

MINUTE of MEETING of FALKIRK COUNCIL held in the MUNICIPAL BUILDINGS, FALKIRK on WEDNESDAY 30 APRIL 2008 at 10.30 AM.

PRESENT: Provost Reid; Depute Provost Black; Councillors Alexander, Blackwood, Buchanan, Carleschi, Coleman, H Constable, J Constable, Fry, Goldie, Gow, Hughes, Jackson, Kenna, Lemetti, A MacDonald, C MacDonald, Mahoney, C Martin, CR Martin, McLuckie, McNally, McNeill, Meiklejohn, Nicol, Nimmo, Oliver, Patrick, Spears, Thomson and Waddell.

CONVENER: Provost Reid

ATTENDING: Chief Executive; Directors of Community Services, of Corporate and Commercial Services, of Development Services, of Education Services, of Finance Services and of Housing and Social Work Services; Acting Director of Law and Administration Services; Acting Head of Planning and Transportation; Acting Transport Planning Manager (J Cole), Development Planning Co-ordinator (A Shaw); Planning and Environment Manager (A Rodger) and Democratic Services Manager.

DECLARATIONS OF INTEREST:

In terms of Standing Order 14.2, and paragraphs 5.14 and 5.15 of the Councillors' Code of Conduct, Provost Reid; Councillors Alexander, Jackson, C Martin, C R Martin and Meiklejohn, Nimmo and Patrick each declared a non-financial interest in relation to the item of business (ref FC8 – Falkirk Community Stadium) on the basis of their regular attendance at matches involving Falkirk Football Club and further declared that, in terms of Paragraphs 5.17 and 5.18 of the said Code of Conduct, they had concluded that no member of the public acting reasonably would consider that they might be influenced by their respective interests in their roles as Councillors. Each Member, therefore, participated in the discussion and decision.

In terms of the Councillors' Code of Conduct, Councillor Mahoney declared a non-financial interest in Agenda item (ref FC11 – Falkirk Council Local Plan) due to his membership of the Management Committee of Friends of Kinneil and further declared that no member of the public acting reasonably would consider that he might be influenced by his interest in his role as a Councillor. Councillor Mahoney therefore participated in the discussion and decision.

In terms of the Councillors' Code of Conduct, Councillor Buchanan declared a non-financial interest in Agenda item (ref FC11 – Falkirk Council Local Plan) due to his appointment by the Council to the Scottish Railway Preservation Society and further declared that no member of the public acting reasonably would consider that he might be influenced by his interest in his role as a Councillor. Councillor Buchanan therefore participated in the discussion and decision. Councillor Buchanan also recorded contact with representatives of an objector to the Local Plan (Representation 0041/65) on a separate matter but noted that he did not consider that it gave rise to a declarable interest.

OPENING REMARKS

Prior to commencement of the formal business of the meeting, Provost Reid congratulated all those involved in receiving the following awards:-

- Falkirk Herald, Scottish Weekly Newspaper of the Year
- Central Scotland Fire and Rescue Service – Spirit of Fire Award for fund raising activities
- Larbert and Stenhousemuir Children and Families Unit – Shortlisted for Best Scottish Social Service Team in Scotland - Care Accolades
- Building Maintenance, finalist in the Municipal Journal Awards
- Legal Services, winner of the Local Government Chronicle National Legal Team of the Year award

FC2. URGENT ITEM – INVESTMENT COMMITTEE: RESIGNATION

Provost Reid advised that, in terms of Standing Order 9.1, he had **AGREED** to accept an urgent item relating to membership of the Investment Committee having regard to the special circumstances, viz, the recent notification of the resignation and the requirement to fill the vacancy. This item would be considered at an appropriate time during the meeting.

FC3. ORDER OF BUSINESS

In terms of Standing Order 15.2 (i), Provost Reid advised of variations to the order of business from that detailed on the agenda for the meeting. The following items have been recorded in the order that they were taken at the meeting.

