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MINUTES of MEETING of HELENSBURGH & LOMOND AREA COMMITTEE held in the PILLAR HALL, VICTORIA HALLS, SINCLAIR STREET, HELENSBURGH on TUESDAY, 14 JUNE 2016

Present: Councillor Gary Mulvaney (Chair)

Councillor Maurice Corry	Councillor Aileen Morton
Councillor Vivien Dance	Councillor Ellen Morton
Councillor George Freeman	Councillor James Robb
Councillor David Kinniburgh	Councillor Richard Trail
Councillor Robert G MacIntyre	

Attending: Shona Barton, Area Committee Manager
Malcolm MacFadyen, Head of Facility Services
Fergus Murray, Head of Economic Development and Strategic Transportation
Louise Connor, Education Manager
David Clements, Programme Manager
Andrew Collins, Regeneration Project Manager
Arlene Cullum, Senior Development Officer
Wendy Brownlie, Education Officer
Mitch Dow, Team Leader – Assessment & Care Management

Also

Attending: Alistair Chan, AECOM

1. APOLOGIES

There were no apologies for absence.

2. DECLARATIONS OF INTEREST

There were no declarations of interest intimated.

3. MINUTES

(a) Minutes of previous Helensburgh and Lomond Area Committee meeting held on 29 April 2016

The Minute of the meeting held on 29 April 2016 was approved as a true record, subject to the following amendment:

Item 9 – Third Sector Grants

Councillor Corry declared a non-financial interest in relation to the Third Sector Grants application received from Route 81 due to his involvement as Director of Route 81 and took no part in discussion of this item.

Councillors, Dance, MacIntyre and Robb left the meeting during

discussion of the applications they had declared an interest in.

Councillors, Dance, MacIntyre and Robb re-joined the meeting.

4. PUBLIC QUESTION TIME

Tony Davey of Cardross Community Council spoke of the progress made so far in relation to the cycle path between Cardross and Helensburgh. He advised that he had been made aware that there had been no dialogue on the issue of Compulsory Purchase Orders between the Council and the agents of the landowners for areas of land along the path. He asked that the Council pursue this matter as a matter of urgency. It was noted that dialogue had taken place and that if necessary evidence of this could be provided. It was agreed that as there was a difference of opinion on this issue, it would be beneficial to have a report brought to the next Area Committee meeting providing an update on the progress of the cycleway.

Mr Davey asked if it would be possible for the Council to disconnect the Christmas lights on the tree in Scott Gardens, Cardross so that Dunbritton Housing Association could tidy up the area. It was agreed that the Area Committee Manager would speak to the relevant Council officers in this regard.

Sheena Wain, a parent of Hermitage Academy pupils, advised that at the EIS annual conference last week the General Secretary in his speech mentioned only one school – Hermitage Academy. He said that “his members had been under the cosh for sometime” and went on to say that Education Scotland’s support package drew laughter from members. As a parent, Ms Wait advised that she felt the real experts on the state of her child’s school were the teachers. She asked that someone explain why the teachers feel that Education Scotland’s support package was laughable?

The Education Manager advised that she was unaware that the teachers had expressed this. She advised that the teachers are regularly involved in discussions on the support packages offered in the Academy and are fully involved in the ongoing review as it was important for all young people to reach their full potential.

Ms Wain advised that the Head Teacher of Hermitage Academy has professional autonomy to run the school, however, he also has a professional responsibility to engage openly in sharing accurate performance information and accounting for the outcomes achieved. She advised that as a parent she didn’t believe that this had happened as part of the curriculum review as there had been no accountability, no apology and a continuing lack of transparency regarding exam results, for example, the Head Teacher refused to disclose prelim results with the Parent Council saying that it would only end up a headline in the local paper. She asked whether parents and pupils would receive an apology for the disastrous compulsory 2 year higher model and would anyone be held accountable for the fiasco.

