

## THE INVERCLYDE COUNCIL – 22 FEBRUARY 2018

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### The Inverclyde Council

**Thursday 22 February 2018 at 4pm**

**Present:** Provost Brennan, Councillors Ahlfeld, Brooks, Clocherty, Crowther, Curley, Dorrian, Jackson, McCabe, McCormick, C McEleny, J McEleny, McKenzie, McVey, Moran, Nelson, Quinn, Rebecchi and Robertson.

**Chair:** Provost Brennan presided.

**In attendance:** Chief Executive, Corporate Director Environment, Regeneration & Resources, Mr A Stevenson (for Corporate Director (Chief Officer), Inverclyde Health & Social Care Partnership), Chief Financial Officer, Head of Legal & Property Services, Managing Solicitor (Licensing, Litigation & Committee Services), Ms S Lang, Mr A Greer and Ms D Sweeney (Legal & Property Services), Head of Organisational Development, Human Resources & Communications and Corporate Communications Manager.

### **Apologies and Declarations of Interest**

Apologies for absence were intimated on behalf of Councillors MacLeod and Murphy.

Councillor Curley declared an interest in Agenda Item 11 (Roads and Transportation: Shared Services Implementation).

### **Minutes of Meetings of The Inverclyde Council, Committees, Sub-Committees and Boards**

<b>124</b>	<b>The Inverclyde Council – 30 November 2017</b>	<b>124</b>
	<b>Approved</b> on the motion of Provost Brennan.	
<b>125</b>	<b>Planning Board – 6 December 2017</b>	<b>125</b>
	<b>Approved</b> on the motion of Councillor Nelson.	
<b>126</b>	<b>Local Review Body – 6 December 2017</b>	<b>126</b>
	<b>Approved</b> on the motion of Councillor Nelson.	
<b>127</b>	<b>General Purposes Board – 13 December 2017</b>	<b>127</b>
	<b>Approved</b> on the motion of Councillor Dorrian.	
<b>128</b>	<b>Inverclyde Council (Special) – 21 December 2017</b>	<b>128</b>
	<b>Approved</b> on the motion of Provost Brennan.	

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<b>129</b>	<b>Planning Board – 3 January 2018</b>	<b>129</b>
	Approved on the motion of Councillor Nelson.	
<b>130</b>	<b>Local Review Body – 3 January 2018</b>	<b>130</b>
	Approved on the motion of Councillor Dorrian.	
<b>131</b>	<b>Audit Committee – 9 January 2018</b>	<b>131</b>
	Approved on the motion of Councillor Rebecchi.	
<b>132</b>	<b>General Purposes Board – 10 January 2018</b>	<b>132</b>
	Approved on the motion of Councillor Dorrian.	
<b>133</b>	<b>Health &amp; Social Care Committee – 11 January 2018</b>	<b>133</b>
	Approved on the motion of Councillor Moran.	
<b>134</b>	<b>Environment &amp; Regeneration Committee – 18 January 2018</b>	<b>134</b>
	Approved on the motion of Councillor McCormick.	
<b>135</b>	<b>Education &amp; Communities Committee – 23 January 2018</b>	<b>135</b>
	Approved on the motion of Councillor Clocherty.	
<b>136</b>	<b>Petitions Committee – 1 February 2018</b>	<b>136</b>
	Approved on the motion of Councillor Curley.	
<b>137</b>	<b>Policy &amp; Resources Committee – 6 February 2018</b>	<b>137</b>
	Approved on the motion of Councillor McCabe.	
<b>138</b>	<b>Planning Board – 7 February 2018</b>	<b>138</b>
	Approved on the motion of Councillor Nelson.	
<b>139</b>	<b>Local Review Body – 7 February 2018</b>	<b>139</b>
	Approved on the motion of Councillor Clocherty.	
<b>140</b>	<b>General Purposes Board – 14 February 2018</b>	<b>140</b>
	Approved on the motion of Councillor Dorrian.	