FC4. MINUTES AND INFORMATION BULLETIN

- (a) There was submitted (circulated) and **APPROVED** Minute of Meeting of Falkirk Council held on 5 March 2008;
- (b) There was submitted (circulated) and **APPROVED** Minute of Special Meeting of Falkirk Council held on 17 March 2008;
- (c) There was submitted (circulated) and **APPROVED** Minute of Special Meeting of Falkirk Council held on 23 April 2008, subject to the insertion of a comma between the words “metal” and “refinery” in item (c);
- (d) There was submitted (circulated) and **NOTED** Volume of Minutes – Volume 1 2008/2009 ; and
- (e) There was submitted (circulated) and **NOTED** Information Bulletin – Volume 1 2008/2009.

FC5. QUESTIONS

Question 1 by Councillor A MacDonald

Under Item ED15 Page 373 and ED17 Page 374

What progress has been made with regard to providing information for tourists and visitors to Falkirk District in Falkirk Town Centre following the closure of the Tourist Information Centre?

Response by Provost Reid

The interior of the Steeple has been comprehensively refurbished and refitted as a combined box office and local tourist information point. It reopened for business at the beginning of April 2008. There are new graphics on display showing visitor attractions etc, new racking with visitor leaflets and a free-phone telephone link for visitors to use to contact the Tourist Information Centre at the Falkirk Wheel.

Also, as part of the refitting, provision has been made for a touch screen tourist information system to be installed in the steeple, and software is being developed tailored to the Falkirk area so visitors can browse attractions, events, accommodation etc on screen. It is hoped that this will be completed and installed within the next 3 / 4 weeks.

Question 2 by Councillor Alexander

Under Item CH24, Page 424

During debate within the item named Councillor Georgie Thomson raised the issue of the pilot police initiative that has agreement locally to restrict the sale of alcohol in the Stenhousemuir area to over 25s only at weekends in an attempt to deal with the growing menace of drink fuelled anti social behaviour.

A number of Administration Councillors voiced their disapproval of any restriction on the age limit of off sales purchase at the meeting although the Depute Convenor of the Central Scotland Joint Police Board, Councillor Blackwood did not make comment either way.

I subsequently wrote to Councillor Blackwood seeking clarification of his position on the matter as a representative of Falkirk Council on the Police Board and, indeed, holding the senior position of depute convener of the Police Board as Falkirk Council's nomination to this post.

I received a reply which intimated that Councillor Blackwood believed he was not answerable to me or any member of the opposition and refused to indicate whether he still supported the Labour/Tory line or that of Central Scotland Police thus leading to confusion and muddle.

Can you confirm whether or not you believe that an important part of any representative democracy is the ability on an opposition to hold an administration to account on

decisions taken or statements made by those elevated by the Administration to positions of authority.

Response by Provost Reid

This question does not relate to a matter of fact on this agenda. Instead, it requests my opinion on a matter. As such, it is contrary to the terms of Standing Order 29.1(i). Notwithstanding this point, I would confirm that I believe that this is one of the roles of the opposition.

Question 3 by Councillor Meiklejohn

FC62 page 389 – and FC74 page 399 – Review of Service and Committee Structures Working Group

How many meetings of the working group have taken place, what progress has been made and when can we expect a report back?

Response by Provost Reid

The Working Group has met twice. The dates of the meetings were 4 April 2008 and 24 April 2008. As noted in the report to Policy and Resources Committee in January 2008, the Chief Executive is planning to report back to Council at its meeting on 25 June 2008. I am not a member of the Working Group although I understand it is making reasonable progress. It has asked officers to take forward specific areas of work for consideration at the next meeting. The date for the next meeting has still to be confirmed.

Question 4 by Councillor Carleschi

Volume of Council and Committee Minutes – Volume 1 2008/2009
Page 374 ED16

I have been contacted by several retailers in Stenhousemuir Town Centre concerned by the drop in footfall due to the ongoing town centre works. A sign has been constructed to point shoppers to businesses in the new part of the town centre which has been welcomed but I suggested at committee that one be displayed to let shoppers know that the businesses in the old part of the town centre are still open for business. This was to be looked into with other measures to help these businesses who are currently struggling to survive. I would like to know what progress has been made on this and to help them.

Response by Provost Reid

We are aware that several retailers are finding trading difficult during the present redevelopment activity currently ongoing including the new public realm finishes to paved areas, demolition of the King Street blocks and closure of the Plough Hotel car park. The following strategies are being delivered:

- All retailers have been kept fully updated as to all aspects of redevelopment phasing through regular newsletters, personal letters and public exhibition of ongoing work.

