

Thursday, 20th May, 2021 - 10.00 a.m.

AGENDA

Page Nos.

1. APOLOGIES

2. DECLARATIONS OF INTEREST

In terms of Section 5 of the Code of Conduct, members are asked to declare any interest in particular items on the agenda and the nature of the interest(s) at this stage.

3. CIVIC BUSINESS BULLETIN

Circulated to members and available on FISH and Fife.gov.uk.

4. MINUTES – Minutes of the meetings of Fife Council of 11th March, 2021. 3 - 10

5. MINUTES OF COMMITTEES AND SUB-COMMITTEES

Minutes of the March and April, 2021 meetings of the Council's committees and sub-committees, as contained in the volume of minutes uploaded to FISH and Fife Council website, as submitted for accuracy.

6. CO-LEADERS' REPORT 11 - 12

7. QUESTION TIME

In terms of Standing Orders, copies of these questions will be emailed to members and available on FISH and Fife Council website.

8. NOTICE OF MOTIONS – Report by the Head of Legal and Democratic Services. 13 - 16

9. BUSINESS BROUGHT FORWARD BY THE PROVOST AS A MATTER OF URGENCY

Members are reminded that should they have queries on the detail of a report they should, where possible, contact the report authors in advance of the meeting to seek clarification.

Morag Ferguson
Head of Legal and Democratic Services
Finance and Corporate Services

Fife House
North Street
Glenrothes
Fife, KY7 5LT

13 May, 2021

If telephoning, please ask for:

Emma Whyte, Committee Officer, Fife House

Telephone: 03451 55555, ext. 442303; email: Emma.Whyte@fife.gov.uk

Agendas and papers for all Committee meetings can be accessed on
www.fife.gov.uk/committees

THE FIFE COUNCIL - FIFE COUNCIL – REMOTE MEETING

11th March, 2021

10.50 a.m. – 1.20 p.m.

PRESENT: Councillors Jim Leishman (Convener), David Alexander, Lesley Backhouse, Alistair Bain, David Barratt, John Beare, Tim Brett, James Calder, Ken Caldwell, Alistair Cameron, Ian Cameron, Alex Campbell, Rod Cavanagh, Bobby Clelland, Dave Coleman, Bill Connor, Altany Craik, Neil Crooks, Colin Davidson, Dave Dempsey, John Docherty, Linda Erskine, Ian Ferguson, Derek Glen, David Graham, Fiona Grant, Mick Green, Sharon Green-Wilson, Gary Guichan, Garry Haldane, Jean Hall Muir, Judy Hamilton, Andy Heer, Zoe Hisbent, Linda Holt, Margaret Kennedy, Gordon Langlands, Helen Law, Kathleen Leslie, Rosemary Liewald, Carol Lindsay, Jane Ann Liston, Mary Lockhart, Donald Lothian, David MacDiarmid, Mino Manekshaw, Karen Marjoram, Alice McGarry, Lea McLelland, Derek Noble, Dominic Nolan, John O'Brien, Tony Orton, Ross Paterson, Bill Porteous, Graham Ritchie, David Ross, David J Ross, Fay Sinclair, Ryan Smart, Kate Stewart, Jonny Tepp, Brian Thomson, Ann Verner, Andrew Verrecchia, Ross Vettraino, Craig Walker, Darren Watt, Vikki Wilton and Jan Wincott.

APOLOGIES FOR Councillors Gavin Ellis and Richard Watt.

ABSENCE:

221. DECLARATIONS OF INTEREST

No declarations of interest were submitted in terms of Standing Order No. 7.1.

222. CIVIC BUSINESS BULLETIN

There was circulated at the meeting a Civic Business Bulletin, a copy of which is appended as Appendix 1 to the minute.

223. MINUTE

The Provost, seconded by Councillor David Ross, moved that the minute of Fife Council meeting of 25th February, 2021 be approved.

Decision

The minute was approved.

