as a matter of urgency, in light of a recent press article and the comments attributed to the First Minister, Mr Jack McConnell MSP.

4. EMERGENCY MOTION – G8 SUMMIT

Councillor Murray, seconded by Councillor Mowatt, moved that this Council:-

- notes with concern reports that the security bill for the G8 Summit may be as much as £100 million and that the Chancellor of the Exchequer has so far only indicated that a sum of £20 million is being made available to cover these costs;
- further notes with alarm that neither the Chancellor nor the Scottish Executive has given a clear indication of how any expenditure in excess of the £20 million will be funded;
- demands immediate assurances that the communities of Tayside will not be expected to foot the bill either through increased council tax or by way of a reduced service; and
- instructs the Chief Executive to write to the Prime Minister, the Chancellor of the Exchequer and the First Minister in terms of this motion.

The Council resolved unanimously to approve the motion.

5. APPOINTMENTS TO NORANSIDE PRISON VISITING COMMITTEE

With reference to Article 4(b) of the minute of meeting of Angus Council of 29 June 2000, there was submitted [Report No 591/05](#) by the Director of Law and Administration seeking approval to fill the existing (non-elected member) vacancy on the Noranside Prison Visiting Committee and also to approve a reserve to enable any future vacancy within the Committee to be filled.

The Council resolved:-

- (i) to approve the appointment of Ann Williams to the Noranside Prison Visiting Committee, subject to a satisfactory Disclosure Scotland check; and
- (ii) to approve the appointment of Donna O'Connor as a reserve to enable a future vacancy to be filled.

6. SUMMARY OF MEMBERS' ALLOWANCES AND EXPENSES AND RECORD OF ATTENDANCES

With reference to Article 13 of the minute of meeting of the Resources and Central Services Committee of 6 May 2004, there was submitted [Joint Report No 593/05](#) by the Director of Law and Administration and the Director of Finance giving details of the amount of allowances and expenses paid to councillors and of the record of attendances and standing committees and sub-committees for the period 1 April 2004 to 31 March 2005.

The Council resolved to note the allowances, expenses and attendances, as shown in the Appendices to the Report.

7. SCOTTISH EXECUTIVE CONSULTATION PAPER "SUPPORTING POLICE, PROTECTING COMMUNITIES: PROPOSALS FOR LEGISLATION"

There was submitted [Joint Report No 594/05](#) by the Director of Housing and the Director of Law and Administration relating to a response by Angus Council to a consultation paper issued by the Scottish Executive, Justice Department entitled "Supporting People, Protecting Communities: Proposals for Legislation".

The Report indicated that in view of the timescale, a response had been submitted by officers as detailed in paragraph 3 of the Report, on the understanding that there might be additional comments and/or alterations as a result of consideration by members.

The Council resolved to note and approve the comments provided to the Scottish Executive in response to the consultation paper "Supporting Police, Protecting Communities: Proposals for Legislation".

8. SITE INVESTIGATION AT BRUCE HOUSE, ARBROATH

With reference to Article 23 of the minute of meeting of the Policy and Resources Committee of 18 March 2003, there was submitted [Joint Report No 603/05](#) by the Director of Property Services and the Director of Law and Administration requesting the Council note that the Director of Property Services, under his delegated authority, had granted permission to Bett Properties Limited to undertake site investigation works on the car park at Bruce House.

The Report indicated that this action had been taken by the Director of Property Services in view of the legal advice given, and in order not to prejudice the Council's position at the forthcoming planning inquiry, notwithstanding the Council's stated position that it did not wish to sell the ground at Bruce House.

The Council resolved to note that the Director of Property Services, under his delegated authority, had granted permission to Bett Properties Limited to undertake site investigation works on the car park at Bruce House in order to comply with the requirements of Angus Local Plan Police ENV 61 on contaminated land, which would be considered at the forthcoming public inquiry into their application for planning permission to construct a supermarket on the site of the former Westburn Foundry and on the site of Bruce House car park.

The following matter was, on the determination of the Provost, dealt with as a matter of urgency, in view of the timescales for the submission of a response to the consultation paper.

9. LOCAL GOVERNMENT PENSION SCHEME (SCOTLAND) RESPONSE BY ANGUS COUNCIL

With reference to Article 31 of the minute of meeting of the Resources and Central Services Committee of 17 March 2005, there was submitted [Report No 638/05](#) by the Director of Law and Administration detailing the views of the short life Working Group on the consultation paper issued by the Scottish Public Pensions Agency on the future of the Local Government Pension Scheme (Scotland).

The Council resolved to approve the response to the consultation paper issued by the Scottish Public Pensions Agency, as detailed in Report No 371/05, subject to the amendments expressed by the Working Group as detailed in paragraph 1 of Report No 638/05.

10. MR A B WATSON, OBE, CHIEF EXECUTIVE

The Provost made reference to Mr Watson, Chief Executive who was retiring on 30 June 2005 and paid tribute to his work since his appointment to Angus Council in April 1995.

Members joined with the Provost in expressing their appreciation of his service to the Council and best wishes for the future.

11. EXCLUSION OF PUBLIC AND PRESS

The Council resolved, in terms of Standing Order 27, that the public, press, and all officers with the exception of the Director of Law and Administration and the Personnel Services Manager, be excluded from the meeting during consideration of the following item, so as to avoid the possible disclosure of information which was exempt in terms of Part 1 of Schedule 7(A) to the Local Government (Scotland) Act 1973 paragraph 1.

The following matter was, on the determination of the Provost, dealt with as a matter of urgency, in order that the Council could be apprised of the current position.

12. POST OF CHIEF EXECUTIVE

With reference to Article 3 of the minute of the special meeting of Angus Council of 17 May 2005, the Director of Law and Administration and the Personnel Services Manager apprised members with regard to the current position.

The Council resolved to reconvene the special meeting on Tuesday 25 May at 6.00pm, to give further consideration to the appointment.