

DRAFT
AGENDA ITEM 1(a)

MINUTE of MEETING of FALKIRK COUNCIL held in the MUNICIPAL BUILDINGS, FALKIRK on WEDNESDAY 23 JUNE 2010 at 9.30 AM.

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

CONVENER: Provost Reid.

APOLOGY: Councillor Constable.

ATTENDING: Chief Executive; Directors of Corporate and Neighbourhood Services of Community Services, of Development Services and of Finance Services; Acting Directors of Law and Administration Services and of Social Work Services; Heads of Educational Support and of Human Resources; Senior Forward Planning Officer (R Teed); Senior Planning Officer (B Vivian); Development Manager (I Dryden); Integration Support Manager; Legal Services Manager and Democratic Services Manager.

DECLARATIONS OF INTEREST:

Depute Provost Black declared a non-financial interest in Item FC21 as an owner of property and as a relative of an owner of property referred to in the Report but did not consider that this required her to recuse herself from consideration of the item, standing terms of paragraph 5.18 of the code of Conduct.

Councillor Buchanan referred to his declaration of interest made at the meeting of Council held on 15 June 2010 in respect of the Falkirk Council Local Plan Inquiry Report and intimated that he would take no part in approving the minute of that meeting, being Item FC16(c).

Councillor Coleman declared a non-financial interest in Item FC19 as a Board Member of CVS but did not consider that this required him to recuse himself from consideration of the item, standing the terms of paragraph 5.18 of the Code of Conduct.

In connection with Item FC29 Councillor Meiklejohn advised that a family member was a recipient of self directed support but that as the report was a general one dealing with a consultation response to a Bill, she did not consider that it gave rise to a declarable interest.

Councillor McNally declared a remote financial interest in Item FC32 as the owner of a business in Denny Town Centre and consequently stated that he would take no part in the discussion and decision making process on this item.

Councillor Fry declared a financial interest in Item FC28 on the basis that he was employed by the Royal Bank of Scotland and consequently stated that he would take no part in the discussion and decision making process on this item.

Following the notice of a further amendment during Item FC32, Councillor Nicol declared a financial interest as a family member was the owner of a business in Grangemouth town centre and consequently stated that he would take no part in the subsequent discussion and decision making process on this item.

FC15. ORDER OF BUSINESS

In terms of Standing Order 15.2(i), Provost Reid varied 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.

In accordance with his declaration of interest Councillor Buchanan withdrew from the meeting.

FC16. MINUTES AND INFORMATION BULLETIN

- (a) There was submitted (circulated) and **APPROVED** Minute of Meeting of Falkirk Council held on 28 April 2010, subject to the amendment of Item FC11 to read “Councillor C Martin, seconded by Councillor Nimmo, moved that Council”;
- (b) There was submitted (circulated) and **APPROVED** Minute of Meeting of the Planning Committee (comprising all Members of Council) held on 8 June 2010;
- (c) There was submitted (circulated) and **APPROVED** Minute of Special Meeting of Falkirk Council held on 15 June 2010;
- (d) There was submitted (circulated) and **APPROVED** Minute of Special Meeting of Falkirk Council held on 15 June 2010;
- (e) There was submitted (circulated) and **NOTED** Volume of Minutes – Volume 2 2010/2011; and
- (f) There was submitted (circulated) and **NOTED** Information Bulletin – Volume 2 2010/2011.

Councillor Buchanan rejoined the meeting at the conclusion of the foregoing item of business.

FC17. COUNCIL MANAGEMENT STRUCTURE

With reference to the Minute of the Meeting held on 10 February 2010 (Paragraph FC88 refers), there was submitted Report (circulated) dated 15 June 2010 by the Chief Executive (a) summarising the review of the Council’s Management Structure; (b)

proposing a revised management structure; and (c) outlining an implementation plan to move towards the revised structure.

Prior to consideration of the item, all Chief Officers, with the exception of the Chief Executive and the Head of Human Resources, left the meeting.

Councillor C Martin, seconded by Councillor Nimmo, moved the recommendations contained in the Report.