224. MINUTES OF COMMITTEES AND SUB-COMMITTEES

The minutes of the undernoted Committees and Sub-Committees, as contained in the volume of minutes, were submitted for accuracy:-

(1)/

2021 FC 263

- (1) North East Planning Committee of 10th February, 2021.
- (2) Central and West Planning Committee of 17th February, 2021.
- (3) Policy and Co-ordination Committee of 18th February, 2021.
- (4) Environment, Finance and Communities Scrutiny Committee of 2nd February, 2021.
- (5) Education, Children's Services, Health and Social Care Scrutiny Committee of 9th February, 2021.
- (6) Standards and Audit Committee of 11th February, 2021.
- (7) Health and Social Care Integration Joint Board of 4th December, 2020.

Decision

The minutes were noted.

225. QUESTION TIME

In terms of Standing Order 1.7, the questions put by members to the meeting, the written answers and supplementary questions, are contained in Appendix 2 to the minute.

226. GENERAL FUND REVENUE BUDGET 2021 - 2024

In connection with the consideration of the General Fund Revenue Budget 2021/24, the Council considered the following papers:-

- (a) Local Government Finance Circular No. 1/2021 providing details of the provisional total funding allocations for each Council for the financial year 2021/22;
- (b) Report by the Executive Director (Finance and Corporate Services) advising members of the budget requirement for 2021/22, 2022/23 and 2023/24; providing a review of reserves, balances and risks and outlining the position in relation to Council Tax and Non-Domestic Rates; and
- (c) Administration's Revenue Budget Proposal 2021-2024.

Motion

Councillor Alexander, seconded by Councillor Craik, moved as follows:-

"That the Council:-

1. Approves the report by the Executive Director (Finance & Corporate Services) as detailed below and specifically:-

- (a)/

2021 FC 264

(a) notes the details of the settlement announced by the Scottish Government as outlined in Finance Circular 1/2021; the terms of the settlement as outlined in the letter from the Cabinet Secretary for Finance dated 28th January 2021;

(b) notes the terms of the Administration's Budget Statement

(c) agrees the Revenue Budget Proposal as set out in the annex to this motion, including the specific savings proposals which are designed to help enable investment in priorities (set out in Appendix 3 to the minute);

(d) notes an updated financial plan will be presented to members at Policy and Co-ordination Committee in September 2021 providing more clarity around the financial implications associated with reform and recovery from the COVID-19 pandemic

(e) authorises the Section 95 Officer to consider the most appropriate use of varying funding solutions including additional funding for COVID-19, fiscal flexibilities and corporate solutions relative to the Council's financial position in year."

Amendment 1

Councillor Tepp, seconded by Councillor Brett, moved the budget commentary for 2021-2024, as detailed in Appendix 4 to the minute.

Amendment 2

Councillor Dempsey, seconded by Councillor Manekshaw, moved the budget commentary for 2021-224, as detailed in Appendix 5 to the minute.

The meeting adjourned at 11.45am and reconvened at 11.55am.

Roll Call

For the Motion – 52 votes

Councillors David Alexander, Lesley Backhouse, Alistair Bain, David Barratt, John Beare, Ken Caldwell, Alistair Cameron, Ian Cameron, Alex Campbell, Rod Cavanagh, Bobby Clelland, Bill Connor, Altany Craik, Neil Crooks, Colin Davidson, John Docherty, Linda Erskine, Ian Ferguson, Derek Glen, David Graham, Fiona Grant, Sharon Green-Wilson, Gary Guichan, Garry Haldane, Jean Hall Muir, Judy Hamilton, Zoe Hisbent, Gordon Langlands, Helen Law, Jim Leishman, Rosemary Liewald, Carol Lindsay, Mary Lockhart, David MacDiarmid, Karen Marjoram, Alice McGarry, Lea McLelland, Derek Noble, John O'Brien, Ross Paterson, David Ross, Fay Sinclair, Ryan Smart, Kate Stewart, Alistair Suttie, Brian Thomson, Ann Verner, Andrew Verrecchia, Ross Vettraino, Craig Walker, Vikki Wilton and Jan Wincott.

For Amendment 1 – 7 votes

Councillors Tim Brett, James Calder, Linda Holt, Jane Ann Liston, Donald Lothian, Bill Porteous and Jonny Tepp.

For/

For Amendment 2 – 11 votes

Councillors Dave Coleman, Dave Dempsey, Mick Green, Andy Heer, Kathleen Leslie, Mino Manekshaw, Dominic Nolan, Tony Orton, Graham Ritchie, David J Ross and Darren Watt.