- A business group has been established by my team to address retailer concerns, chaired by local retailer representative Bobby Towers. A meeting was recently held however this and other promotional events are poorly attended by businesses.
- The team in conjunction with TCM Ltd has been carrying out recent radio campaigns promoting the town centre as open for business complimented with newspaper articles and promotional events such as the One Day Wonder event which took place on Saturday 26th April, all delivered to encourage footfall into the town centre during this specific time of disturbance.
- Implementation in November 2007 with the Director of Finance, at the start of construction activity, of a specific simplified Non Domestic Rates Hardship Relief Scheme to assist with rates relief for businesses affected by redevelopment works within a defined area, including the traditional shops. To date three applications have been received and the team have assisted retailers with the application process and continue to offer assistance. The scheme is regularly promoted in the business newsletters.
- Currently plans are in place to update the existing regeneration **signage** boards at the gateway entrance to the town centre with work instructed. These will include **“All shops open for business”** tags – these considered to be the best locations for informing the public. In addition additional similar tag signage is proposed for the building site hoardings along the B905.
- Current activity within the centre is undoubtedly affecting footfall as presently the town centre has various demolition and construction works ongoing making the centre unattractive for shoppers. Once these key phases of works are concluded and Asda opened, we are confident that businesses will benefit from shoppers and visitors to the new centre and community facilities. In addition approval has now been given for construction of the new Health Centre which undoubtedly will attract additional footfall to the traditional end of the town centre. When a programme is confirmed this will be fully communicated to the community and traders.

In the meantime can we reiterate that businesses approach either the Team, TCM Ltd or Bobby Towers with any concerns and we will endeavour to ensure disturbance or concerns are minimised where possible.

FC6. REFERRAL FROM ENVIRONMENT AND HERITAGE COMMITTEE – 15 APRIL 2008 – SMARTER CHOICES, SMARTER PLACES

There was submitted (circulated) (a) report by the Director of Development Services; (b) Extract of Minute of Meeting of the Environment and Heritage Committee held on 15 April 2008, and (c) Report by Director of Development Services submitted to the meeting of the Environment and Heritage Committee held on 15 April 2008. The covering report provided information additional to that which had been discussed at the Environment and Heritage Committee meeting relating to the funding bid.

AGREED to authorise the Director of Development Services, in consultation with the Director of Finance, to submit a Stage 1 bid for the Larbert and Stenhousemuir area to the Scottish Government for the Smarter, Choices, Smarter Places project.

The meeting adjourned for a short break at 11.30 am and re-convened at 11.40am with all Members present as per the sederunt.

FC7. TOWN CENTRE STRATEGY: BO'NESS INITIATIVE

In terms of the Council's Scheme of Delegation, this item had been called into Council by Councillors Alexander and Kenna

With reference to Minute of Meeting of the Policy and Resources Committee held on 11 March 2008 (Paragraph PR117 refers) there was submitted (circulated) (a) Extract of Minute of Meeting of the Policy and Resources Committee held on 11 March 2008, and (b) Report by Director of Community Services submitted to the meeting of the Policy and Resources Committee held on 11 March 2008.

Councillor C Martin, seconded by Councillor Lemetti moved that Council **AGREES:-**

- (1) to the Council entering into a development agreement with ING RED UK (Bo'ness) Ltd with ING RE BV as guarantor and subject to financial assessment for the Bo'ness Foreshore and Harbour regeneration scheme as outlined in Section 5 of the Report;
- (2) to the phased development of the harbour restoration works as outlined in Sections 6 and 7 of the Report, and
- (3) that Council welcomes the commitment made yesterday 29 April 2008 by the ING Board, on the basis that Council further commits to undertake early dialogue with the local community in Bo'ness to consult on the proposals in respect of blocks 14/15 & 16 and the development of the harbour restoration plan.

By way of an Amendment, Councillor J Constable, seconded by Councillor H Constable moved that no final decision be taken on this matter until the Bo'ness public has been fully consulted on the proposals.

