



DUMFRIES AND GALLOWAY COUNCIL

Present Members

Andrew R Campbell (Convener)	-	Castle Douglas - Urr
Beth Gordon (Depute Convener)	-	Lochar
John Agnew	-	Rhins North
Andrew O Bell-Irving	-	Hoddom & Kinmount
Ian Callander	-	Lochvale
Kenneth Cameron	-	Heathhall
Brian D Conchie	-	Georgetown
Kathleen Davidson	-	Dalbeattie - Craignair
John G Dinwoodie	-	Canonbie & Kirtle
Grahame A Forster	-	Rhins South
Alistair Geddes	-	Whithorn
Anthony W Gilbey	-	Stewartry West
Patsy Gilroy	-	Kirkcudbright - Tarff
Allan Graham	-	Solway Border
Robert J Higgins (Depute Leader of the Council)	-	Stranraer East
Ivor A Hyslop	-	Nithsdale East
William B Lockhart	-	Moffat
Thomas A McAughtrie	-	Troqueer
George L McBurnie	-	Palmerston
Sandra McDowall	-	Wigtown
Neil McKay	-	Mid Nithsdale
David J McKie	-	Lincluden
Marjory O McQueen	-	Lockerbie & Upper Annandale
Jane S Maitland	-	Kirkcudbright - Bengairn
Denis R Male	-	Langholm & Upper Eskdale
Sean W Marshall	-	Chapelcross
Joan Mitchell (Depute Leader of the Council)	-	Cree
Fred B Murray	-	Luce
Ian A Pennie	-	Lochmaben
Jock Purdie	-	Castle Douglas - Dee
William Scobie	-	Stranraer South
Thomas K Sloan	-	Stranraer North
Michael J Thomson	-	Criffel
Tony Turner	-	Annan Central
Lavinia Vaughan	-	Dryfe & Lockerbie East
Allan G Wright	-	Cairn Valley

Apologies

Helen F Bell	-	Dalbeattie - Milton
James H Dempster	-	Sanquhar & District
John W Forteath (Leader of the Council)	-	Marchmount
Thomas E Holmes	-	Loreburn
William Little	-	Caerlaverock
William G Nimmo	-	Lochside
Wilma R Paterson	-	Annan West
George N Prentice	-	Stewartry North
John Ramage	-	Annan East
Donald R Urquhart	-	Maxwelltown

James M Smith
Secretary to the Council

1. PRAYER

The meeting was opened with prayer by Reverend Sandy Strachan, Chaplain to the Dumfries Hospitals.

2. SEDERUNT AND APOLOGIES

36 Members present, 10 apologies

3. MINUTES OF 28 MAY 2002, 11, 18, 25 AND 27 JUNE 2002 - Andrew R Campbell and Beth Gordon**Decision**

APPROVED.

4. MINUTES OF MANAGEMENT STRUCTURE SUB-COMMITTEE OF 5, 17, 24 AND 26 JUNE 2002 - Andrew R Campbell and Beth Gordon**Decision**

APPROVED.

5. NOTICE OF MOTION - IMPACT OF THE CLOSURE OF CHAPELCROSS NUCLEAR PLANT - Report dated 16 July 2002 by Secretary to the Council**Decision**

AGREED

5.1 to withdraw delegation from the Community Resources Committee to consider the Motion;

5.2 to acknowledge the potentially devastating impact of the earlier than envisaged closure of the Chapelcross Nuclear Plant on the Annandale and Eskdale area; this coming at a time when the area had still to recover from the impact of the Foot and Mouth Epidemic. The area was facing the direct loss of 431 high quality jobs and 300 plus indirect jobs. Estimates on the loss to the local economy were of the order of £20 million per year;

5.3 to recognise the need for the Council to promote and lead real joined up partnership working to develop visionary, forward thinking strategies for Annandale and Eskdale to attract major inward investment;

5.4 to include in the Council's Corporate Plan and to focus the energies of all Council Departments in ensuring that immediate priority was given to the task of securing Inward Investment and promoting industrial and other developments in Annandale and Eskdale; and

5.5 to receive further reports on strategies to attract inward investment and the promotion of industrial and other developments in Annandale and Eskdale; and

5.6 **NOTED** that the Council would be represented by the Chief Executive and appropriate Members at a meeting on Friday, 26 July 2002 with BNFL management and workforce representatives, Scottish Enterprise Dumfries and Galloway and the local MP and MSPs at which the issue of special status for the area would be pursued.

