

Motherwell, 28 October 2014 at 2 pm.

A Meeting of the ENVIRONMENTAL SERVICES COMMITTEE

PRESENT

Councillor McKenna, Convener; Councillor McPake, Vice-Convener; Councillors Brooks, Cochrane, J. Coyle, Curley, Docherty, Goldie, Grant, P. Hogg, Logue, Love, MacGregor, McAnulty, McCulloch, McGlinchey, Majid, Masterton and Nolan.

CHAIR

Councillor McKenna (Convener) presided.

IN ATTENDANCE

The Chief Committee Services Manager; Executive Director of Regeneration and Environmental Services; Head of Facility Support Services; Head of Environment and Estates, and Head of Protective Services.

APOLOGIES

Councillors Baird, Harmon, W. Hogg, Irvine, McKendrick, McNally, Morgan, O'Rorke, Smith, Spowart, Stocks and Wallace.

DECLARATIONS OF INTEREST IN TERMS OF THE ETHICAL STANDARDS IN PUBLIC LIFE ETC. (SCOTLAND) ACT 2000

1. No declarations were received.

PERFORMANCE PORTFOLIO REPORT – 1ST QUARTER 2014/15

2. There was submitted a report (docketed) by the Executive Director of Regeneration and Environmental Services providing details of (1) performance for the first quarter of the financial year 2014/15 in relation to certain indicators contained within the Service Plan for Regeneration and Environmental Services, (2) indicators which had not met the target set and where performance was below the acceptable threshold; (3) indicators which had surpassed the target set and performance was above the acceptable thresholds, and (4) performance as contained within the Appendix to the report.

Decided: that the report be noted.

DELEGATION OF LOCAL AUTHORITY POWERS AND FUNCTIONS UNDER TRADING STANDARDS LEGISLATION TO STAFF IN COSLA'S TRADING STANDARDS SCOTLAND TEAM

3. There was submitted a report (docketed) by the Head of Protective Services (1) advising of the establishment of a Scotland wide Trading Standards Scotland Team (TSS) which would be employed by COSLA to compliment the work of local services and to deal with national and cross border issues; (2) seeking authority to delegate those functions detailed in the report, insofar as they related to certain aspects of trading standards and consumer protection, to Trading Standards Scotland; (3) intimating that it would be necessary to appoint designated TSS staff to act as officers of the Council in order that they might undertake the relevant delegations on the Council's behalf; (4) recommending

that the trading standard functions, as detailed in the report, be delegated to those officers in terms of the appropriate legislation, and (5) proposing that the Scheme of Delegation for North Lanarkshire Council be amended, also as detailed in the report, in order to accommodate these arrangements.

Decided: that it be recommended:-

- (1) that the designated staff of Trading Standards Scotland be appointed to act as officers of the Council for the purpose of the functions detailed in the report;
- (2) that in terms of Section 56(1) of the Local Government (Scotland) Act 1973 the trading standards and consumer protection functions, detailed in the report, be also delegated to the Chief Officer of Trading Standards Scotland;
- (3) that authority be given, for the purposes of exercising the functions detailed in the report, to the Chief Officer of Trading Standards Scotland to appoint, and to remove the appointment of, Trading Standards Scotland employees as officers of the Council on an ongoing basis, and
- (4) that the report be otherwise noted.

WASTE MANAGEMENT – REPORT ON SPECIAL UPLIFT SERVICE PERFORMANCE

4. There was submitted a report by the Head of Environment and Estates (1) providing details of (a) the performance of the Special Uplift Service following the implementation of service alterations previously agreed, and (b) a number of service adjustments which were agreed at that time; (2) detailing those health and safety considerations which were central to the need to alter delivery of the service; (3) outlining those operational adjustments which had been necessary to continue to provide an effective service; (4) setting out details of the impact of the revised service arrangements on recycling performance, and (5) pointing out the financial impact of changes to the charging policy for the Special Uplift Service for the Council.

Decided:

- (1) that it be noted that the changes to the delivery of the Special Uplift Service have had a positive impact on health and safety; recycling performance and service delivery, and
- (2) that a further report be submitted to a future meeting of the Committee when full health and safety, financial and recycling centre data is available for consideration.

LAND SURPLUS TO OPERATIONAL REQUIREMENTS

(1) LAND AT SOUTH CARBRAIN ROAD, CUMBERNAULD

5. There was submitted a report dated 28 October 2014 by the Head of Environment and Estates seeking approval to declare an area of land at South Carbrain Road, Cumbernauld surplus to operational requirements.

Decided:

- (1) that the area of land at South Carbrain Road, Cumbernauld, as detailed in the report, be declared surplus to operational requirements, and
 - (2) that the report be referred to the Policy and Resources (Regeneration and Infrastructure) Sub-Committee for consideration.
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(2) LAND AT CEDAR ROAD, ABRONHILL, CUMBERNAULD

6. There was submitted a report dated 28 October 2014 by the Head of Environment and Estates seeking approval to declare an area of land at Cedar Road, Abronhill, Cumbernauld surplus to operational requirements.