In order to allow a full discussion on the detail of the Report, Council **AGREED** that the press and public be excluded from the meeting on the grounds that the discussion would be likely to involve the disclosure of exempt information.

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 this item of business on the ground that it would involve the likely disclosure of exempt information as defined in Paragraph 1 of Part 1 of Schedule 7A of the said Act.

Following discussion and questions on the detail of the Report, Council **AGREED** to readmit the public and press to the meeting.

Councillor Alexander then, by way of an Amendment, and seconded by Councillor A MacDonald, moved that Council “thanks the Chief Executive for the work undertaken by her to date and believes it is now the responsibility of Members to take ownership of the process. To achieve this Council agrees to:-

- (1) arrange a full informal meeting of all Members of the Council to be held in private where all financial figures missing from the report are provided,
- (2) request a paper that provides all alternative structures to be listed including the retention of Community Services within Falkirk Council’s structures, and
- (3) refer the findings of Members to the next meeting of Falkirk Council or to a special meeting of Falkirk Council once there has been proper scrutiny of the options”.

In terms of Standing Order 21.4 (i) a vote was taken by roll call, there being 30 Members present, with voting as undernoted:-

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

For the Amendment (12) – Councillor Alexander, Carleschi, Coleman, Hughes, Jackson, Kenna, A MacDonald, McNally, Meiklejohn, Oliver, Ritchie and Thomson.

Abstention (1) – Councillor Fry.

Accordingly, **AGREED**:-

- (a) to approve the revised management structure as detailed at Appendices 1a and 1b of the report;
- (b) to note the position in relation to Community Services;
- (c) to note the interim nature of the Finance structure;
- (d) to note the position in relation to the Sign Factory as detailed in paragraphs 3.8 to 3.11 and to request that the recommended further work be undertaken and reported to Committee as appropriate;
- (e) to approve the appointment process and preparatory work for implementation of the revised structure as detailed in paragraphs 4.2 to 4.6 of the report and the transfer of functions detailed in paragraph 4.9 to the new posts of Chief Finance Officer and Chief Governance Officer;
- (f) that an Appointments Committee be called at an appropriate stage in the implementation and provided with delegated authority to make appointments to those posts outlined in paragraphs 4.7 and 4.18 of the report;
- (g) the implementation of the proposed changes to Chief Officer conditions as detailed in paragraphs 4.11 to 4.13 of the report and provide the Chief Executive with delegated powers to implement these in line with good employee relations practice as well as legislation;
- (h) to note the work to be undertaken as part of a second phase to this review which will be aimed at realising further savings;
- (i) to approve the introduction of a Grade N on the SJC pay structure as detailed in the amended pay structure attached as Appendix 6 to the report;
- (j) that the transfer of Economic Development to Development Services and Licensing to Law & Administration will be given effect from 5 July 2010.

Councillor Fry joined the meeting during consideration of the foregoing item of business.

Chief Officers were re-admitted to the meeting following consideration of the foregoing item of business.

Councillor Spears joined the meeting following consideration of the foregoing item of business.

FC18. AUDIT COMMITTEE

With reference to Minute of Meeting of Falkirk Council held on 28 April 2010 (Paragraph FC11 refers), there was submitted Report (circulated) dated 17 June 2010 by the Chief Executive providing further information on guidance from CIPFA with regard to the Convenership of the Audit Committee.

Councillor C Martin, seconded by Councillor Nimmo moved that:-

“To strengthen the independence of the Audit Committee, Council agrees to proceed toward appointing an external (lay) member to chair the Committee. Council therefore instructs the Chief Executive to report to the next available meeting of Council with a suggested process for making that appointment and with those amendments to the Scheme of Delegation as may be required to give effect to this decision. In the meantime, Council notes the resignation of Councillor Martin from convenership of the Committee and appoints Councillor Patrick as an interim convener pending the further appointment referred to in this motion”.

By way of an amendment, Councillor Alexander, seconded by Councillor Coleman, moved that Council:-

“appoints Councillor Coleman as Convener of the Audit Committee and makes appropriate arrangements to reinstate the 2 SNP members who had resigned, to the Committee”.