The Education Manager noted the parental concerns raised, but advised that the Parent Council were actively involved in the review process and advised that there had been steady progress made on the action points, with the assistance of parents.

Suzanne McCallum, parent of Hermitage Academy pupils enquired about the number of outstanding teacher vacancies in the school and what is the Council doing to encourage experienced teachers to apply for posts at the school and to help to retain teaching staff.

The Education Manager advised that there were currently 6 vacancies which are actively been recruited for. She advised that the Head Teacher was currently in the middle of a robust recruitment process.

Iain MacQuire of The Helensburgh Seafront Development Group advised that the Group had hosted a stall at the Helensburgh Highland Games and it had become apparent that the general public were unclear as to whether the Seafront Development and the Waterfront Development were part of the same project. He asked if the Council could make it clear that the projects were separate by means of a communication.

The Chair confirmed that the Pier and the West Bay are not part of the Waterfront Project and advised that this was clear from the reports which had come before the Area Committee.

Local resident, Lee Humphries advised that in February 2016, the Council announced that a further £6m would be spent on the development of Helensburgh Waterfront in addition to the £11m that had been identified earlier, bringing the total project value to £17m. He further advised that in March 2016, George Osborne announced in his UK budget speech that “the government will also allocate £5m from banking fines for a new leisure facility in Helensburgh, which will benefit both local residents and Royal Navy personnel and their families stationed nearby at Faslane.”

Total funding available at this stage would appear to be some £22m.

The Helensburgh Advertiser on June 9 2016 reported that the total cost of the Waterfront Development project will be £17m.

Mr Humphries asked that someone explain the apparent difference in funding availability and the expected project costs. He further asked whether the UK Government had withdrawn their offer of £5m to Helensburgh, or has Argyll and Bute Council withdrawn £5m of funding from the project?

The Chair advised that the UK Government monies had yet to be received and that the decision of the Council was to underwrite the costs for the project, subject to the possibility of other funding becoming available and that this was made clear at the Budget meeting on 11 February 2016.

Dr Neil Storey, President of the Helensburgh Amateur Swimming Club advised that despite a 125 year presence in the town and being the biggest non local authority user of the current pool, Helensburgh Amateur Swimming Club has not been consulted on the latest proposed specification of the new development. He asked whether the Committee will assure the public that once the overall budget has been agreed, the town’s swimming club will be involved in the final design of the pool, its surroundings and equipment?

The Chair advised that all stakeholders, including the swimming club would be included in the consultation process for the development going forward.

Suzanne McCallum asked in regard to academic failings at Hermitage Academy, can the Committee advise what support is going to be provided by the Education Department and the school's senior management to bring the academic work and results up to a standard which we can be proud of?

The Education Manager advised that Education Scotland have been working very closely with the school and they are saying that the school is making progress in terms of the action points identified.

5. SCOTTISH WATER UPDATE

The Chair advised that unfortunately the Regional Communities Manager was unable to attend the meeting due to personal commitments. He advised that Mr MacGregor had indicated that he would provide a written update on the issues raised as well as an update on the investment programme for the next two years. Councillor Mulvaney asked Members to pass any other issues to the Area Committee Manager who in turn would correspond with Mr MacGregor and would circulate the information to Members by email upon receipt.

6. PRIMARY SCHOOLS - PERFORMANCE AND ATTAINMENT

The Committee considered a report outlining the primary school profiles for the Helensburgh and Lomond area. The report outlined the achievements of various schools in relation to Health and Wellbeing; Numeracy; Literacy; Expressive and Creative Arts and various interdisciplinary learning projects throughout the area. The Education Officer advised of the significant and continued support for MOD families. She further advised that the welcome pack produced for MOD families had been recognised nationally.

Discussion took place in respect of the decreasing school rolls; the accuracy of the information contained within the table of the primary school roll (as at census); the performance of schools in the face of potential budgetary pressures and the reporting mechanisms of these pressures.