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| <b>141</b> | <p><b>Approval of the Band D Council Tax for 2018/19</b></p> <p>There was submitted a report by the Chief Financial Officer providing information on the latest position of the 2018/19 Revenue Budget to allow the level of Band D Council Tax for 2018/19 to be determined.</p> <p><b>Decided:</b></p> <p>(1) that the Council note the advice from the Chief Financial Officer and the Head of Legal &amp; Property Services regarding the setting of the Band D Council Tax for 2018/19 in advance of confirmation of the 2018/19 Revenue Budget;</p> <p>(2) that the Council confirm the decision to increase the Band D Council Tax for 2018/19 by 3%; and</p> <p>(3) that it be agreed to consider the 2018/20 Budget, which will include the finalised Local Government Finance Settlement for Inverclyde Council, at a special meeting of the Council on 15 March 2018.</p> | <b>141</b> |
| <b>142</b> | <p><b>Resolution: Setting of Band D Council Tax for 2018/19</b></p> <p>Arising from the foregoing paragraph, Councillor McCabe seconded by Councillor Clocherty moved that the Council impose a 3% increase in the Council Tax for financial year 2018/19 and accordingly resolve to set the Band D Council Tax at £1,233.94.</p> <p><b>Decided:</b> that the Band D Council Tax for 2018/19 be set at £1,233.94.</p>  | <b>142</b> |
| <b>143</b> | <p><b>River Clyde Homes Board – Appointment of Elected Member</b></p> <p>There was submitted a report by the Corporate Director Environment, Regeneration &amp; Resources requesting the Council to appoint a representative to the Board of River Clyde Homes following the resignation of Councillor McVey.</p> <p><b>Decided:</b> that Councillor Curley be appointed to serve on the Board of River Clyde Homes in place of Councillor McVey.</p>  | <b>143</b> |
| <b>144</b> | <p><b>Appointment of Trustee – Peter Stanton Memorial Trust</b></p> <p>There was submitted a report by the Head of Legal &amp; Property Services requesting the Council to appoint a trustee of the Peter Stanton Memorial Trust following the resignation of Ms Margaret McEleny, MBE. The report advised that two nominations had been received from disabled groups in Inverclyde.</p> <p><b>Decided:</b></p> <p>(1) that Mr Eddie McCluskey be appointed as a trustee of the Peter Stanton Memorial Trust to serve on the Trust for a period of four years until 21 February 2022; and</p> <p>(2) that the Council's appreciation and best wishes be extended to Ms McEleny.</p>   | <b>144</b> |
| <b>145</b> | <p><b>Women 50:50 Campaign – Taking Action on Women's Under Representation: Request by Councillor McCabe</b></p> <p>There was submitted a report by the Corporate Director Environment, Regeneration &amp; Resources on a request received from Councillor McCabe that the Council consider whether it would wish to support the Women 50:50 Campaign whose aim is to tackle women's under-representation in Scottish local councils through (1) agreeing a motion of support and (2) using the "What Women Want" resource. Following discussion, Councillor McCabe seconded by Councillor Clocherty moved that consideration of the</p>   | <b>145</b> |

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request be continued to the next scheduled meeting of the Council to allow referral of the matter to the Women's Forum and to give the campaign representatives an opportunity to address Members at an All Members' Briefing.

As an amendment, Councillor Quinn seconded by Councillor Ahlfeld moved that the motion submitted by the Women 50:50 Campaign be supported in the following terms:

"The council notes that women are under-represented across councils in Scotland and make up only 29% of councillors. Council further notes that whilst voluntary mechanisms such as all women shortlists, networks and mentoring have made some progress, women are still not represented equally.

Council notes that despite these measures 29% is the highest proportion of women in council in Scotland's history.

The council congratulates the Women 50:50 campaign which has been working across all political parties and has gained support from the SNP, Scottish Labour, Scottish Liberal Democrats and Scottish Green Party leaders and co-conveners.

The council supports Women 50:50's aim for fair representation of women in Scotland through legislated candidate quotas and backs the campaign's call for fair representation of women across Scotland's public life.

The council recognises that women are not a homogenous group, and that in any of our outreach work to encourage and champion women we should ensure that we engage a diverse group of women from different races, cultures, religions, disabilities, socio-economic statuses and sexualities."

