

FALKIRK COUNCIL

Municipal Buildings,
Falkirk, FK1 5RS

Falkirk Council

You are invited to attend a Meeting of the above named committee to be held in the **Municipal Buildings, Falkirk on 30 April 2008 at 10:30am.**

Rose Mary Glackin
Acting Director of Law and Administration Services

25 April 2008

BUSINESS PART 1

1. MINUTES AND INFORMATION BULLETIN

Submit Report by Submit:-

- (a) **Minute of Meeting of Falkirk Council held on 5 March 2008; 4 to 17**
- (b) **Minute of Special Meeting of Falkirk Council held on 17 March 2008; 18 to 19**
- (c) **Minute of Special Meeting of Falkirk Council held on 23 April 2008; 20 to 23**
- (d) **Volume of Minutes - Volume 1 2008/2009; and**
- (e) **Information Bulletin - Volume 1 2008/2009. 24 to 95**

2. FAIRER SCOTLAND FUND

(This item has been called in to Council in terms of the Scheme of Delegation by Councillors Alexander and Kenna)

Submit:-

- (a) **Extract of Minute of Meeting of the Policy and Resources Committee held on 11 March 2008; and 96 to 97**
- (b) **Joint Report by Directors of Community, of Corporate and Commercial, of Education and of Housing and Social Services submitted to the**

meeting of Policy and Resources Committee held on 11 March 2008. 98 to 109

3. TOWN CENTRE STRATEGY: BO'NESS INITIATIVE

(This item has been called in to Council in terms of the Scheme of Delegation by Councillors Alexander and Kenna)

Submit:-

- (a) Extract of Minute of Meeting of the Policy and Resources Committee held on 11 March 2008; and 110 to 111**
- (b) Report by Director of Community Services submitted to the meeting of Policy and Resources Committee held on 11 March 2008. 112 to 117**

4. PRIVATE SECTOR HOUSING GRANT - ADDITIONAL FUNDING

(This item has been called in to Council in terms of the Scheme of Delegation by Councillors Coleman, MacDonald, McNally and Meiklejohn)

Submit:-

- (a) Extract of Minute of Meeting of the Housing and Social Services Committee held on 1 April 2008; and 118 to 119**
- (b) Report by Director of Corporate and Commercial Services submitted to the meeting of Housing and Social Services Committee held on 1 April 2008. 120 to 123**

5. TENDER FOR EXTERNALLY PURCHASED "CARE AT HOME" SERVICES

(This item has been called in to Council in terms of the Scheme of Delegation by Councillors Coleman, MacDonald, McNally and Meiklejohn)

Submit:-

- (a) Extract of Minute of Meeting of the Housing and Social Services Committee held on 1 April 2008; and 124 to 125**
- (b) Report by Director of Housing and Social Services submitted to the meeting of Housing and Social Services Committee held on 1 April 2008.**

**6. ITEM CONTINUED TO RE-CONVENED MEETING OF FALKIRK COUNCIL
POST OFFICE LTD NETWORK CHANGE PROGRAMME**

(This item has been called in to Council in terms of the Scheme of Delegation by Councillors Alexander and Kenna)

Submit:-

- (a) Extract of Minute of Meeting of the Policy and Resources Committee held on 8 April 2008; and 126 to 129**
- (b) Report by Chief Executive submitted to the meeting of Policy and Resources Committee held on 8 April 2008. 130 to 131**

**7. ITEM CONTINUED TO RE-CONVENED MEETING OF FALKIRK COUNCIL
PROCUREMENT - SCOTLAND EXCEL**

(This item has been called in to Council in terms of the Scheme of Delegation by Councillors Alexander and Kenna)

Submit:-

- (a) Extract of Minute of Meeting of the Policy and Resources Committee held on 8 April 2008; and 132 to 139**
- (b) Report by Director of Corporate and Commercial Services submitted to the meeting of Policy and Resources Committee held on 8 April 2008. 140 to 141**

**8. ITEM CONTINUED TO RE-CONVENED MEETING OF FALKIRK COUNCIL
NATIONAL AND REGIONAL FACILITIES STRATEGY**

(This item has been called in to Council in terms of the Scheme of Delegation by Councillors Alexander and Kenna)

Submit:-

- (a) Extract of Minute of Meeting of the Policy and Resources Committee held on 8 April 2008; and 142 to 149**
- (b) Report by Director of Community Services submitted to the meeting of Policy and Resources Committee held on 8 April 2008. 150 to 151**

**9. ITEM CONTINUED TO RE-CONVENED MEETING OF FALKIRK COUNCIL
REFERRALS FROM COMMUNITY HEALTH AND SAFETY COMMITTEE
- 18 MARCH 2008 - LOCAL HEALTHCARE BILL - CONSULTATION
PAPER**

(This item has been called in to Council in terms of the Scheme of Delegation by Councillors Alexander and Kenna)