The Education Officer agreed to provide further information in respect of the falling school roll in Luss and the recently reported difficulties with PE at Parklands School in the face of "alleged" budget issues. Ms Brownlie also agreed to note the comments of Members in relation to the timing of the report; the currency of the statistics in the school roll table and the possibility of including information on the roll out of successful learning from school to school in future reports.

Decision:

Members agreed to note the contents of the report.

(Ref: Report by Acting Executive Director of Community Services, dated 14 June 2016, submitted.)

7. HERMITAGE ACADEMY CURRICULUM REVIEW

The Committee gave consideration to a further report outlining the progress in taking forward the action plan arising from the internal review of the senior phase curriculum at Hermitage Academy which was conducted during August to November 2015.

Discussion took place in respect of the difficulties of changing public perception; the need to have a clear set of indicators and the timescales involved in bringing a further report to the Area Committee providing an update on the extent to which the school has improved, with the Chair requesting that an interim report is brought to a future Business Day meeting of the Committee.

Motion

To agree the recommendations as contained within the report by the Acting Executive Director of Community Services.

Moved by Councillor Gary Mulvaney, seconded by Councillor Ellen Morton.

Amendment

Given the concerns raised this evening by parents and feedback from the community, a meeting be arranged for elected members with parents at the school prior to the beginning of the school term.

Moved by Councillor Vivien Dance, seconded by Councillor George Freeman.

Decision:

On a show of hands vote the Motion was carried by 8 votes to 2 and the Area Committee resolved accordingly.

(Ref: Report by Acting Executive Director of Community Services, dated 14 June 2016, submitted.)

8. HELENSBURGH AND LOMOND CIVIC CENTRE - SCULPTURE

Prior to consideration of this item of business the Chair advised that because this item dealt with the Motion which was noted at item 12 of the Agenda, it was his ruling that the Motion would not be considered as the 6 month rule would apply in terms of the decision taken.

Members gave consideration to a report outlining the options that were available for consideration at the Area Committee meeting on 11 August 2015 when the issue of the re-location of the sculpture at the Helensburgh and Lomond Civic Centre was last discussed by Members and the implications that would arise from each if implemented.

Motion

To agree the recommendation as contained within the report by the Executive Director of Customer Services.

Moved by Councillor Gary Mulvaney, seconded by Councillor Ellen Morton.

Amendment

The Area Committee recommends to the Executive Director of Customer Services that the sculpture be relocated to the seaward side of the building and recommends to the Council that the associated costs involved be taken from the remaining balance of Helensburgh CHORD funds.

Moved by Councillor James Robb, seconded by Councillor George Freeman.

Decision:

On a show of hands vote the Motion was carried by 7 votes to 3 and the Area Committee resolved accordingly.

(Ref: Report by Executive Director of Customer Services, dated 14 June 2016, submitted.)

9. AREA SCORECARD - FQ4 2015-16

The Committee considered a report presenting the Area Scorecard, with exceptional performance for financial quarter 4 of 2015-16 (January – March 2016).

Discussion took place in respect of the implementation of the Health and Social Care Partnership and the reporting mechanisms going forward; repair timescales for street lighting and car parking income. Members expressed concern in relation to the cleanliness of the streets and requested that this be monitored through the scorecard. The Programme Manager advised that he would take this matter up with Amenity Services.

Decision:

Members agreed to note the exceptional performance presented on the scorecard.

(Ref: Report by Executive Director of Customer Services, dated 14 June 2016, submitted.)

10. NVA/ST PETERS UPDATE

The Committee considered a report highlighting the contribution that NVA's internationally significant Kilmahew/St Peter's project makes to Outcome one of the SOA:Local "the economy is diverse and thriving". The report also outlined the aim of the proposed project and the specific benefits arising from the project.

The Head of Economic Development and Strategic Transportation advised of an open day on Wednesday 29 June 2016 at Cardross Parish Church Hall and encouraged all to attend.