On a vote, 2 Members, Councillors Ahlfeld and Quinn, voted in favour of the amendment and 17 Members, Provost Brennan, Councillors Clocherty, Dorrian, Jackson, McCabe, McCormick, Moran, McKenzie, McVey, Rebecchi, Brooks, Crowther, Curley, C McEleny, J McEleny, Nelson and Robertson, voted in favour of the motion which was declared carried.

**Decided:** that consideration of the request be continued to the next scheduled meeting of the Council to allow referral of the matter to the Women's Forum and to give the campaign representatives an opportunity to address Members at an All Members' Briefing.

### 146 Fair Trade Steering Group - Nestle

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There was submitted a report by the Corporate Director Education, Communities & Organisational Development responding to the concerns expressed by Councillor Quinn in June 2017 in respect of any Council actions considered possible in relation to the long-standing publicity affecting Nestle's marketing of breast milk substitutes, particularly amongst the impoverished in developing countries.

**Decided:** that the Council note the current position relative to Fairtrade in Inverclyde purchasing products through Fairtrade and school activities.

### 147 Consultation Paper on Electoral Reform: Scottish Government

147

There was submitted a report by the Head of Legal & Property Services advising the Council of the Scottish Government's consultation on Electoral Reform.

**Decided:**

- (1) that the Council note the terms of the report and agree to make a collective response to the consultation as set out in the report; and
- (2) that it be noted that any individual Elected Member or group may submit individual responses as accords.

<b>148</b>	<b>Health and Social Care Integration Integration Scheme Amendments – Carers (Scotland) Act 2016</b>	<b>148</b>
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There was submitted a report by the Corporate Director Environment, Regeneration & Resources seeking the Council's formal approval to amendments to Inverclyde's Health and Social Care Integration Scheme.

**Decided:**

- (1) that the Council approve the amendments to the Health and Social Care Integration Scheme for Inverclyde as detailed in Appendix 2 of the report;
- (2) that the Council agree to the submission of the amended Integration Scheme to the Scottish Government for approval;
- (3) that the Council agree that any minor amendments to the Integration Scheme proposed by the Scottish Government, following their consideration thereof, will be agreed by the Corporate Director (Chief Officer) Inverclyde Health & Social Care Partnership following consultation with the Chair and Vice-Chair of the Inverclyde Integration Joint Board and that the Integration Scheme will only require further approval by the Council if changes are significant; and
- (4) that the Head of Legal & Property Services, in consultation with the relevant Officers, be authorised to make any consequent changes to the Council's Standing Orders, Scheme of Administration and Scheme of Delegation arising from the Council's decision.

<b>149</b>	<b>Roads and Transportation: Shared Services Implementation</b>	<b>149</b>
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There was submitted a report by the Corporate Director Environment, Regeneration & Resources making recommendations in respect of Roads and Transportation Shared Services implementation.

Councillor Curley declared a non-financial interest in this item through his employer's current contractual relationship with West Dunbartonshire Council and its road services and left the meeting.

**Decided:**

- (1) that the Council note the Detailed Business Case in respect of Inverclyde and West Dunbartonshire Councils and its recommendations in respect of progressing a shared service for Roads and Transportation Services on a Lead (Host) authority model as defined in the report and the support for this between the Chief Executives and lead officers of the two Councils;
- (2) that the Council agree the implementation of a formal shared Roads and Transportation Service commencing on 1 April 2018 between Inverclyde Council and West Dunbartonshire Council with Inverclyde as Lead (Host) authority;
- (3) that the Council authorise the appointment of a lead officer by Inverclyde Council through a recruitment panel process supported by both Councils as outlined in the report, with all Council costs subject to approval through the budget setting process; and
- (4) that the Council note that the Shared Services Joint Committee will be updated on agreement between Inverclyde and West Dunbartonshire Councils and that it will be advised of any governance arrangements necessary in consequence.

Councillor Curley returned to the meeting at this juncture.