Following a short adjournment to consider the terms of the Motion and Amendment and with the consent of the Provost and Councillor Lemetti as seconder in accordance with Standing Order 19.7, Councillor Martin altered the text of his Motion. The amended Motion was duly **AGREED** by Council namely:-

AGREED, in principle, and subject to paragraph 3 below:-

- (1) to the Council entering into a development agreement with ING RED UK (Bo'ness) Ltd with ING RE BV as guarantor and subject to financial assessment for the Bo'ness Foreshore and Harbour regeneration scheme as outlined in Section 5 of the Report;
- (2) to the phased development of the harbour restoration works as outlined in Sections 6 and 7 of the Report, and

- (3) that Council welcomes the commitment made yesterday 29 April 2008 by the ING Board, on the basis that Council further commits to undertake early dialogue with the local community in Bo'ness to consult on the proposals in the respect of blocks 14/15 & 16 and the development of the harbour restoration plan.

FC8. FALKIRK COMMUNITY STADIUM LTD – SHAREHOLDER UPDATE

There was submitted Report (circulated) dated 16 April 2008 by the Director of Community Services providing an update on progress with regard to Falkirk Community Stadium Limited (FCSL) and advising that FCSL intend to change their preferred developer from Terrace Hill (Falkirk) Limited to Henry Boot Developments Limited.

AGREED:-

- (1) to approve the changes to the preferred developer from Terrace Hill (Falkirk) Limited to Henry Boot Developments Limited;
- (2) to note the progress made in the development of the south stand;
- (3) to note that further proposals on the FCSL business plan will be forthcoming, and
- (4) to press FCSL for information on the developers' proposals and to bring a report thereon to the June meeting of Council and further agrees to monitor progress by regular briefings to members.

In terms of Standing Order 31.1 it was **AGREED** to continue the meeting beyond the 3 hour limit, following a short adjournment for lunch. The meeting adjourned at 1.15 pm and reconvened at 2.00 pm with all Members present as per the sederunt.

FC9. INVESTMENT COMMITTEE: RESIGNATION

There was submitted Report (circulated) dated 30 April 2008 by the Acting Director of Law and Administration Services advising of the resignation of Councillor Fry from the Council's Investment Committee.

AGREED:-

- (1) to note the resignation of Councillor Fry from the Council's Investment Committee;
- (2) to appoint Depute Provost Black to the vacant position; and
- (3) to appoint Councillor C Martin to the vacant position of Depute Convener of the Investment Committee.

FC10. REFERRALS FROM EDUCATION AND LEISURE COMMITTEE – 25 MARCH 2008 – EARLY YEARS DEVELOPMENT

In terms of the Council's Scheme of Delegation, this item had been called into Council by Councillors Alexander and Kenna.

There was submitted (circulated) (a) Extract of Minute of Meeting of the Policy and Resources Committee held on 8 April 2008, and (b) Report by the Director of Education Services submitted to the meeting of the Policy and Resources Committee held on 8 April 2008.

Councillor Waddell, seconded by Councillor C Martin moved that Council:-

- (1) note the proposals as set out in Section 5 of the report, and
- (2) agree that further consultation take place in terms of the appropriate Regulations in respect of the proposals for all Nursery School provision detailed in the report.

By way of an amendment, Councillor Coleman, seconded by Councillor Thomson moved that: Council agrees there has not been proper consultation on all issues pertaining to the Administration's nursery school closure programme and agrees to halt this meantime until the following additional consultation has been carried out:-

- (1) At least 2 public meetings within the affected nursery schools. One during the day to suit young parents and one in the evening.
- (2) These public meetings to be widely advertised and invitations issued to all local community groups and local members.
- (3) The meetings to be attended by the Convener of the Education and Leisure Committee.
- (4) Proposals for the longer term use of the buildings vacated by the nurseries to be intimated to the community and form part of the consultation exercise.

In terms of Standing Order 21.4(i), a vote was taken by roll call, there being 32 Members present, with Members voting as undernoted:-

For the Motion (18) – Provost Reid; Depute Provost A Black; Councillors Blackwood, Buchanan, Fry, Goldie, Gow, Lemetti, C MacDonald, Mahoney, C Martin, C R Martin, McLuckie, McNeill, Nicol, Nimmo, Patrick and Waddell.