Decision

As there was a clear majority, the Motion was accordingly carried.

Councillor Suttie joined the meeting during consideration of the above item.

Councillor Kennedy left the meeting during consideration of the above item and was not present for the vote.

The meeting adjourned at 12.45pm and reconvened at 1.05pm.

227. CAPITAL INVESTMENT PLAN 2021 - 2031

The Council considered a report by the Executive Director (Finance and Corporate Services) providing information for consideration by members in setting a capital plan for 2021/2031.

Motion

Councillor David Ross, seconded by Councillor David Alexander, moved as follows:-

“That the Council -

(1) note the report by the Executive Director (Finance & Corporate Services) setting out the parameters within which the Capital Plan 2021-31 should be approved;

(2) note that the current assumptions around future funding levels will be kept under review;

(3) note the terms of the Administration’s Budget Statement in respect of Capital Investment;

(4) agree the revised capital plan 2021-31 as outlined in the annex to this motion (set out in Appendix 6 to the minute);

(5) authorises the Section 95 officer determine the most appropriate funding source for further investment;

(6) agree that a further review of the capital plan be carried out during 2022-23; and

(7) approve the prudential indicators outlined in the report.”

There/

There had been circulated, an amendment from the Liberal Democrat Group in relation to the Capital Investment Plan, however the Provost ruled that this was no longer competent as their amendment to the General Fund Revenue Budget had fallen.

Decision

The motion was agreed unanimously.

Councillor Holt left the meeting during consideration of the above item.

228. REVIEW OF GOVERNANCE ARRANGEMENTS

The Council considered a report by the Head of Legal and Democratic Services which provided members with an update on the review of the Governance Arrangements implemented following the Council decision of 6th August, 2020, as required in terms of that decision and the changes to the Financial Regulations agreed by Policy and Co-ordination Committee on 19th November, 2020.

Decision

The Council agreed:-

- (1) that Council and committee meetings would continue to be held remotely for the time being, subject to the exclusions set out in paragraph 2.3 of the report;
- (2) to delegate authority to the Chief Executive and the Group Leaders to review and, if necessary, alter the requirement to hold Council and committee meetings remotely after the summer recess; and
- (3) that the departures from the Financial Regulations set out in paragraph 2.5 and 2.6 of the report would continue to be effective until September, 2021.

229. BUSINESS BROUGHT FORWARD BY THE PROVOST AS A MATTER OF URGENCY

It was noted that there was no business to be brought forward under this item.

The Provost reminded members that the next meeting of Fife Council had been moved to 20th May, 2021.

THE FIFE COUNCIL - FIFE COUNCIL – REMOTE MEETING

11th March, 2021

10.00 a.m. – 10.50 a.m.

PRESENT: Councillors Jim Leishman (Convener), David Alexander, Lesley Backhouse, Alistair Bain, David Barratt, John Beare, Tim Brett, James Calder, Ken Caldwell, Alistair Cameron, Ian Cameron, Alex Campbell, Rod Cavanagh, Bobby Clelland, Dave Coleman, Bill Connor, Altany Craik, Neil Crooks, Colin Davidson, Dave Dempsey, John Docherty, Linda Erskine, Ian Ferguson, Derek Glen, David Graham, Fiona Grant, Mick Green, Sharon Green-Wilson, Gary Guichan, Garry Haldane, Jean Hall Muir, Judy Hamilton, Andy Heer, Zoe Hisbent, Linda Holt, Margaret Kennedy, Gordon Langlands, Helen Law, Kathleen Leslie, Rosemary Liewald, Carol Lindsay, Jane Ann Liston, Mary Lockhart, Donald Lothian, David MacDiarmid, Mino Manekshaw, Karen Marjoram, Alice McGarry, Lea McLelland, Derek Noble, Dominic Nolan, John O'Brien, Tony Orton, Ross Paterson, Bill Porteous, Graham Ritchie, David Ross, David J Ross, Fay Sinclair, Ryan Smart, Kate Stewart, Jonny Tepp, Brian Thomson, Ann Verner, Andrew Verrecchia, Ross Vettraino, Craig Walker, Darren Watt, Vikki Wilton and Jan Wincott.