Members expressed their appreciation of the work carried out so far and wished NVA well for the remainder of the project.

Decision:

Members agreed to note the contents of the report.

(Ref: Report by Executive Director of Development and Infrastructure Services, dated 14 June 2016, submitted.)

11. ADULT SERVICES - CARE AT HOME

The Committee considered a report providing information on operations, resources, learning disability and mental health issues in respect of the care at home provision within the Helensburgh and Lomond area. Further information was provided in respect of the contract management process; monitoring arrangements; service improvements and developments; complaints and the Health and Social Care Partnership.

Discussion took place in respect of delayed discharges with particular reference to those which were the result of legislative delays; the difficulties with coding of delayed discharges; the Care Inspectorate grades and the information contained in the table at section 5.4 of the report. The Area Committee Manager agreed to confirm with the Locality Manager, the period of time covered in the table and confirm to Members by email.

Decision:

Members agreed to note the contents of the report.

(Ref: Report by Locality Manager – Helensburgh and Lomond, dated 14 June 2016, submitted.)

12. NOTICE OF MOTION UNDER STANDING ORDER 13

This item was dealt with under item 8 of this minute.

13. NOTICE OF MOTION UNDER STANDING ORDER 13

The following Notice of Motion was before the Area Committee for consideration:-

Motion

The Helensburgh & Lomond Area Committee notes with concern that no funding has been allocated towards the cost of installing a pedestrian crossing on the B833 at Rosneath that the Area Committee unanimously requested over 6 years ago. The Area Committee also notes that officers have now requested vehicle and pedestrian surveys are carried out to inform a business case for the proposed crossing.

The Area Committee:

- a. Reaffirms its support for the proposed crossing on the B833 at Rosneath.

- b. Notes that officers have already arrange for vehicle and pedestrian surveys to be carried out for the purpose of informing a business case for the proposed crossing.
- c. Requests that officers investigate funding options for the proposed Rosneath crossing if the business case meets the appropriate criteria.
- d. Requests that an update on progress on this project be provide to the next Helensburgh & Lomond Business Day meeting.

Moved by Councillor George Freeman, seconded by Councillor Vivien Dance.

Amendment 1

The Area Committee:-

- a. Reaffirms its support for the proposed crossing on the B833 at Rosneath if it meets road safety criteria.
- b. Requests officers to carry out a survey to determine the volume of pedestrian and vehicles. The survey to be used to establish if the location meets the safety requirements and is required.
- c. Agrees that on completion of the survey, should it confirm that the crossing is required, a decision in terms of providing funding from the existing roads capital budget from the Lomond North Ward be delegated to the Executive Director of Environment, Development and Infrastructure in discussion with the Area Committee Chair and Vice Chair.

Moved by Councillor Ellen Morton, seconded by Councillor Robert G MacIntyre.

Amendment 2

The Area Committee notes the extant Area Committee decision and request that an update on the position be brought to a future Area Committee meeting providing further information.

Moved by Councillor James Robb, seconded by Councillor Richard Trail.

Decision

On a show of hands vote, Amendment 1 received 6 votes and Amendment 2, 4 votes, and as such Amendment 1 became the decision of the meeting.

14. NOTICE OF MOTION UNDER STANDING ORDER 13

The following Notice of Motion was before the Area Committee for consideration:-

Motion

The Helensburgh & Lomond Area Committee notes the concerns that have been raised with Members relating to the condition, management and finances of all-weather sports facilities across Argyll & Bute and agrees to recommend to the Council that officers are requested to bring a full report to an early meeting of the Council which should include the following:

- a. A list of all-weather sports facilities that are owned, operated or leased by Argyll & Bute Council.
- b. Details of the current management arrangements for each of the facilities included on the list requested at a. above.
- c. Details of the balances and annual income of any sinking funds linked to any of the facilities included on the list requested at a. above.
- d. Details of the annual income generated at each of the facilities included on the list requested at a. above.
- e. Details of any agreements relating to the finances included on the list requested at a. above and any failures to comply with such agreements.
- f. Details of those facilities included on the list requested at a. above where the surface has now reached / passed its estimated useful life.
- g. Details of any programme to replace those surfaces listed at f. above that have now reached / passed their estimated useful life.
- h. Details of the estimated cost of replacing those surfaces at each of the facilities listed at f. above.
- i. Details of any other issues relating to the facilities included on the list requested at a. above that officers consider should be brought to the attention of Members.