For the Amendment (14) – Councillors Alexander, Carleschi, Coleman, H Constable, J Constable, Hughes, Jackson, Kenna, MacDonald, McNally, Meiklejohn, Oliver, Spears and Thomson.

Accordingly, **RESOLVED** in terms of the Motion.

**FC11. REFERRAL FROM ENVIRONMENT AND HERITAGE COMMITTEE – 9
APRIL 2008
FALKIRK COUNCIL LOCAL PLAN – SUMMARY OF REPRESENTATIONS AND
PROPOSED RESPONSES**

There was submitted (circulated) (a) Minute of Special Meeting of the Environment and Heritage Committee held on 9 April 2008, and (b) Report by the Director of Development Services submitted to the meeting of the Environment and Heritage Committee held on 9 April 2008.

Councillor Mahoney, seconded by Councillor Nicol moved the recommendations agreed at the Special Meeting of the Environment and Heritage Committee held on 9 April 2008 including the following additional changes:-

(a) California Park, California

Motion

To reject representation no. 102/179 (Ogilvie Homes) to delete H.CAL4 as a new housing allocation, and to retain H.CAL5 as a preferred site for housing growth in the village.

Changes to Council Responses (Appendix 1)

Representation No. 102/197

Amend Response to: Objection not accepted

Amend Reason to:

This site is proposed for removal from the Local Plan, since its development would have a detrimental effect on the residential amenity of residents of California Park by virtue of increased traffic movements on a sub standard road network.

Rep No. 006/012

Amend Reason to:

Church Road does not meet current standards for a residential access road, and further development beyond that which is already allocated would have a detrimental effect on residential amenity and road safety. Additional development in California would also cause concerns about capacity in the local primary school.

Rep No. 013/035

Amend Reason to:

Support welcomed

Changes to Proposed Pre-inquiry Modifications (Appendix 2)

Delete Modifications 16.1 & 16.2

Additional Modification

Proposal H CAL4 Church Road 2, California

- Delete Proposal H. CAL4.
- Amend California Village Limit as shown on accompanying map
- Paragraph 5.1 (page 229), delete paragraph and replace with “*current commitments comprise the large site at Church Road, which is under construction, and a smaller site a Cockmalane. A further small site to the east of Church Road has been allocated for future growth*”
- Make consequential changes to housing figures in paragraph 6.2 of Rural Area general Chapter (page 202) and Table 4.1

Reason: In response to representations by Ogilvie Homes, Mr Young, Mr Robertson and Hamilton & Kinneil Estates the approach to the expansion of California has been reassessed in order to avoid detrimental effects on residential amenity and road safety in California Park.

Changes to Environmental Report

Make consequential changes to Environmental Report.

(b) Dennyloanhead

Motion

To accept Representation No 103/197 (MacTaggart & Mickel) and expand the site to the west to allow an additionally access point to be formed, and additionally, bring forward the site for immediate, rather than long term development.

Changes to Council Responses (Appendix 1)

Amend Response to: Objection accepted

Amend Reason to:

It is accepted that the proposed extension of site H.B&B21 is desirable to allow a further satisfactory access to be secured. The phasing should be brought forward, to allow continuity of the housing land supply in the area.

Changes to Proposed Pre-inquiry Modifications (Appendix 2)

Amend Modification 8.7

Opportunity H.B&B21 – Longcroft/Dennyloanhead

- Amend Opportunity H.B&B21 from Long Term Development Opportunity to New Allocation
- Amend boundary of H.B&B21 as shown in Map 4 of “Proposed Pre-Inquiry Modifications”. Incorporate H.B&B2 into H.B&B21 and delete as a separate site
- Amend text as follows:

“H.B&B21	Longcroft/Dennyloanhead
Site Area	29 hectares
Capacity	500 units
Developer	Private
Status	New Allocation

Comments: Development brief and masterplan required. Design will have to address access issues and the visual impact of the development on rising ground. There may also be a history of poor ground stability and land contamination. Provision will have to be made for social and physical infrastructure. A contribution will be required towards the Denny Eastern Access Road”.