6. STOCK TRANSFER - BALLOT RESULT AND POST BALLOT PROCESS -
Report dated 15 July 2002 by Secretary to the Council

Decision

NOTED the clear outcome of the stock transfer ballot and the continuing staffing commitment needed to complete the transfer.

7. IMPLEMENTATION OF NEW COUNCIL STRUCTURES - Report dated
16 July 2002 by Lead Officer, Management of Change

Decision

7.1 **NOTED** the process to determine Group and Area Management arrangements through staff, partners, external advice as necessary, Members' briefing sessions and a special full Council meeting on Friday, 13 September 2002.

AGREED

7.2 to all Group and Area posts being filled by internal recruitment in the first instance, and subject to job evaluation through an external consultancy;

7.3 to an internal induction programme for the Corporate Directors and the Area Managers following appointment;

7.4 to remit to the Chief Executive, in consultation with Corporate Directors, the filling of all other posts in line with Council Standing Orders and processes;

7.5 the formation of a Sub-Committee comprising the Convener, Leader and one representative from each Political Group to come forward with proposals for the new Committee arrangements and to revise Standing Orders;

7.6 to a formal review of the restructure process in March 2004;

7.7 the establishment of Officer Implementation Teams to take forward operational aspects of the restructure; and

7.8 to receive further reports, including a report to the September meeting quantifying the estimated cost of the new structure and the potential effect on the Pension Fund; and

7.9 **APPROVED** the allocation of the Management of Change monies.

MEMBERS - Robert J Higgins and Fred B Murray left the meeting - 34 Members present.

8. DUMFRIES AND GALLOWAY LEISURE COMPLEX - Report dated 18 July
2002 by Architectural Services Manager

VOTE

8.1 **MOTION** by **DAVID J MCKIE**, seconded by **ALISTAIR GEDDES**, that the Council

8.2 **CONFIRM** the development at the Brooms Road site as a high priority key project in the Council's corporate plan with a commitment in principle to make the requisite financial resources available.

8.3 **AGREE**

- 8.3.1 the accommodation schedule and the inclusion of a hydrotherapy pool provided the Primary Care NHS Trust funded both the capital and ongoing annual revenue costs;
- 8.3.2 to provide 150 permanent and 150 temporary car parking spaces at Maryholm, 80 temporary spaces at Watling Street and 30 on street spaces to enable the development to proceed;
- 8.3.3 to the consideration of the Loreburn Hall as a future car park development opportunity;
- 8.3.4 to promote an amendment to modify the Finalised Nithsdale Local Plan to incorporate the development proposals;
- 8.3.5 to the geotechnical investigation being funded initially by the Council at a cost of £37,000, to be met from the Cuckoo Bridge receipt and later apportioned to the complementary development on execution of a formal contract;
- 8.3.6 to ongoing dialogue with sportscotland and Scottish Enterprise Dumfries and Galloway;
- 8.3.7 to instruct officials to investigate the possibility of other potential development sites being used to generate additional capital receipts;
- 8.3.8 that disposal of enabling sites be by the traditional land acquisition agreement of capital receipts and overage and that the Head of Property Services be authorised to commence negotiations;
- 8.3.9 that the Architectural Services Manager should engage a Consultant Services Engineer to assist with scrutiny of the Developers proposals to ensure compliance with the Council's requirements;
- 8.3.10 to the risk sharing arrangements and instruct the Head of Legal Services to prepare an initial agreement document;
- 8.3.11 to authorise officers to further investigate in detail the use of a facilities management agreement for building repairs, services and lifecycle replacement;
- 8.3.12 that the Project Steering Group bring back to Members further details on operating models for the Complex, in order for the Council to achieve Value for Money for the ongoing revenue consequences of the project;
- 8.3.13 to set up an ad hoc Executive Sub Committee with all party membership and representation from the Dumfries and Lower Nithsdale Area Committee and Community Resources Committee to oversee the development and with authority to take key decisions;
- 8.3.14 expenditure on the project up to £200,000 to be met from the Cuckoo Bridge receipt, until the full funding package was in place; and
- 8.3.15 to undertake an extensive public consultation exercise on the proposals.