In terms of Standing Order 21.4 (i) a vote was taken by roll call, there being 31 Members present, with voting as undernoted :-

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

For the Amendment (12) – Councillors Alexander, Carleschi, Coleman, Hughes, Jackson, Kenna, A MacDonald, McNally, Meiklejohn, Oliver, Ritchie and Thomson.

Abstention (1) – Councillor Spears.

Accordingly, **AGREED** the terms of the Motion.

Councillor McNeill withdrew from the meeting following consideration of the foregoing item of business.

FC19. DELIVERING SERVICES TO CHILDREN AND FAMILIES – IMPLEMENTATION OF THE HUB

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 1 June 2010; and (b) Joint Report by the Director of Education Services, Acting Director of Social Work Services and Director of Community Services submitted to the said meeting (i) seeking agreement to appoint a Change Manager (previously referred to as a Hub Co-ordinator) to the Strategic Co-ordination and Communication Hub Team and (ii) providing an update on developments in relation to Getting it Right for Every Child (GIRFEC) in Falkirk.

Councillor C Martin, seconded by Councillor Fry, moved the recommendations as detailed in the Report.

By way of an Amendment, Councillor Meiklejohn, seconded by Councillor Coleman, moved that Council:-

“agrees to develop the task in-house within existing structures in order to minimise management costs”

On a division 17 Members voted for the Motion and 13 voted for the Amendment.

AGREED the proposals to recruit to the post of Charge Manager in partnership with CVS Falkirk and District.

NOTED the progress made on implementing Getting it Right for Every Child (GIRFEC).

FC20. DELEGATION OF POWERS TO DETERMINE URGENT ISSUES DURING THE SUMMER RECESS

There was submitted Report (circulated) dated 20 May 2010 by the Acting Director of Law and Administration Services proposing that Chief Officers of the Council be given delegated powers to determine urgent items of business which would normally be determined by Council or its Committees for the period of the summer recess.

AGREED to delegate power to Chief Officials, in consultation with the Convener and/or Depute Convener of the appropriate Committee, to determine urgent items of business during the summer recess (from 24 June 2010 to 9 August 2010) and to report the decisions thereon to the first meeting of the Policy and Resources Committee thereafter, provided that:-

- (a) any such decision is required to secure the proper delivery of Council Services and to comply with the Council's statutory duties;
- (b) any such decision does not involve expenditure of Council monies outwith the approved Revenue Budget and Capital Programme;
- (c) any such decision does not involve an increase in the permanent establishment of the particular Service, and
- (d) any such decision involves no dispute as to legality, propriety or the proper interpretation of Council policy as affecting the decision.

FC21. EXECUTION OF DEEDS

There was submitted Report (circulated) dated 7 June 2010 by the Acting Director of Law and Administration Services advising of the deeds which had been signed and sealed on behalf of the Council since its last meeting.

NOTED the signing and sealing by the Acting Director of Law and Administration Services of the Deeds as detailed in the Appendix to the Report.

FC22. APPOINTMENTS TO COMMITTEES/EXTERNAL ORGANISATIONS

There was submitted Report (circulated) dated 1 June 2010 by the Acting Director of Law and Administration Services (a) noting a change in the requirement for Council representation on the Board of Directors of the Linked Work and Training Trust; (b) seeking an appointment to the Falkirk District Twinning Association; and (c) advising of resignations from the Audit Committee, Civic Licensing Committee and Central Scotland Joint Fire and Rescue Board.

Linked Work and Training Trust

NOTED that there was no longer a requirement for Council representation on the Board of Directors.

Falkirk District Twinning Association

AGREED to continue consideration of the appointment of a Member to the Twinning Association.

Audit Committee

NOTED the resignation of Councillors Coleman and Kenna from the Audit Committee.

Civic Licensing Committee

NOTED the resignation of Councillor McNally from the Civic Licensing Committee and **AGREED** to appoint Councillor Jackson to the Committee.

Central Scotland Joint Fire and Rescue Board

NOTED the intention of Councillor Gow to resign from Central Scotland Joint Fire and Rescue Board on 2 September 2010 and **AGREED** to appoint Councillor Lemetti to the Board with effect from 2 September 2010.