Submit:-

- (a) Extract of Minute of Meeting of the Policy and Resources Committee held on 8 April 2008; and 152 to 155**
- (b) Report by Director of Corporate and Commercial Services submitted to the meeting of Policy and Resources Committee held on 8 April 2008. 156 to 159**

10. REFERRALS FROM EDUCATION AND LEISURE COMMITTEE - 25 MARCH 2008 - EARLY YEARS DEVELOPMENT

(This item has been called in to Council in terms of the Scheme of Delegation by Councillors Alexander and Kenna)

Submit:-

- (a) Extract of Minute of Meeting of the Policy and Resources Committee held on 8 April 2008; and 160 to 171**
- (b) Report by Director of Education Services submitted to the meeting of Policy and Resources Committee held on 8 April 2008. 172 to 175**

**11. ITEM CONTINUED TO RE-CONVENED MEETING OF FALKIRK COUNCIL
REFERRALS FROM EDUCATION AND LEISURE COMMITTEE - 25 MARCH 2008 - CULTURAL CO-ORDINATORS**

(This item has been called in to Council in terms of the Scheme of Delegation by Councillors Alexander and Kenna)

Submit:-

- (a) Extract of Minute of Meeting of the Policy and Resources Committee held on 8 April 2008; and 176 to 179**
- (b) Report by Director of Education Services submitted to the meeting of Policy and Resources Committee held on 8 April 2008. 180 to 183**

**12. ITEM CONTINUED TO RE-CONVENED MEETING OF FALKIRK COUNCIL
REFERRAL FROM HOUSING AND SOCIAL SERVICES COMMITTEE - 1 APRIL 2008
LOCAL HOUSING STRATEGY - DRAFT HOMELESSNESS STRATEGY 2008 - 13**

(This item has been called in to Council in terms of the Scheme of Delegation by Councillors Alexander and Kenna)

Submit:-

- (a) Extract of Minute of Meeting of the Policy and Resources Committee held on 8 April 2008; and 184 to 187**
- (b) Report by Director of Corporate and Commercial Services submitted to the meeting of Housing and Social Services Committee held on 1 April 2008. 188 to 221**

**13. REFERRAL FROM ENVIRONMENT AND HERITAGE - 9 APRIL 2008
FALKIRK COUNCIL LOCAL PLAN - SUMMARY OF REPRESENTATIONS AND PROPOSED RESPONSES**

Submit:-

- (a) Extract of Minute of Special Meeting of the Environment and Heritage Committee held on 9 April 2008; and 222 to 223**
- (b) Report by Director of Development Services submitted to the meeting of the Environment and Heritage Committee held on 9 April 2008. 224 to 259**

14. REFERRAL FROM ENVIRONMENT AND HERITAGE - 15 APRIL 2008 - SMARTER CHOICES, SMARTER PLACES

(This item has been called in to Council in terms of the Scheme of Delegation by Councillors Coleman, J Constable and McNally)

Submit:-

- (a) Report by the Director of Development Services; 260 to 269**
- (b) Extract of Minute of Meeting of the Environment and Heritage Committee held on 15 April 2008; and 270 to 277**
- (c) Report by Director of Development Services submitted to the meeting of the Environment and Heritage Committee held on 15 April 2008. 278 to 279**

**15. ITEM CONTINUED TO RE-CONVENED MEETING OF FALKIRK COUNCIL
REFERRAL FROM ENVIRONMENT AND HERITAGE - 15 APRIL 2008
PROGRESS REPORT ON DEVELOPMENT FRAMEWORK FOR THE FORMER RSNH SITE, LARBERT**

(This item has been called in to Council in terms of the Scheme of Delegation by Councillors Coleman, J Constable and McNally)

Submit:-

- (a) **Extract of Minute of Meeting of the Environment and Heritage Committee held on 15 April 2008; and 280 to 285**
- (b) **Report by Director of Development Services submitted to the meeting of the Environment and Heritage Committee held on 15 April 2008. 286 to 287**

16. FALKIRK COMMUNITY STADIUM LTD - SHAREHOLDER UPDATE

Submit Report by Submit Report by Director of Community Services. **288 to 295**

**17. ITEM CONTINUED TO RE-CONVENED MEETING OF FALKIRK COUNCIL
TO SCOTTISH GOVERNMENT'S CLIMATE CHANGE BILL:
CONSULTATION RESPONSE**

Submit Report by Submit Report by Director of Development Services. **296 to 299**

**18. ITEM CONTINUED TO RE-CONVENED MEETING OF FALKIRK COUNCIL
CONVENTION OF SCOTTISH LOCAL AUTHORITIES: MEMBERSHIP**

Submit Report by Submit Report by Acting Director of Law and Administration Services. **300 to 313**

**19. ITEM CONTINUED TO RE-CONVENED MEETING OF FALKIRK COUNCIL
FLAG FLYING AT MUNICIPAL BUILDINGS, FALKIRK**

Submit Report by Submit Report by Acting Director of Law and Administration Services. **314 to 315**

**20. ITEM CONTINUED TO RE-CONVENED MEETING OF FALKIRK COUNCIL
NOTICES OF MOTION - CONTINUED FROM FALKIRK COUNCIL - 5
MARCH 2008**

- (a) (c) **Alcohol Misuse**

"Council welcomes the commitment of the Justice Secretary, Kenny MacAskill, to tackle the problems of alcohol misuse.