8.4 **NOTE**

- 8.4.1 the current target cost of £8,567,000 inclusive of enabling works and technical assistance;
- 8.4.2 the possible funding sources;
- 8.4.3 the legal procedures required for disposal of sites held on the Common Good Fund;
- 8.4.4 the position with regard to the operational model for the project, and the benefits of proceeding with a Life Cycle Maintenance/Facilities Management arrangement; and
- 8.4.5 the developments to date on consultation with the public.

8.5 **REMIT** to the Capital Officers Working Group through the Executive Finance Sub Committee to investigate possible sources of funding, the capital cost shortfall and also the implications of including the project on the Council's current and future capital programme.

8.6 **APPROVE** the development programme.

8.7 **AMENDMENT** by **ALLAN G WRIGHT**, seconded by **IVOR A HYSLOP**, that in order to protect Town Centre Car Parking in Dumfries and to save more than £1M, the in-house proposal to provide a swimming pool on the site of King George V Playing Field in Dumfries be pursued.

8.8 On a vote being taken by roll call, Members voted as follows:-

Motion - 24 votes being

Andrew R Campbell, Beth Gordon, John Agnew, Ian Callander, Kenneth Cameron, Brian D Conchie, John G Dinwoodie, Grahame A Forster, Alistair Geddes, William B Lockhart, Thomas A McAughtrie, George L McBurnie, Sandra McDowall, David J McKie, Jane S Maitland, Denis R Male, Sean W Marshall, Joan Mitchell, Ian A Pennie, Jock Purdie, William Scobie, Thomas K Sloan, Michael J Thomson and Tony Turner

Amendment - 10 votes being

Andrew O Bell-Irving, Kathleen Davidson, Anthony W Gilbey, Patsy Gilroy, Allan Graham, Ivor A Hyslop, Neil McKay, Marjory O McQueen, Lavinia Vaughan and Allan G Wright

Decision

8.9 **CONFIRMED** the development at the Brooms Road site as a high priority key project in the Council's corporate plan with a commitment in principle to make the requisite financial resources available.

8.10 **AGREED**

8.10.1 the accommodation schedule and the inclusion of a hydrotherapy pool provided the Primary Care NHS Trust funded both the capital and ongoing annual revenue costs;

8.10.2 to provide 150 permanent and 150 temporary car parking spaces at Maryholm, 80 temporary spaces at Watling Street and 30 on street spaces to enable the development to proceed;

8.10.3 to the consideration of the Loreburn Hall as a future car park development opportunity;

8.10.4 to promote an amendment to modify the Finalised Nithsdale Local Plan to incorporate the development proposals;

8.10.5 to the geotechnical investigation being funded initially by the Council at a cost of £37,000, to be met from the Cuckoo Bridge receipt and later apportioned to the complementary development on execution of a formal contract;

8.10.6 to ongoing dialogue with sportscotland and Scottish Enterprise Dumfries and Galloway;

8.10.7 to instruct officials to investigate the possibility of other potential development sites being used to generate additional capital receipts;

8.10.8 that disposal of enabling sites be by the traditional land acquisition agreement of capital receipts and overage and that the Head of Property Services be authorised to commence negotiations;