Council adjourned at 1.00 pm for lunch and reconvened at 1.45 pm with all members present as per the sederunt, with the exception of Councillor McNeill.

FC23. THE PARK GALLERY: RELOCATION AND CONSULTATION

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

There was submitted (a) Extract of Minute of Meeting of the Leisure Tourism and Community Committee held on 8 June 2010; and (b) Report by the Director of Community Services submitted to the said meeting presenting an update on the relocation of Park Gallery within Callendar House and reviewing the responses to the consultation undertaken by Community Services following the decision to relocate.

Councillor Mahoney, seconded by Councillor Nicol moved the recommendation in the Report.

By way of an amendment, Councillor McNally, seconded by Councillor Meiklejohn, moved that Council:-

- “ (a) reaffirms its commitment to not only carry out consultation with stakeholders but to also act on the conclusions of each consultation exercise;
- (b) notes that 96% of those consulted objected to the closure of the Park Gallery and in line with the ethos outlined in para. 10.1 of the Report agrees to respect the clearly expressed wish of the majority to retain this asset; and
- (c) therefore agrees to reverse the previous closure motion and retain the Park Gallery in its current format.”

Following discussion, and in terms of Standing Order 25.2(ii), Depute Provost Black, seconded by Provost Reid, moved that “the question now be put”.

On a division 17 Members voted for the Motion and 13 voted against. The mover of the original Motion then spoke in reply before the Motion was put to the vote.

On a division 17 Members voted for the Motion and 13 voted for the Amendment.

Accordingly, **NOTED** the contents of the Report.

FC24. COMMONWEALTH GAMES: DELHI HANDOVER CEREMONY

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

There was submitted (a) Extract of Minute of Meeting of the Leisure Tourism and Community Committee held on 8 June 2010; and (b) Report by the Director of Community Services submitted to the said meeting seeking approval of the use of Council funding up to £6000 towards supporting up to 6 young people to participate in the Delhi Commonwealth Handover Ceremony in October 2010.

NOTED the report and **AGREED** to receive regular reports on local activity linked to the London Olympics 2012 and Glasgow Commonwealth Games 2014.

FC25. MIXED USE DEVELOPMENT COMPRISING RESIDENTIAL AND SPORTS FACILITIES ON LAND TO THE EAST OF BONNYBRIDGE HOSPITAL, BONNYBRIDGE FOR ANTONINE PROPERTY DEVELOPMENTS GROUP LTD – P/09/0431/OUT

With reference to Minute of Meeting of the Planning Committee held on 8 June 2010 (Paragraph P40 refers) there was submitted Report (circulated) dated 15 June 2010 by the Director of Development Services on an application for outline planning permission

(now planning permission in principle) for the mixed use development comprising residential development (including approximately 200 dwellinghouses) and sports facilities on land, extending approximately to 19 hectares lying to the east of the existing Bonnybridge urban limit.

Councillor Goldie, seconded by Councillor Gow, moved that Council “be minded to grant the application subject to the provisions of paragraphs 7.c4 and 7c.5 in the Report”.

By way of Amendment, Councillor A MacDonald, seconded by Councillor Hughes moved that Council “refuses the application in accordance with the recommendation in the Report”.

In terms of Standing Order 21.4 (i) a vote was taken by roll call, there being 30 Members present, with voting as undernoted:-

For the Motion (15) – Councillors Blackwood, Buchanan, Fry, Goldie, Gow, Lemetti, C MacDonald, Mahoney, C Martin, CR Martin, McLuckie, McNally, Nicol, Nimmo and Waddell.

For the Amendment (15) – Provost Reid; Depute Provost Black; Councillors Alexander, Carleschi, Coleman, Hughes, Jackson, Kenna, A MacDonald, Meiklejohn, Oliver, Patrick, Ritchie, Spears and Thomson.

There being an equality of votes, the Provost, in terms of Standing Order 21.6, was entitled to a casting vote which he chose not to exercise on this occasion.

The Motion and Amendment accordingly both fell and the application was not determined.