Moved by Councillor George Freeman, seconded by Councillor Vivien Dance.

Amendment

The Area Committee:-

- a. Notes that the Chief Executive has already referred the issues raised in Councillor Freeman's motion to internal audit and asked them to consider any similar arrangements that would benefit from consideration, on the basis that once the audit is completed it will be reported to the Audit Committee, and
- b. Agrees that it will endorse this approach.

Moved by Councillor Ellen Morton, seconded by Councillor Robert G MacIntyre.

Decision:

On a show of hands vote the Amendment was carried by 8 votes to 2 and the Area Committee resolved accordingly.

15. NOTICE OF MOTION UNDER STANDING ORDER 13

The following Notice of Motion was before the Area Committee for consideration:-

Motion

The Helensburgh & Lomond Area Committee requests that, given the concerns that have been raised relating to the information available from the Argyll & Bute Health & Social Care Partnership (A&BHSCP) on the Integrated Care Fund Locality Allocations (ICFLA) and the Health & Wellbeing Fund (H&WF) allocations, Council officers liaise with officers from the A&BHSCP to provide a report on these allocations for the next Helensburgh & Lomond Area Committee that should include:

- a. Details of the NHS Scotland Resource Allocation Committee (NRAC) formula and how the allocation of funding for NHS Highland has been calculated based on that formula.
- b. Details of the number of residents in each of the four decentralised areas of Argyll & Bute that has been used by the A&BHSCP as part of the NRAC formula for calculating the proposed ICFLA allocations for 2017/18 and the H&WF allocations for 2016/17 for each of the four decentralised areas of Argyll & Bute.
- c. Details of the adjustments that have been made to the proposed ICFLA allocations for 2017/18 and the H&WF allocations for 2016/17 relating to age/sex profile and their additional needs based on morbidity and life circumstances (including deprivation) for each of the four decentralised areas of Argyll & Bute.
- d. Details of any unavoidable excess costs of providing health services in different geographical areas of Argyll & Bute that have been used as part of the NRAC formula for calculating the proposed ICFLA allocations for 2017/18 and the H&WF allocations for 2016/17 for the four decentralised areas of Argyll & Bute.

Moved by Councillor George Freeman, seconded by Councillor Vivien Dance.

Decision

The Area Committee agreed the terms of the Motion.

The Chair advised that in terms of Section 50(A)(4) of the Local Government (Scotland) Act 1973, the appendix relating to the following item of business would require him to exclude the press and public should any Member wish to discuss the content of the appendix on the grounds that it was likely to involve the disclosure of exempt information as defined in Paragraphs 8 and 9 of Part 1 of Schedule 7A to the Local Government (Scotland) Act 1973.

16. HELENSBURGH WATERFRONT DEVELOPMENT

(a) Helensburgh Waterfront Development - Update

The Committee gave consideration to a report providing an update on the outcome of the review of the Stage C Design report for the delivery of a new swimming pool and leisure facility for Helensburgh along with a review of the flood defence and public realm works to support the new facility and overall Waterfront Development as outlined in the May 2012 approved Masterplan. The report also provided an update on the outcome of the value engineering exercise undertaken by Hoskins Architects (Formerly Gareth Hoskins Associates), Robinson Low Francis (RLF) and AECOM to re-examine the design, phasing, risks and cost of delivering the Waterfront Development. Members also gave consideration to a presentation outlining the options in respect of the flood defences within the car park area and the considerations given to each option.