The ethos of drinking to get drunk is one of the main contributions to anti-social behaviour, crime and health issues within our communities.

Council agree to work with the Justice Secretary to tackle this growing problem by taking the lead locally by:

- 1. Arranging a local conference of stake holders including representatives of the drink industry, health, police and community groups to begin the process of developing a strategy for the changing of the public attitude.**
- 2. Regular updates at Community Health & Safety of the development of the strategy and its implementation.**
- 3. Instructs Officers to prepare a report for Community Health and Safety on how the policy direction above can be implemented.**

Proposed by Councillor G Thomson

(b) (e) Forth Ports Plc

"This Council welcomes the decision taken by Forth Ports PLC not to proceed with controversial plans to allow ship-to-ship oil transfers in the Firth of Forth.

Faced with such unanimous opposition to the proposals, which would have had a devastating environmental impact on the Forth shoreline and marine habitats, Forth Ports had no option but to take the decision they now have.

This Council also welcomes the strong stance taken by the Environment Minister Richard Lochhead and the SNP Government against the ship-to-ship oil transfer proposal, which made clear that any assessments completed by Forth Ports would be subject to an independent review, which clearly had a bearing on the decision not to proceed.

However, Council notes with concern the ludicrous situation still in place since the privatisation of Forth Ports Authority by the previous Conservative UK Government which allows Forth Ports PLC to act as judge and jury as the local Harbour Authority as well as a private company whose aim is to maximise profits for shareholders. This Council therefore resolves to approach UK and Scottish Ministers with a view to scrapping the anomaly and conflict of interest that currently exists under Forth Ports".

Proposed by Councillor A MacDonald

(c) (f) Post Office Network

"Falkirk Council notes with great disappointment the decision of the Post Office Network to reject the balanced submissions made by and on behalf of the seven communities who will suffer the loss of a Post Office Service in their area as part of the UK Government's latest cut backs.

Falkirk Council believes that the Post Office Network should operate as a service and not as a business and expresses extreme concern for the future of the remaining network given the stated criteria outlined by the Westminster Labour Government for its future maintenance.

Falkirk Council therefore believes that the Post Office Network would be safer in the hands of the Scottish Government and their Westminster colleagues and calls on politicians in both parliaments to begin the process of transferring both responsibility and current funding from London to Edinburgh.

Proposed by Councillor D Alexander

(d) (g) Housing and Social Services Committee

"Council believes that openness, honesty, transparency and the need to demonstrate best value be key principles in the management of our services and should be at the core of the political administration of the Council.

Council therefore notes with disappointment the lack of these qualities in recent matters pertaining to the Housing and Social Work Committee.

The appointment of a private sector consultant within the Housing Department and the subsequent announcements have damaged the image of the department and demonstrated a failure to meet the qualities outlined below.

"Openness - This decision to appoint a consultant not referred to Committee thus denying the Members of Falkirk Council the opportunity to scrutinise the decision

"Honesty - The Convener of the Housing and Social Services Committee was quoted in the Falkirk Herald November 2007 denying the £700 per day figures for payment claiming it was less. Correspondence from the Director of Housing and Social Works confirms the accuracy of the amount.

"Transparency - Members were denied the opportunity to set a remit for the appointment

"Paying three times the recommended salary for a temporary appointment does not represent best value for Falkirk Council

Council therefore resolves to:-

1. Agree that in future all recommendations to appoint consultants must be reported to Committee for authority to proceed.

2. Any such recommendation must become part of a report to Members outlining the cost of the appointment, remit for the consultant and set of objectives.

3. Any Convener in future making false statements to the Council/Committee/ Media will be asked by Council to explain their actions and may face removal from their positions if they have been found to have misled Members.

Proposed by Councillor J McNally

**21. ITEM CONTINUED TO RE-CONVENED MEETING OF FALKIRK COUNCIL
NOTICE OF MOTION**

Submit Report by Bo'ness Town Centre - Parking Charges

"Council recognises the legitimate concerns of Bo'ness Town Centre users and traders and agrees with them that the introduction of car parking charges would be a crippling imposition on the already fragile town centre economy.

Council further recognises that the imposition of such charges in car parks in the other outlying town and village shopping centre would be significantly damage trade in those other centres to the detriment of local businesses and the local community

Council therefore resolves that under no circumstances will parking charges be applied to car parks in any of the outlying town and village centres during the remainder of the of this Council terms of office".

Proposed by Councillor J Constable.

**22. ITEM CONTINUED TO RE-CONVENED MEETING OF FALKIRK COUNCIL
EXECUTION OF DEEDS**

Submit Report by Submit Report by Acting Director of Law and Administration **316 to 321**

(Contact for further information – Brian Pirie Ext. 01324 506110)