

DRAFT**MINUTE of SPECIAL MEETING of FALKIRK COUNCIL held in the MUNICIPAL BUILDINGS, FALKIRK on FRIDAY 22 AUGUST 2008 at 9AM.**

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

CONVENER: Provost Reid

APOLOGIES: Councillors Carleschi, McNally and Oliver.

ATTENDING: Chief Executive; Directors of Community Services, of Corporate and Neighbourhood Services, of Development Services, of Finance Services and Acting Director of Law and Administration Services; Heads of Economic Development and of Accountancy and Democratic Services Manager.

FC55. REFERRAL FROM POLICY AND RESOURCES COMMITTEE – 12 AUGUST 2008 – CONTRACTS

With reference to Minute of Meeting of the Policy and Resources Committee held on 12 August 2008 (Paragraph 49(a) refers), there was submitted (circulated) (a) Extract of Minute of the said meeting; and (b) Report (circulated) dated 5 August 2008 by the Director of Community Services considered at the said meeting.

NOTED.

FC56. EXCLUSION OF PUBLIC

Councillor Alexander, seconded by Councillor Coleman, moved that Item FC57 was taken in public.

By way of an amendment, Councillor Gow, seconded by Councillor C MacDonald, moved that the item was taken in private.

On a division, 18 Members voted for the Amendment and 11 voted for the Motion.

Accordingly, **RESOLVED** in terms of Section 50A(4) of the Local Government (Scotland) Act 1973, to exclude from the meeting the press and public for the following item of business on the grounds that it would involve the likely disclosure of exempt information as defined in Paragraph 8 of Part 1 of Schedule 7A of the said Act.

FC57. FALKIRK STADIUM: LEASE OF PREMISES: FIRST FLOOR (SOUTH) AND SECOND FLOOR

There was submitted (circulated) Report dated 19 August 2008 by the Director of Community Services outlining proposals to fit out the first floor (south) of Falkirk Stadium with a view to it then being leased to the Oran Group of companies, and of a second proposal to lease a second floor office to SportCentral.

Councillor Gow, seconded by Councillor C MacDonald, moved the recommendations in the Report.

By way of an amendment, Councillor Alexander, seconded by Councillor Coleman moved in addition to the recommendations in the Report that:-

8.0 (vi) Officers bring back a report to Members with details of losses suffered by such as Alchemy Inns and others who have incurred losses due to the cancelling of FCSL bookings and commitments in the first floor area.

8.1 Council believes that the partnership approach produces best results from the people of Falkirk Council and believes that ethos has not been best served in the manner this item has been dealt with by the labour/tory administration of Falkirk Council. Council therefore instructs officers to ensure that (1) in all future developments where there are partnership involvement, Falkirk Council ensure that our partners are treated with respect and fully engaged in matters at hand.

In terms of Standing Order 21.4 (i) a vote was taken by way of a roll call, there being 29 Members present with Members voting as undernoted:-

For the Motion (18) – Provost Reid, Depute Provost 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 (11) – Councillors Alexander, Coleman, H Constable, J Constable, Hughes, Jackson, Kenna, A MacDonald, Meiklejohn, Spears and Thomson.

Accordingly, **RESOVLED** to:-

- (i) authorise conclusion of the lease of the first floor office premises at the Stadium between FCSL and the Council in satisfactory terms;
- (ii) authorise conclusion of the lease of the said premises between the Council and Oran Ltd on satisfactory terms;
- (viii) the application of £642,385.00 funds from the General Services Capital Programme 2008/09 (Business Property Reinvestment Fund) in order to meet the office fit out costs of the project on completion of agreements with FCSL and Oran Ltd in satisfactory terms; and

- (iv) authorise conclusion of the lease of the second floor office at the Stadium between FCSL and the Council on behalf of SportCentral, subject to conclusion of the necessary agreements in satisfactory terms;
- (v) should it be required, a further report on the terms of Wholeflats development being submitted to the Policy & Resources Committee.

FC58. REFERRAL FROM POLICY AND RESOURCES COMMITTEE – 12 AUGUST 2008 – CONTRACTS

With reference to Minute of Meeting of the Policy and Resources Committee held on 12 August 2008 (Paragraph 49(b) refers), there was submitted (circulated) (a) Extract of Minute of the said meeting; and (b) Report (circulated) dated 5 August 2008 by the Director of Development Services considered at the said meeting advising of tenders received in respect of the fitting out to form office accommodation within the first floor of Falkirk Community Stadium and seeking approval to accept the successful tender.

AGREED to award the tender for the first floor fit out (south) at Falkirk Stadium (FAL-6510) to Ashwood Scotland Ltd in the sum of £642,385.