There followed a 15 minute adjournment with Council reconvening at 4.00 pm with all Members present as per the sederunt, with the exception of Councillor McNeill.

FC26. REFERRAL FROM HOUSING AND SOCIAL CARE COMMITTEE – 25 MAY 2010 - SMALL REPAIR AND HANDYPERSON SERVICE

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

There was submitted (a) Extract of Minute of Special Meeting of the Policy and Resources Committee held on 16 June 2010; and (b) Joint Report by the Director of Corporate and Neighbourhood Services and the Director of Development Services submitted to the said special meeting (a) providing an update on pilot projects for a combined Small Repair Service and Handy person Service, and (b) seeking approval for the introduction of such a Service.

Councillor Blackwood, seconded by Councillor McLuckie, moved the recommendations as detailed in the Report to the extent that they referred to this item.

By way of an Amendment, Councillor Meiklejohn, seconded by Councillor A MacDonald moved that Council:-

- “(1) believes that the proposal to charge elderly residents for the use of a service previously free is a further breach of the Council’s Social Inclusion Policies and ethos,
- (2) therefore agrees that this service should remain free at the point of delivery, and
- (3) also agrees to retain the existing qualification criteria.”

On a division, 17 Members voted for the Motion and 13 voted for the Amendment.

Accordingly **AGREED**:-

- (1) to the introduction of a Small Repair and Handyperson Service on a permanent basis as outlined within the Report to the Housing and Social Care Committee on 25 May 2010;
- (2) the outlined options for delivery which will be met within the existing Private Sector Housing Grant (PSHG) budget; and
- (3) the principle of charging and proposal to introduce a change of £12.50 per hour for the Small Repair and Handyperson Service, as detailed within the said Report.

FC27. ANNUAL ACCOUNTS 2009/10

There was submitted Report (circulated) dated 8 June 2010 by the Director of Finance Services advising of the requirement to submit the Council’s Annual Unaudited Accounts for the financial year ended 31 March 2010 to the Controller of Audit, as required in terms of the Local Government (Scotland) Act 1973 and the Local Authority Accounts (Scotland) Regulations 1985.

NOTED the completion of the unaudited Annual Accounts and **APPROVED** their submission to the controller of Audit by the statutory deadline of 30 June 2010.

In accordance with his declaration of interest Councillor Fry left the meeting at this point.

FC28. TREASURY MANAGEMENT STRATEGY 2010/11 CONSIDERATION OF ETHICAL INVESTING

With reference to the Minute of the Meeting held on 28 April 2010 (paragraph FC10. refers) there was submitted Report (circulated) dated 8 June 2010 by the Director of Finance Services outlining the scope for ethical investment in the Council’s Treasury Investment Strategy.

Councillor C Martin, seconded by Councillor Waddell, moved that “Council notes that effective ethical investment is conducted by the Pension Fund and consequently to link the Council’s Treasury Management Strategy, in respect of ethical investment, accordingly”.

By way of an Amendment, Councillor Coleman moved, as an addendum to the Motion, that Council:-

“Instructs officials in Treasury Management to refrain where possible from investing in banks that breach the guidance issued by the Treasury in London in bonuses paid to bank executives”.

Council then adjourned for ten minutes to allow Members to consider the terms of the Motion and suggested addendum and reconvened at 4.40 pm with all members present as per the sederunt, with the exception of Councillor McNeill.

Councillor Martin, with the consent of the Provost and of Councillor Waddell, as his seconder, agreed to amend his Motion to include the terms of the addendum.

Accordingly, **NOTED** that effective ethical investment is conducted by the Pension Fund and consequently to link the Council’s Treasury Management Strategy in respect of ethical investment accordingly.

AGREED to instruct officers in Treasury Management to refrain, where possible, from investing in banks that breach the guidance issued by Treasury in London on bonuses paid to bank executives.

Councillor Fry rejoined the meeting following consideration of the foregoing item of business.

FC29. RESPONSE TO SCOTTISH GOVERNMENT PROPOSED SELF DIRECTED SUPPORT (SCOTLAND) BILL JUNE 2010

There was submitted Report (circulated) dated 10 June 2010 by the Acting Director of Social Work Services advising of the Scottish Government’s consultation on the proposals for a Self Directed Support (Scotland) Bill and detailing, as an Appendix, a proposed response to the consultation.