Decided:

- (1) that the area of land at Cedar Road, Abronhill, Cumbernauld, as detailed in the report, be declared surplus to operational requirements, and
- (2) that the report be referred to the Policy and Resources (Regeneration and Infrastructure) Sub-Committee for consideration.

(3) LAND AT LAW VIEW/JACOBS LADDER, WISHAW

7. There was submitted a report dated 28 October 2014 by the Head of Environment and Estates seeking approval to declare an area of land at Law View/Jacobs Ladder, Wishaw surplus to operational requirements.

Decided: that consideration of the matter be continued.

PETITIONS

(1) CONDITION OF PLAY AREA ON DORNOCH ROAD, HOLYTOWN

8. With reference to paragraph 22 of the Minute of the meeting of this Committee held on 12 August 2014 when receipt of a petition concerning the condition of the equipped children's play area at Dornoch Road, Holytown had been received, there was submitted a report dated 28 October 2014 by the Head of Environment and Estates (1) advising that a maintenance schedule currently exists for all equipped children's play areas within North Lanarkshire; (2) providing details of a recent visual inspection of the playground site; (3) indicating that a subsequent site specific assessment of the condition of this play area would be carried out and, if deemed necessary, the Service would implement any improvements required, and (4) intimating that graffiti at the site had already been removed and one piece of equipment had been repaired.

Decided:

- (1) that the action taken and proposed with regard to the petition be noted, and
- (2) that the Head of Democratic and Legal Services advise the petitioners accordingly.

(2) REQUEST FOR NO BALL GAMES SIGN TO BE ERECTED IN GREENRIGG ROAD, CUMBERNAULD

9. There was submitted a report dated 28 October 2014 by the Head of Environment and Estates (1) advising of the receipt of a petition from residents of an area of Greenrigg Road, Cumbernauld for a No Ball Games sign to be erected; (2) providing details of the Council's response to similar past requests, and (3) recommending, that in the circumstances, no action be taken with regard to the request for a No Ball Games Sign at this location.

Arising therefrom it was agreed that the Head of Environment and Estates ascertain whether any ground mitigation measures could be undertaken to minimise the impact of the perceived nuisance.

Decided:

- (1) that it be agreed not to erect a No Ball Games sign at this location;
- (2) that the Head of Environment and Estates ascertain whether any ground mitigation measures could be undertaken to minimise the impact of the perceived nuisance, and
- (3) that the Head of Democratic and Legal Services advise the petitioners accordingly.

REVENUE MONITORING REPORT – REGENERATION AND ENVIRONMENTAL SERVICES

10. There was submitted a report (docketed) dated 28 October 2014 by the Executive Director of Regeneration and Environmental Services providing a summary of the Regeneration and Environmental Services financial performance for the period 1 April to 12 September 2014 (period 6) (1) advising of the overall financial position of the Regeneration and Environmental Services budget for that period, and (2) providing explanations of any significant variances and seeking approval of a virement within the budget for Facility Support Services of £110,000.

Decided:

- (1) that the budget virement for Facility Support Services, as detailed within the report, be approved, and
- (2) that the report be otherwise noted.

COMPOSITE CAPITAL PROGRAMME – MONITORING REPORT

11. There was submitted a report (docketed) dated 28 October 2014 by the Executive Director of Regeneration and Environmental Services advising on the overall projected financial position for 2014/15 Capital Programme for the period 1 April to 12 September 2014 (period 6) (1) providing an update on the financial performance of the Regeneration and Environmental Services' Capital Programme for that period; (2) containing explanations of significant variances and potential risks, and (3) detailing in (a) Appendix 1 to the report the projected outturn for 2014/2015, and (b) Appendix 2 to the report, a number of virements deemed necessary to realign the Capital Programme.

Decided:

- (1) that the budget virements as detailed within Appendix 2 to the report be approved;
- (2) that the variances and risks, as detailed in the report, be noted, and
- (3) that the financial position of the Capital Programme as at 14 September 2014 be noted.

REGENERATION AND ENVIRONMENTAL SERVICES TRADING ACCOUNTS

12. There was submitted a report dated 28 October 2014 by the Executive Director of Regeneration and Environmental Services (1) providing a summary of the Regeneration and Environmental Services Trading Accounts' financial performance for the period 1 April to 12 September 2014; (2) forecasting the outturn as at 31 March 2015, and (3) summarising in (a) Appendix 1 of the report a trading summary, and (b) in Appendices 2 to 5 a summary of each of the individual activities within the Service.

Decided: that the report be noted.