- 8.10.9 that the Architectural Services Manager should engage a Consultant Services Engineer to assist with scrutiny of the Developers proposals to ensure compliance with the Council's requirements;
- 8.10.10 to the risk sharing arrangements and instruct the Head of Legal Services to prepare an initial agreement document;
- 8.10.11 to authorise officers to further investigate in detail the use of a facilities management agreement for building repairs, services and lifecycle replacement;
- 8.10.12 that the Project Steering Group bring back to Members further details on operating models for the Complex, in order for the Council to achieve Value for Money for the ongoing revenue consequences of the project;
- 8.10.13 to set up an ad hoc Executive Sub Committee with all party membership and representation from the Dumfries and Lower Nithsdale Area Committee and Community Resources Committee to oversee the development and with authority to take key decisions;
- 8.10.14 expenditure on the project up to £200,000 to be met from the Cuckoo Bridge receipt, until the full funding package was in place; and
- 8.10.15 to undertake an extensive public consultation exercise on the proposals.

8.11 **NOTED**

- 8.11.1 the current target cost of £8,567,000 inclusive of enabling works and technical assistance;
- 8.11.2 the possible funding sources;
- 8.11.3 the legal procedures required for disposal of sites held on the Common Good Fund;
- 8.11.4 the position with regard to the operational model for the project, and the benefits of proceeding with a Life Cycle Maintenance/Facilities Management arrangement; and
- 8.11.5 the developments to date on consultation with the public.

8.12 **REMITTED** to the Capital Officers Working Group through the Executive Finance Sub Committee to investigate possible sources of funding, the capital cost shortfall and also the implications of including the project on the Council's current and future capital programme.

8.13 **APPROVED** the development programme.

9. **MINUTES OF COMMITTEES**

9.1 **SCRUTINY - 20 JUNE 2002 - Thomas A McAughtrie and Jane S Maitland**

Decision

APPROVED.

9.2 **EDUCATION - 4 JUNE 2002 AND 2 JULY 2002 - Thomas K Sloan and Thomas A McAughtrie**

Decision

APPROVED.

9.3 HOUSING**4 JUNE 2002 - George L McBurnie and Andrew R Campbell****2 JULY 2002 - George L McBurnie and Thomas K Sloan****Decision****APPROVED.****9.3.1 QUESTIONS**

In response to questions from Alistair Geddes and William Scobie regarding implementation of the Council's Homelessness Duties, the Depute Secretary to the Council confirmed that the circumstances surrounding the notification to Committee of implementation dates would be investigated and details provided in the report on the implementation process to be submitted to the October Committee meeting.

MEMBER - Sean W Marshall left the meeting - 33 Members present.**9.4 ENVIRONMENT AND INFRASTRUCTURE****30 MAY 2002 - Tony Turner and Michael J Thomson****11 JUNE 2002 - Michael J Thomson and Andrew R Campbell****9 JULY 2002 - Tony Turner and Michael J Thomson****Decision****APPROVED.****9.5 SOCIAL SERVICES****11 JUNE 2002 - David J McKie and Andrew R Campbell****9 JULY 2002 - David J McKie and Jock Purdie****Decision****APPROVED.****9.6 EXECUTIVE COMMITTEE - 13 JUNE 2002 - Beth Gordon and David J McKie****Decision****APPROVED.****9.7 COMMUNITY RESOURCES****1 JULY 2002 - Denis R Male and William B Lockhart****16 JULY 2002 - Denis R Male and David J McKie****Decision****APPROVED.**

9.8 **COMMERCIAL SERVICES - 1 JULY 2002 - George L McBurnie and Thomas K Sloan**

Decision

APPROVED.

9.9 **POLICE, FIRE AND PUBLIC PROTECTION - 28 JUNE 2002 - Brian D Conchie and Andrew R Campbell**

Decision

APPROVED.

9.10 **CORPORATE SERVICES - 16 JULY 2002 - David J McKie and Ian A Pennie**

Decision

APPROVED.

10. **MINUTES OF AREA COMMITTEES**

Decision

NOTED.