NOTED the consultation document on the proposed Self Directed Support (Scotland) Bill and **AGREED** to endorse the content of the officer response as detailed in the Report, as an accurate reflection of Falkirk Council’s views on the proposed bill.

FC30. EXCLUSION OF PUBLIC

Councillor Oliver, seconded by Councillor A MacDonald moved that Item FC32 be held in public.

By way of an Amendment, Councillor C Martin, seconded by Councillor Mahoney, moved that the press and public be excluded from the meeting for both Items FC31 and

FC32 on the basis that the both items of business would be likely to involve the disclosure of exempt information.

On a division, 13 Members voted for the Motion and 17 voted for the Amendment.

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 items of business on the grounds that they would involve the likely disclosure of exempt information as defined in Paragraphs 9, 11 & 12 of Part 1 of Schedule 7A of the said Act.

FC31. EQUAL PAY UPDATE

There was submitted Joint Report (circulated) dated 15 June 2010 by the Directors of Corporate and Neighbourhood Services and of Finance Services providing an update on ongoing negotiations with employee representatives to progress out of court settlements for outstanding equal pay claims.

NOTED the position in respect of the outstanding claims.

AGREED to:-

- (1) authorise the Chief Executive to continue negotiations and to settle the equal pay claims for the pre 18th December 2006 period on the basis of the settlement levels contained within the Report; and
- (2) request a further report on progress in due course.

In accordance with his declaration of interest Councillor McNally left the meeting at this point.

FC32. TOWN CENTRE REGENERATION STRATEGY: DENNY TOWN CENTRE

There was submitted Report (circulated) dated 16 June 2010 by the Director of Community Services (a) providing an update on the Denny Town Centre regeneration project and (b) presenting options available to Council.

Councillor Mahoney, seconded by Councillor Lemetti moved that:-

- (i) Council agrees to commission a programme of health and safety measures at Church Walk at an estimated cost to the HRA of £140,000;
- (ii) The Director of Community Services be authorised to proceed with measures to initiate Option 2 as set out in the Report and seek to negotiate and conclude an amended Development Agreement in satisfactory terms; and
- (iii) The Director of Finance be authorised to identify resources of up to £4.5m in the Council's capital programme as a balancing fund and to bring forward capital

programme options to Members to finance the £500,000 in 2010/12 for acquisition and Phase 1 demolition requirements.

By way of an amendment, Councillor Oliver, seconded by Councillor A MacDonald, made the following adjustments to the Motion:-

- (a) that “option2” in paragraph (ii) be replaced with “option 1”, and
- (b) that “£4.5m” in paragraph (iii) be replaced with “£5.6m”.

The Acting Director of Law and Administration gave advice on the implications of the State and rules.

Councillor Spears gave notice of a further amendment.

On a division 16 Members voted for the Motion and 12 voted for the Amendment.

In terms of Standing Order 19.6, the Motion became the substantive Motion upon which the further Amendment could be moved.

In accordance with his declaration of interest Councillor Nicol withdrew from the meeting at this point.

Councillor Spears, seconded by Councillor A MacDonald moved, in addition to the substantive motion, that Council:-

“agrees to call public meetings in our Regeneration Towns to update the public regarding where we are now with the regeneration in their towns”.

On a division 15 members voted for the substantive motion and 12 voted for the Amendment.

Accordingly, **AGREED** the terms of the substantive Motion, namely that Council:-

- (i) The Council agree to commission a programme of health and safety measures at Church Walk at an estimated cost to the HRA of £140,000;
- (ii) The Director of Community Services be authorised to proceed with measures to initiate Option 2 as set out in the Report and seek to negotiate and conclude an amended Development Agreement in satisfactory terms; and
- (iii) The Director of Finance be authorised to identify resources of up to £4.5m in the Council’s capital programme as a balancing fund and to bring forward capital programme options to Members to finance the £500,000 in 2010/12 for acquisition and Phase 1 demolition requirements.

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