Discussion took place in respect of the needs and wants of the community with the Head of Economic Development and Strategic Transportation advising that the project related to the pier building only and that the flood defence level will stop at the pier. General discussion took place in

respect of the long history of the project and the funding opportunities for the project to date.

Motion:

To agree the recommendations as contained within the report by the Executive Director of Development and Infrastructure Services with Option 5 being the preferred design option.

Moved by Councillor Gary Mulvaney, seconded by Councillor Ellen Morton.

Amendment:

The Area Committee notes the funding allocated for the Helensburgh Waterfront Development was as follows:

11th Feb 2016

Capital Plan 2016-2020, Council agrees total of £11.091m

Council agrees to – Establish the Argyll, Lomond and Islands Rural Regeneration Initiative, which will encompass all strategies and plans relating to repopulation, including:

Allocation of £5.579m towards capital provision for the Helensburgh Waterfront development

Total committee Council funding of £16.670m

8th March Helensburgh and Lomond Business Day

Possible use of Section 75 monies available £0.195m

16th March

Chancellor's budget gives £5m for "new community facilities for local people in Helensburgh and the Royal Navy personnel nearby at Faslane."

The Area Committee notes the Council decision of 11th February 2016:

"To note that discussions are progressing by officers with regard to projects in the Council's Capital Plan that may well produce additional external funding together with the release of current provisions for underwriting, and to agree that, in the event that further monies are available, that provision is made from freed-up capital and earmarked reserves to be used towards phase 2 of the Dunoon wooden pier project and exploration of Rosneath Peninsula and Garelochhead priorities."

The Area Committee notes that if that Council decision were to be revoked the total potential funding available (excluding Sport Scotland or other grants) would be £21.865m

The Area Committee notes a motion has been submitted to allow for this matter to be considered at the next meeting of the Council should a sufficient number of elected members agree.

The Area Committee notes that the increased budget could allow for

enhancements such as:

A 50m pool

An 8 lane 25m pool with variable height floor to the regional specifications set out by ASA and Scottish Swimming

A teaching pool with a variable height floor to comply with ASA and Scottish Swimming specifications.

A diving facility to regional standards as specified by ASA and Scottish Swimming.

Enhanced ancillary facilities – for health suite, gym studios and play areas.

Café

Flumes

In light of the possible enhanced benefits for all the people in Helensburgh and Lomond, the Area Committee agrees to continue this item until after the next Council meeting.

Moved by Councillor James Robb, seconded by Councillor George Freeman.

The requisite number of Members required the vote to be taken by calling the roll and Members voted as follows –

Motion

Councillor Maurice Corry
Councillor David Kinniburgh
Councillor Robert G MacIntyre
Councillor Aileen Morton
Councillor Ellen Morton
Councillor Gary Mulvaney

Amendment

Councillor Vivien Dance
Councillor George Freeman
Councillor James Robb
Councillor Richard Trail

Decision:

The Motion was carried by 6 votes to 4 and the Area Committee resolved accordingly.

(Ref: Report by Executive Director of Development and Infrastructure Services, dated 14 June 2016, submitted.)

The Area Committee resolved in terms of Section 50(A)(4) of the Local Government (Scotland) Act 1973 to exclude the press and public for the following item of business on the grounds that it was likely to involve the disclosure of exempt information as defined in Paragraph 9 of Part 1 of Schedule 7A to the Local Government (Scotland) Act 1973.

E2 17. **LAND ADJOINING FORMER JANITOR'S HOUSE, 3 CAMPBELL DRIVE, HELENSBURGH**

The Committee gave consideration to a report providing details of a request received to acquire a small area of ground adjoining property at 3 Campbell Drive, Helensburgh.

Decision:

Members agreed to the recommendation outlined in the report.

(Ref: Report by Executive Director of Customer Services, dated 14 June 2016, submitted.)

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