APOLOGIES FOR Councillors Gavin Ellis and Richard Watt.

ABSENCE:

219. DECLARATIONS OF INTEREST

No declarations of interest were submitted in terms of Standing Order 7.1.

220. REVIEW OF COMMUNITY COUNCIL SCHEME – UPDATE ON BOUNDARY CONSULTATION AND PROPOSED SCHEME

The Council considered a report by the Head of Legal and Democratic Services which presented to members the responses received following the public consultation process undertaken for the review of the current Scheme of Establishment of Community Councils and Community Council boundaries.

Members were asked to agree a recommended response to the submissions received during the consultation process, finalise the Scheme document and confirm any changes in respect of Community Council boundaries.

Lochgelly/Benarty Boundary

Motion

Councillor/

2021 FC 260

Councillor Hamilton, seconded by Councillor Craik, moved as follows:-

“Propose that the Lochgelly Community Council Boundary (Appendix 5) is subject to a full review and that the council seeks independent advice and support to carry out this review.”

Amendment

Councillor Liewald, seconded by Councillor McLelland, moved as follows:-

“Fife Council upholds the decision which was taken by the Community & Housing Services Committee on 14th February, 2019. To note the results of the consultation exercise relating to the boundaries of Benarty and Lochgelly Community Councils; and confirm the boundary of Benarty and Lochgelly Community Councils as being the map of the original consultation version of the revised boundary. The lower of the two lines was accepted as the new boundary being closer to Lochgelly.

Council requests that the map showing the new boundary be uploaded to Fife Council’s website and both Community Councils be informed of this ratified decision within 21 days from this date.”

Roll Call

For the Motion – 28 votes

Councillors Tim Brett, James Calder, Alistair Cameron, Ian Cameron, Alex Campbell, Bobby Clelland, Altany Craik, Neil Crooks, Colin Davidson, Linda Erskine, David Graham, Gary Guichan, Garry Haldane, Judy Hamilton, Gordon Langlands, Helen Law, Jim Leishman, Mary Lockhart, Donald Lothian, Derek Noble, Ross Paterson, Bill Porteous, David Ross, Ryan Smart, Jonny Tepp, Brian Thomson, Andrew Verrecchia and Jan Wincott.

For the Amendment – 30 votes

Councillors David Alexander, Lesley Backhouse, Alistair Bain, David Barratt, John Beare, Ken Caldwell, Rod Cavanagh, Bill Connor, John Docherty, Ian Ferguson, Derek Glen, Fiona Grant, Sharon Green-Wilson, Jean Hall Muir, Zoe Hisbent, Linda Holt, Rosemary Liewald, Carol Lindsay, Jane Ann Liston, David MacDiarmid, Karen Marjoram, Lea McLelland, Alice McGarry, John O’Brien, Fay Sinclair, Kate Stewart, Ann Verner, Ross Vettraino, Craig Walker and Vikki Wilton.

Abstained – Councillors Dave Coleman, Dave Dempsey, Mick Green, Andy Heer, Margaret Kennedy, Kathleen Leslie, Mino Manekshaw, Dominic Nolan, Tony Orton, Graham Ritchie, David J Ross and Darren Watt.

Accordingly, the Amendment was carried.

St/

St Andrews/Cameron Boundary

Motion

Councillor Holt, seconded by Councillor Porteous, moved as follows:-

“Propose that the request by St Andrews CC to annex part of Cameron be rejected.”

The motion was agreed unanimously.

Decision

The Council:-

- (1) noted the consultation responses;
- (2) approved the changes to the Community Council boundaries, as set out in Appendix 1, with associated maps at Appendix 2 of the report;
- (3) noted the proposals for boundary changes which had been withdrawn, as set out in Appendix 3 of the report;
- (4) agreed that no further action be taken in respect of those proposals submitted by members of the public which were not supported by the affected Community Council(s) and ward members, as set out in Appendix 4 of the report;
- (5) agreed to uphold the decision of the Community and Housing Services Committee of 14th February, 2019 in relation to the boundary between Lochgelly and Benarty and to ensure that a map showing the revised boundary be made available on the Council’s website as soon as possible;
- (6) agreed that the boundary between St Andrews and Cameron remained unchanged; and
- (7) approved the revised Scheme of Establishment, Election Rules and associated documents, as set out in Appendix 10 of the report, be formally adopted by Fife Council; and
- (8) agreed that the revised Scheme of Establishment be promoted to Community Councils and made available through the Council’s website.

