

THE INVERCLYDE COUNCIL – 29 JANUARY 2015

The Inverclyde Council

Thursday 29 January 2015 at 4pm

Present: Provost Moran, Councillors Ahlfeld, Brennan, Brooks, Campbell-Sturgess, Dorrian, Jones, Loughran, McCabe, McColgan, McCormick, McEleny, McIlwee, Nelson, Rebecchi, Shepherd and Wilson.

Chair: Provost Moran presided.

In attendance: Chief Executive, Corporate Director Inverclyde Community Health & Care Partnership, Corporate Director Education, Communities & Organisational Development, Corporate Director Environment, Regeneration & Resources, Head of Legal & Property Services, Chief Financial Officer and Corporate Communications Manager.

77 Apologies and Declarations of Interest

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Apologies for absence were intimated on behalf of Councillors Clocherty, Grieve and MacLeod.

No declarations of interest were intimated.

Prior to the commencement of business, Provost Moran referred to the recent death of former Councillor Dan Morrison. Councillor McCabe and Councillor Rebecchi paid tribute to Mr Morrison and, on behalf of the Council, expressed their condolences to Mr Morrison's family.

Those present then observed a minute's silence in memory of Mr Morrison.

78 Health & Social Care Integration Scheme

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There was submitted a report by the Head of Legal & Property Services seeking formal approval of the draft Integration Scheme produced by Inverclyde Council and NHS Greater Glasgow & Clyde as required by the Public Bodies (Joint Working) (Scotland) Act 2014.

Copies of the draft scheme as proposed following upon special meetings of the CHCP Sub-Committee and Health & Social Care Committee were circulated to Members.

Decided:

- (1) that approval be given to the Integration Scheme for the Inverclyde Health & Social Care Partnership for submission to the Scottish Government as required by the Public Bodies (Joint Working) (Scotland) Act 2014; and
- (2) that it be remitted to the Head of Legal & Property Services in consultation with relevant Officers to make such consequential adjustments to the Council's Standing Orders and Scheme of Administration and to the CHCP's Standing Orders for meetings as are required for the proper conduct of business in any transitional periods of integration pending formal, subsequent approval by the Council.

79 Greenock Arts Guild Ltd: The Beacon Arts Centre

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There was submitted a report by the Corporate Director Education, Communities & Organisational Development updating the Council on progress since the special meeting of the Policy & Resources Committee on 16 December 2014 of the request by Greenock Arts Guild Ltd (GAG) to the Council for additional financial support of up to £1.95M for the Beacon Arts Centre.

There were circulated copies of a letter from Ms Fiona Hyslop MSP, Cabinet Secretary for Culture, Europe and External Affairs, advising of Scottish Government support for the Beacon in the sum of £600,000 over the next three years. In view of this, the Corporate Director Education, Communities & Organisational Development asked Members to consider updated recommendations, copies of which were circulated.

Members then asked a number of questions which were answered by the Officers present.

It was then agreed in terms of Section 50(A)(4) of the Local Government (Scotland) Act 1973 as amended, that the public and press be excluded from the meeting during consideration of the following item on the grounds that the business involved the likely disclosure of exempt information as defined in paragraphs 4, 6 and 12 of Part I of Schedule 7(A) of the Act.

80 Appendices 1-5 relative to Agenda Item 3(a) on Greenock Arts Guild Ltd: The Beacon Arts Centre

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There were submitted appendices 1-5 relative to agenda item 3(a) on Greenock Arts Guild Ltd: The Beacon Arts Centre providing detailed information on key issues relating to the request to Inverclyde Council from Greenock Arts Guild Ltd for additional financial support for the Beacon Arts Centre including the Beacon's achievements to date, progress made by the Board of GAG on governance arrangements, GAG's business plan and financial management, financial information, and an options appraisal.

There were circulated copies of addendum to appendix 3 providing further detailed options appraisal information.

Following consideration of and discussion on the matters detailed in the appendices, the public and press were re-admitted to the meeting.

Decided:

- (1) that the Council note the progress by GAG on its (a) Business Plan and financial management and (b) Governance Review;
- (2) that the request from GAG for additional funding of £1.95M be noted;
- (3) that the update from Ms Fiona Hyslop MSP, Cabinet Secretary for Culture, Europe and External Affairs be noted;
- (4) that approval be given to option 3 as specified in Appendix 3 to the report;
- (5) that grant be made available to GAG in respect of the construction account for the Beacon in the total sum of £1.8M funded from the General Fund Reserve all subject to:
 - (a) the Scottish Government, as partner, contributing support funding of £600,000 as set out in the Cabinet Secretary's letter of 28 January 2015 with it being remitted to the Corporate Director Education, Communities & Organisational Development to finalise detailed terms and conditions;

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- (b) ri, as partner, contributing additional and separate support funding of £150,000 to meet the costs of outstanding works necessitated by the planning consent;
- (c) GAG and the Council agreeing a Head Lease and reciprocal Operating Lease to assist the continuity of provision of the Arts function at the Beacon;
- (d) a floating charge over trade fixtures and fittings and all moveable equipment within the Beacon being granted by GAG to the Council;
- (e) the completion and delivery of an irrevocable mandate from GAG to the Council of all net proceeds (after deduction of legal expenses as may be taxed by the Auditors of Court) arising from all or any of its construction related claims or insurances whatsoever for proportionate reimbursement amongst the Council, the Scottish Government and ri of the shares of their respective contributions to the £1.95M funding request;
- (f) GAG providing all necessary financial reports and access thereto as may be required for the information of the Council's Chief Financial Officer and providing to the Corporate Director Education, Communities & Organisational Development accurate and up-to-date reports and appraisals of any legal proceedings contemplated or in progress; and
- (g) continued commitment and assurances from GAG to complete and maintain the progress of its Governance Review:
all of the above conditions to be satisfactory to the Corporate Director Education, Communities & Organisational Development in consultation with the Chief Financial Officer and Head of Legal & Property Services and other relevant officers;
- (6) that the Council establish a significant earmark reserve of £750,000 to be utilised over a period of 8 years to address the risks associated with the Beacon's income stream as identified by the Chief Financial Officer;
- (7) that it be remitted to the Corporate Director Education, Communities & Organisational Development in consultation with relevant officers and with relevant officers of the Scottish Government and ri and any other funders to agree the detailed terms of this financial support for GAG and to report back on the outcome to the Education & Communities Committee in early course;
- (8) that approval be given to the virement of £50,000 per annum from the Grants to Voluntary Organisations budget to that of the Head of Inclusive Education, Culture and Corporate Policy as continuing revenue support, provided there is ongoing continuity of provision of services by GAG and subject to other appropriate conditions as determined by the Corporate Director Education, Communities & Organisational Development in consultation with relevant officers; and
- (9) that it be remitted to the Corporate Director Education, Communities and Organisational Development to report further to the Council on the Council's representation at Board level on GAG as soon as the new governance arrangements are assessed as satisfactory.