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- 150      Proposed Traffic Regulation Order – The Inverclyde Council (Off-Street Parking Places) (Variation No. 9) Order 2017      150**
- There was submitted a report by the Corporate Director Environment, Regeneration & Resources on a remit from the Environment & Regeneration Committee of 18 January 2018 requesting approval of the proposed Traffic Regulation Order – The Inverclyde Council (Off-Street Parking Places) (Variation No. 9) Order 2017.
- Decided:** that the Inverclyde Council approve the making of the Traffic Regulation Order – The Inverclyde Council (Off-Street Parking Places) (Variation No. 9) Order 2017 and that the Head of Environmental & Commercial Services and the Head of Legal & Property Services be authorised to take all necessary action in connection therewith.
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- 151      Proposed Traffic Regulation Order – The Inverclyde Council (Various Roads) (Outer Greenock) (Waiting Restrictions) (Variation No. 7) Order 2017      151**
- There was submitted a report by the Corporate Director Environment, Regeneration & Resources on a remit from the Environment & Regeneration Committee of 18 January 2018 requesting approval of the proposed Traffic Regulation Order – The Inverclyde Council (Various Roads) (Outer Greenock) (Waiting Restrictions) (Variation No. 7) Order 2017.
- Decided:** that the Inverclyde Council approve the making of the Traffic Regulation Order – The Inverclyde Council (Various Roads) (Outer Greenock) (Waiting Restrictions) (Variation No. 7) Order 2017 and that the Head of Environmental & Commercial Services and the Head of Legal & Property Services be authorised to take all necessary action in connection therewith.
- It was agreed in terms of Section 50(A)(4) of the Local Government (Scotland) Act 1973 as amended, that the public and press be excluded from the meeting for consideration of Item 14 (Appendices 1 and 2 relative to Agenda Item 6) on the grounds that consideration of the item involved the likely disclosure of exempt information as defined in paragraph 6 of Part I of Schedule 7(A) of the Act, for Item 15 (Proposed Modifications to Committee and Senior Management Structure) on the grounds that consideration of the item involved the likely disclosure of exempt information as defined in paragraph 1 and for Item 16 (Appendices to Minutes) on the grounds that consideration of the item involved the likely disclosure of exempt information as defined in the respective paragraphs of the relevant minutes.**
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- 152      Appendices 1 and 2 relative to Agenda Item 6 Providing Information on the Nominees for Appointment as a Trustee of the Peter Stanton Memorial Trust      152**
- There were submitted letters of nomination from Port Glasgow Otters Swimming Club and Inverclyde Community Care Forum (trading as Your Voice) providing information relative to their nominees for appointment as a Trustee of the Peter Stanton Memorial Trust.
- Noted**

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**153      Proposed Modifications to Committee and Senior Management Structures      153**

There was submitted a report by the Chief Executive proposing changes to the Committee and Senior Management structures of the Council.

**Decided:**

- (1) that the Council approve the variations to the Scheme of Administration relating to the remits of the Education & Communities and Environment & Regeneration Committees as outlined in paragraphs 5.2 and 5.3 and Appendix A of the report;
- (2) that the Council approve the establishment of the Local Police & Fire Scrutiny Committee, decisions 1 and 2 to be implemented in the first cycle of meetings following the 2018 summer recess;
- (3) that the Council approve modifications to the Corporate and Extended Management Team structures as outlined in paragraphs 5.5 – 5.7 and Appendix C;
- (4) that the Council note that the proposals, which make a significant contribution towards reducing the current budget shortfall, result in a sizeable reduction in management capacity, with the risks identified in the report relative to their potential effect upon services and timescales for responses to the public and Members; and
- (5) that delegated authority be granted to the Chief Executive to appoint the Interim Head of Environmental & Public Protection Services within the Environment, Regeneration & Resources Directorate up until March 2020, as specified in paragraph 5.9.

**Appendices to Minutes**

**154      General Purposes Board – 13 December 2017      154**

**Approved** on the motion of Councillor Dorrian.

**155      General Purposes Board – 10 January 2018      155**

**Approved** on the motion of Councillor Dorrian.

**156      Environment & Regeneration Committee – 18 January 2018      156**

**Approved** on the motion of Councillor McCormick.

**157      Education & Communities Committee – 23 January 2018      157**

**Approved** on the motion of Councillor Clocherty.

**158      General Purposes Board – 14 February 2018      158**

**Approved** on the motion of Councillor Dorrian.