Fife Council Co-Leaders' Report

Thursday, 20th May, 2021

Much of the focus of elected members and many Council staff since the last Council meeting, has been on the Scottish Parliament elections. We would like to thank the Chief Executive as Returning Officer and all staff involved for organising and completing these elections in what have been extremely difficult conditions.

COVID 19

We continue to have regular meetings with the Chief Executive and Executive Director, Finance and Corporate Services to consider the impacts and the Council response to the Covid pandemic. We also meet on a weekly basis with the Director of Public Health to consider trends in the virus affecting Fife and the implications of government and health advice.

Like most of Scotland, the numbers and infection rate have reduced in Fife, even as we continue to open up more activities and restrictions are reduced. With a further lifting of restrictions from 17th May, there will be a further return of services but protective measures and care will still be necessary to ensure there isn't a resurgence of the virus in Fife.

RECOVERY

The Council has set out its overall approach to recovery, focusing in particular on tackling the impacts of poverty which has increased during the pandemic, supporting the recovery of the local economy and continuing to address the impacts of climate change. The Policy and Co-ordination Committee and Strategic Sub-Committees continue to consider aspects of the recovery programme in more detail.

The Policy and Co-ordination Committee has approved a new approach for passenger transport through a re-organised and expanded Fife Bus ring and ride service. The purchase of the new buses required and employment of additional staff will take some time but this will allow the new expanded service to start operating next year.

Policy and Co-ordination has also considered the future of community and leisure facilities, working closely with the Fife Sports and Leisure Trust, and a draft physical activity and sport strategy has been developed for further discussion and consultation with stakeholders and the general public.

The Council continues to distribute business support funding from government. A total of £133.5m has been paid out to 12,043 business applications over the course of the pandemic. The Council has used its discretionary funding to support over 1,600 local businesses with the equivalent of £6.4m.

There are continuing concerns about the impact on businesses and for unemployment when furlough comes to an end and business support schemes finish. The Council is taking numerous actions in conjunction with its partners to support employability, focusing in particular on young people and school leavers.

FLOODING AND ROADS

Fife has suffered from the impacts of flooding and the deterioration of our roads over the period of the pandemic due to both restrictions on operations and periods of severe weather, including significant intense rainfall in August 2020.

The Joint Administration committed significant additional funding in its budget this year to address these problems. Work has already started on both these issues but it will take some time to tackle the backlog of road repairs, particularly as it is hoped to make these permanent repairs rather than temporary solutions.

LEVENMOUTH RECONNECTED

Arrangements for the management of the £10m Levenmouth Reconnected programme, including community involvement, focussed on stimulating economic development in the Levenmouth area in conjunction with the Levenmouth Rail Link, are being put in place and the fund will be open for grant applications for eligible projects soon.

BIFAB

We are pleased that Harland and Wolff have taken over the former Bifab site in Methil and have obtained a sub-contract to provide subsea jackets for the NNg windfarm.

Councillors David Alexander and David Ross
Co-Leaders of Fife Council
Fife House, North Street, Glenrothes

11th May, 2021

20th May, 2021

Agenda Item No. 8

NOTICE OF MOTIONS

Report by: Morag Ferguson, Head of Legal and Democratic Services

Wards Affected: All

Purpose

In terms of Standing Order 8.1, the attached notice of motions have been submitted.

Recommendation(s)

Council is asked to consider the motions.

Resource Implications

Not applicable.

Legal & Risk Implications

Not applicable.

Impact Assessment

Not applicable.

Consultation

Not applicable.