PERSONAL PROTECTIVE EQUIPMENT (PPE) MINI COMPETITION

13. There was submitted a report dated 28 October 2014 by the Head of Facility Support Services (1) seeking homologation of action taken by the Executive Director of Regeneration and Environmental Services, following consultation with the Convener, in approving the initiation of a procurement exercise for PPE; (2) providing details of the equipment and how it could be acquired under a Framework Agreement, and (3) outlining the financial implications arising out of this four year contract.

Decided: that the action taken by the Executive Director of Regeneration and Environmental Services, following consultation with the Convener, in approving the initiation of a mini competition exercise under the Scotland Excel Framework Agreement for PPE equipment be homologated.

PROCUREMENT OF COMMERCIAL CATERING EQUIPMENT

14. There was submitted a report dated 28 October 2014 by the Head of Facility Support Services seeking homologation of action taken by the Executive Director of Regeneration and Environmental Services, following consultation with the Convener, in approving the use of a third party Framework Agreement for the procurement of commercial catering equipment (1) providing details of the equipment to be acquired, and (2) outlining the funding implications,

Decided: that the action taken by the Executive Director of Regeneration and Environmental Services, following consultation with the Convener, in approving the use of a third party Framework Agreement for the procurement of commercial catering equipment be homologated.

APPROVAL OF AWARD OF TENDER FOR CATERING EQUIPMENT REPAIRS

15. There was submitted a report dated 28 October 2014 by the Head of Facility Support Services (1) providing details of a tendering exercise for the acquisition of catering equipment repairs for a period of three years, with an option to extend for two periods of 12 months, and advising that the tender had been divided into two lots; (2) giving details of the companies who had submitted offers for the works, and (3) recommending that Lot 1 be awarded to Fast Fixx Catering Engineers Limited and that Lot 2 be awarded to C and M Environmental Limited in accordance with the amounts specified in the report.

Decided: that the contract for catering equipment repairs to run from 1 December 2014 for a period of three years, with an option to extend for two periods of 12 months, be awarded for Lot 1 to Fast Fixx Catering Engineers Limited, and for Lot 2 to C and M Environmental Limited.

NOTIFICATION OF AWARD OF CONTRACT FOR THE PROVISION OF FRUIT AND VEGETABLES (FRESH AND PRE-PREPARED)

16. There was submitted a report dated 28 October 2014 by the Head of Facility Support Services (1) providing details of the outcome of a tendering exercise for the provision of fruit and vegetables; (2) intimating that the contract was a joint purchasing arrangement with South Lanarkshire Council, and (3) advising that following evaluation a successful tender had been identified from George Carruthers and Sons Limited and this had been accepted by South Lanarkshire Council, as lead authority for this contract, in the sum of £1.4m.

Decided: that the award of a contract to George Carruthers and Sons Limited by South Lanarkshire Council for the provision of fruit and vegetables for the period 1 August 2014 to 31 July 2015, with an option to extend for a further year, in the sum of £1.4m be noted.

FLEET PROCUREMENT 2014

17. There was submitted a report dated 28 October 2014 by the Head of Environment and Estates (1) providing details of tenders received for the acquisition of 62 vehicles, and (2) advising that the Executive Director of Corporate Services, following consultation with the Convener, had accepted the most economically advantageous tender in each case, as detailed in the report.

Decided: that the action taken by the Executive Director of Corporate Services, following consultation with the Convener, in accepting the offers detailed in the report be noted.

STANE GARDENS, SHOTTS – APPOINTMENT OF CONTRACTOR FOR PHASE 4 REGENERATION WORK

18. With reference to paragraph 23 of the Minute of the meeting of this Committee held on 28 January 2014, there was submitted a report dated 28 October 2014 by the Head of Protective Services regarding the outcome of a tendering exercise for the completion of Phase 4 of the Regeneration Works at Stane Gardens, Shotts (1) providing details of the tenders which had been received; (2) advising of the evaluation process which had been undertaken, and (3) recommending that the Committee note the action taken by the Executive Director of Corporate Services, following consultation with the Convener, in accepting an offer from TAL Civil Engineering Limited in the sum of £1,887,927.92 for the works.

Decided: that the action taken by the Executive Director of Corporate Services, following consultation with the Convener, in accepting the offer from TAL Civil Engineering Limited, as detailed in the report, be noted.

REMIT FROM THE HOUSING AND SOCIAL WORK SERVICES COMMITTEE HELD ON 14 AUGUST 2014 – “TACKLING MONEY WORRIES” PROGRAMME 2014-2016 – FUNDING FOR TEMPORARY POSTS

19. With reference to paragraph 17 of the Minute of the meeting of the Housing and Social Work Services Committee held on 14 August 2014, there was submitted a report by the Joint Acting Head of Housing and Social Work Resources, which had been submitted and approved by the Housing and Social Work Services Committee, regarding the creation of a number of posts, as detailed in the report, as part of the Tackling Money Worries Programme for 2014-2016 and which had been remitted to this Committee for its interest.

Decided: that the report be noted for the interest of this Committee.