- Amend Dennyloanhead Urban Limit to include Opportunity H.B&B21
- Paragraph 4.1 (page 98). In 1st bullet point, delete the word “limited”. Delete 2nd bullet point
- Paragraph 6.3 (page 101). Delete first three sentences and replace with: “The substantial supply of land for housing in the Bonnybridge/Dennyloanhead/Longcroft area means that there is no quantitative need to allocate new sites in the period up to 2015. However, the building rates through the early years of the Structure Plan period have been faster than expected and there is considered to be a need to allocate additional sites to maintain a continuity of housing land supply throughout the Local Plan period to 2015. One large new allocation has been made at Dennyloanhead with three further smaller sites between Haggs and Longcroft to provide an additional element of flexibility and to permit the logical rounding off of the urban settlement limits”.
- Paragraph 6.4 (page 101). Delete paragraph
- Make consequential changes to housing figures in paragraph 6.2 and table 4.1

Reason: In response to an objection by MacTaggart and Mickel, the change to the site boundary and capacity will allow improved access to the site. Bringing forward the site will also enable the continuity of housing land supply in the area to be maintained.

Changes to Environmental Report

Make consequential changes to Environmental Report

(c) Glasgow Road, Camelon

Motion

To partially accept Representation No 156/298 (Tesco Stores Limited) and to allow a foodstore as part of any wider development mix in the Glasgow Road Camelon business and industry retention area, with no stated restriction on floorspace.

Changes to Council Responses (Appendix 1)

Amend Response to: Objection partially accepted

Amend Reason to:

It is accepted that the inclusion of a retail element can be justified in terms of facilitating the wider regeneration of the Glasgow Road industrial area, and replacing the employment which has been lost in the area.

Changes to Proposed Pre-inquiry Modifications (Appendix 2)

Amend Modification 10.6 as to read as follows:

Policy EP2 Land for Business and Industrial Use (page 51)

- Policy EP2. Insert at the end of the sub-section 2:
“... and the Glasgow Road Camelon Industrial Area which may include a food retail element as part of the mix”.

Reason: In response to an objection by Tesco Stores Limited, it is considered that a foodstore could be beneficial to the regeneration of the wider Glasgow Road industrial area, and replace employment which has been lost in the area.

By way of an Amendment, Councillor Alexander, seconded by Councillor Kenna moved to reject the Administration's proposals for:-

- Milnquarter Farm
- Dennyloanhead
- Mydub
- Denny Eastern Access Road (DEAR)
- Broad Street, Denny
- Glasgow Road, retail provision
- Station Road
- Airth Castle
- Letham
- Stein's Brickworks
- Reilly Road
- Slamannan Road, Limerigg
- Dennyloanhead
- Longcroft

It was confirmed that the Administration's proposals for the following areas were acceptable:-

- Garngrew Road
- Nethermain Road
- Duke Street
- Camelon Road congestion
- Gilston
- Avondale
- Castleview
- Church Road 2/California Park
- Bo'ness Road

The meeting adjourned for a short time at this point to consider the terms of the Motion and the Amendment.

On reconvening, and with the consent of the Provost and Councillor Nicol as seconder, and in accordance with Standing Order 19.7, Councillor Mahoney altered the text of his Motion to withdraw the proposals relating to Longcroft

that appear at paragraph (20) of the minute of the Special Meeting of the Environment and Heritage Committee (page 78 of the agenda).

Councillor J Constable gave notice of a further amendment.

In terms of Standing Order 21.4(i) a vote was taken by way of a roll call, there being 32 Members present, with Members voting as undernoted:-

For the Motion (17) - Depute Provost A Black; Councillors Blackwood, Buchanan, Fry, Goldie, Gow, Lemetti, C MacDonald, Mahoney, C Martin, C R Martin, McLuckie, McNeill, Nicol, Nimmo, Patrick and Waddell.

For the Amendment (14) – Councillors Alexander, Carleschi, Coleman, H Constable, J Constable, Hughes, Jackson, Kenna, MacDonald, McNally, Meiklejohn, Oliver, Spears and Thomson.

Abstentions (1) – Provost Reid

Accordingly, **RESOLVED** in terms of the Motion which became the substantive Motion.

At this point the Council **AGREED** to a short adjournment for dinner. The meeting adjourned at 6.20 pm and reconvened at 7.00 pm with all Members present as per the sederunt.