Morag Ferguson
Head of Legal and Democratic Services
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Fife Council – 25th February, 2021 – Motions Update

Motion	Update
Motion 1 (agreed unanimously)	In progress.
Motion 2 (agreed unanimously)	On the work programme for Environment & Protective Services Sub-Committee meeting of 2 nd September, 2021.
Motion 3 (agreed unanimously)	Progressing with relevant services/organisations.
Motion 4 (amendment agreed)	In progress.
Motion 5 (conjoined motion agreed)	In progress.
Motion 6 (amendment 2 agreed)	In progress.
Motion 7 (agreed unanimously)	Covered in report to Education & Children's Services Sub-Committee of 11 th May, 2021

Motion 1

“Council:

- Notes that the public access booking system still remains in place at the various public-access recycling centres within Fife
- Notes the increased prevalence of fly-tipping and associated antisocial behaviour throughout Fife
- Notes the recent changes that require the public to provide personal information as part of a registration process, which is a pre-requisite for engaging with the aforesaid booking system
- Considers that a combination of things, such as the time delay that any booking system must necessarily introduce, together with the reluctance of some to 'unnecessarily' divulge personal information, may be a significant contributory factors in the surge in fly-tipping
- Considers that the conditions now, are materially different to those that first led to the introduction of the booking system for the management of demand for domestic waste recycling
- Asks officers to conduct a review with a view to either simplifying or, better still, totally removing the booking system for access to our recycling centres”

Proposed by Councillor Mino Manekshaw

Seconded by Councillor Dave Dempsey

Motion 2

“Council congratulates Perth and Kinross Council on their plans for a new primary school in Perth that will be constructed to Passivhaus Standard energy efficiency as this will be the first school in Scotland to be built to this standard.

Council asks that a report should come to the Assets and Corporate Services Sub Committee on the costs and benefits of building schools and other public buildings to this standard so that consideration can be given to new buildings in Fife being built in this way.”

Proposed by Councillor Jonny Tepp
Seconded by Councillor Tim Brett

Motion 3

Local Government Pay Claim

“Council endorses the views expressed by COSLA in relation to the SJC pay claim and notes:

1. The extraordinary lengths local government staff have gone to in order to maintain services and support individuals and communities over the course of the pandemic and expresses our appreciation of their continuing efforts;
2. The erosion of pay levels within local government over the past 13 years;
3. Our disappointment that the Cabinet Secretary for Finance twice declined the formal request to meet with COSLA Leaders to discuss funding of an enhanced pay offer to local government staff;
4. That based on the current local government settlement, councils across Scotland have indicated that an enhanced pay offer is unaffordable and would lead to cuts in services and jobs;
5. The concerns raised by the SJC local government trade unions, their rejection of the current pay offer and the urgency of a meeting with Scottish Government to discuss the funding of an enhanced offer.

Council resolves:

6. To write to the Scottish Government supporting COSLA’s request for additional baselined funding from Scottish Government to match the 4% offer to health staff (£168m) and non-recurring funding to make a £500 recognition payment to local government staff who have not received such a payment (£84m).”

Proposed by Councillor David Ross
Seconded by Councillor Ryan Smart

Motion 4

The Edinburgh Declaration on Biodiversity

“In line with the Council’s declaration of a climate emergency, Council believes that the global loss of biodiversity is a critical challenge linked inextricably to climate change. With their focus on place, local authorities play a critical role in helping deliver the actions required to address climate change and biodiversity loss.

Council notes that local authorities are therefore being invited to sign the Edinburgh Declaration before the next international summit for biodiversity COP 15 taking place in October. The Edinburgh Declaration is a statement calling on national governments to

adopt an ambitious post-2020 global biodiversity framework that includes devolved and local governments.

The declaration has been signed by the Scottish Government, COSLA and a range of other local authorities and bodies.

Council resolves to become a signatory to the Edinburgh Declaration for subnational governments, cities and local authorities on the post-2020 global biodiversity framework and note this decision to both Scottish Government and COSLA.”

Links:

[Edinburgh Declaration on post-2020 global biodiversity framework - gov.scot \(www.gov.scot\)](http://www.gov.scot/Edinburgh-Declaration-on-post-2020-global-biodiversity-framework)

[The Edinburgh Process for Subnational and Local Governments on the Development of the Post-2020 Global Biodiversity Framework \(www.gov.scot\)](http://www.gov.scot/The-Edinburgh-Process-for-Subnational-and-Local-Governments-on-the-Development-of-the-Post-2020-Global-Biodiversity-Framework)

Proposed by Councillor David Ross
Seconded by Councillor Gary Guichan