Councillor J Constable, seconded by Councillor H Constable moved by way of further Amendment that:-

- (1) the Council agrees with the view of the Friends of Kinneil (representation No.286) that the development of a Heritage Theme Park Strategy be included in the Falkirk Council Local Plan, and
- (2) the need for Traffic Calming measures at Carriden Brae (representation No. 259) is recognised as a priority in the Falkirk Council Local Plan.

Councillor Jackson gave notice of a further Amendment.

In terms of Standing Order 21.4(i) a vote was taken by way of a roll call there being 32 Members present, with Members voting as undernoted:-

For the Motion (17) - Depute Provost A Black; Councillors Blackwood, Buchanan, Fry, Goldie, Gow, Lemetti, C MacDonald, Mahoney, C Martin, C R Martin, McLuckie, McNeill, Nicol, Nimmo, Patrick and Waddell.

For the Amendment (14) – Councillors Alexander, Carleschi, Coleman, H Constable, J Constable, Hughes, Jackson, Kenna, MacDonald, McNally, Meiklejohn, Oliver, Spears and Thomson.

Abstentions (1) – Provost Reid

Accordingly, **RESOLVED** in terms of the substantive Motion.

Councillor Jackson seconded by Councillor Coleman moved by way of further Amendment:-

(d) Falkirk Stadium

Motion

To partially accept Representation No 157/300 (Terrace Hill Ltd), and to extend site RC.FAL 3 to the north east as far as the railway, remove the Ecopark designation from this additional land, and specify a list of appropriate uses which would be allowed on the enlarged stadium site.

Changes to Council Responses (Appendix 1)

Amend Response to: Objection partially accepted

Amend Reason to:

The site extension and confirmation of a specific set of appropriate uses will help to facilitate a wider masterplan which will ensure that the stadium is successfully developed. The extension area is not considered to be critical to the development of the Ecopark. It is not considered appropriate to include the area within the Urban Limit, as the above changes provide sufficient flexibility and certainty to secure the desired objectives for the site.

Changes to Proposed Pre-inquiry Modifications (Appendix 2)

New Modification

Proposal RC.FAL3 Westfield (page 136)

- Amend boundary of Proposal RC.FAL3 as shown on accompanying map
- Remove EN.FAL6 (Ecopark) symbol from the extension area
- Amend text as follows:

“RC.FAL 3 Proposal: Site Area: Agency: Comments:	Westfield Community Stadium/Business/Leisure/Tourism/Garden Centre 28.8 hectares Falkirk Community Stadium Ltd/Private Site has been removed from the Green belt, but rigorous control on the design and location of any additional development will be exercised. Business/leisure uses may be permitted within the envelope of the stadium structure provided they are compatible with the principal use of the building as a stadium, and do not compromise the quality and integrity of the building design. Ancillary development on the site, in addition to the stadium structure, will comprise a mix of uses that may include the following: offices, hotel, leisure facilities, bar/restaurant, garden centre and secondary retail. Such ancillary development must conform to an overall masterplan for the site and must not compromise the setting of the stadium, the landscape design of the site, or the surrounding Ecopark”.
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Reason: In response to an objection by Terrace Hill Ltd, it is considered that extending the site and confirming a specific set of appropriate uses will help to facilitate a wider masterplan which will ensure that the stadium is successfully developed.

The meeting adjourned for a short period at this point to consider the terms of the further Amendment.

On reconvening, and in terms of Standing Order 21.4(i) a vote was taken by way of a roll call there being 32 Members present, with Members voting as undernoted:-

For the Motion (17) - Depute Provost A Black; Councillors Blackwood, Buchanan, Fry, Goldie, Gow, Lemetti, C MacDonald, Mahoney, C Martin, C R Martin, McLuckie, McNeill, Nicol, Nimmo, Patrick and Waddell.

For the Amendment (14) – Councillors Alexander, Carleschi, Coleman, H Constable, J Constable, Hughes, Jackson, Kenna, MacDonald, McNally, Meiklejohn, Oliver, Spears and Thomson.

Abstentions (1) – Provost Reid

Accordingly, **RESOLVED** in terms of the substantive Motion, as per attached Appendix.

FC12. FAIRER SCOTLAND FUND

In terms of the Council's Scheme of Delegation, this item had been called into Council by Councillors Alexander and Kenna.

There was submitted (circulated) (a) Extract of Minute of Meeting of the Policy and Resources Committee held on 11 March 2008, and (b) joint Report by Directors of Corporate and Commercial Services and of Housing and Social Services submitted to the meeting of the Policy and Resources Committee held on 11 March 2008.

Councillor Gow, seconded by Councillor C MacDonald moved that Council **AGREES**:-

- (1) to note the detail of the Scottish Government's Fairer Scotland Fund and the principles of the Fund;
- (2) to note the transition arrangements and implications of the existing funds which have been absorbed into the new Fairer Scotland Fund;
- (3) that proposals for the allocation of the Fairer Scotland Fund be brought back to a future meeting of the Policy and Resources Committee; and

- (4) to approve the allocation of additional funding to projects currently supported through the Community Regeneration Fund set out in paragraph 3.10 of the Report amounting to c£212,698.

By way of an Amendment, Councillor Kenna, seconded by Councillor Jackson moved that Council supports the projects not recommended for funding for an additional quarter until the matter is reported back to Committee in June 2008 with more details.

On a division, 18 Members voted for the Motion and 14 voted for the Amendment.

Accordingly, **RESOLVED** in terms of the Motion.

FC13. PRIVATE SECTOR HOUSING GRANT – ADDITIONAL FUNDING

In terms of the Council's Scheme of Delegation, this item had been called into Council by Councillors Coleman, MacDonald, McNally and Meiklejohn.

There was submitted (circulated) (a) Extract of Minute of Meeting of the Housing and Social Services Committee held on 1 April 2008, and (b) Report by Director of Corporate and Commercial Services submitted to the meeting of the Housing and Social Services Committee held on 1 April 2008.

Councillor Goldie, seconded by Councillor McNeill moved the recommendations as contained within the Report, subject to the extent of the award being amended to £225,000 rather than the figure of £335,000 wrongly quoted in the minute.

By way of an amendment, Councillor McNally, seconded by Councillor Meiklejohn moved the recommendations as contained within the Report with an additional recommendation, namely that:-

Officers look at the feasibility of grant assistance for owner occupiers within a communal close where there is a mixed tenure of housing to enable secure door entry systems to be installed.

On a division 18 Members voted for the Motion and 13 voted for the Amendment.

Accordingly **AGREED** to:-

- (1) note the award of an additional £225,000 Private Sector Housing Grant and the priorities which the Scottish Government has identified for expenditure; and
- (2) authorise Officers to develop detailed proposals for expenditure within the set priorities and to report back to a future meeting of the Committee.

Councillor Spears left the meeting during consideration of the foregoing item of business.

FC14. TENDER FOR EXTERNALLY PURCHASED "CARE AT HOME" SERVICES

In terms of the Council's Scheme of Delegation, this item had been called into Council by Councillors Coleman, MacDonald, McNally and Meiklejohn.

There was submitted (circulated) (a) Extract of Minute of Meeting of the Housing and Social Services Committee held on 1 April 2008, and (b) Report by Director of Housing and Social Services submitted to the meeting of the Housing and Social Services Committee held on 1 April 2008.

Councillor Goldie, seconded by Councillor McNeill moved the recommendations contained within the Report.

By way of an amendment, Councillor Coleman, seconded by Councillor A MacDonald moved that recommendation 5.2 should read as follows:-

Agree to a further report detailing service specifications with particular emphasis on ensuring that any enhanced care services are in-house and proposals for the tender process be submitted to the September meeting of the Housing and Social Services Committee.

On a division 18 Members voted for the Motion and 13 voted for the Amendment.

Accordingly **AGREED** to:-

- (1) note the requirement to tender for externally purchased Care at Home Services and the consultation process that will take place over the coming months; and
- (2) a further Report detailing service specifications and proposals for the tender process being submitted to the September meeting of the Housing and Social Services Committee.

In terms of Standing Order 25.2 (iii), the Provost moved and Council **AGREED** to adjourn the meeting at this point with the remaining items of business being continued to a re-convened meeting to be held on a date to be agreed.