

Minute of Special Meeting

Finance, Resources and Customer Services Policy Board

Date	Time	Venue
Tuesday, 13 December 2022	09:30	Remote by MS Teams,

Present: Councillor Fiona Airlie-Nicolson, Councillor Alison Ann-Dowling, Councillor Jacqueline Cameron, Provost Lorraine Cameron, Councillor Michelle Campbell, Councillor Graeme Clark, Councillor Audrey Doig, Councillor Chris Gilmour, Councillor Edward Grady, Councillor Neill Graham, Councillor Bruce MacFarlane, Councillor David McGonigle, Councillor Iain Nicolson, Councillor John Shaw

Chair

Councillor Shaw, Convener, presided.

In Attendance

S Quinn, Director of Children's Services; B Lambert, Corporate Procurement Manager, L Gillan, Strategic Commercial Category Manager, J Tannock, Assistant Category Manager and D McLavin, Communications Officer (all Chief Executive's); J Calder, Head of Service (Early Years & Broad General Education) (Children's Services); and J Lynch, Head of Property Services, G Dickie, Partnering & Commissioning Manager, D Pole, End User Technician, D Low, Democratic Services Manager, P Shiach, Senior Committee Services Officer and D Cunningham Assistant Committee Services Officer (all Finance & Resources).

Webcasting of Meeting

Prior to the commencement of the meeting the Convener intimated that this meeting of the Policy Board would be webcast live and would be available to view on the Council's website.

Apology

Councillor Mullin.

Declarations of Interest

There were no declarations of interest intimated prior to the commencement of this meeting.

1 **Dargavel Primary School Temporary Modular Buildings – Contract Authorisation Report (RC-CPU-22-158)**

There was submitted a joint report by the Chief Executive and the Director of Finance & Resources relative to the award of a contract for Dargavel Primary School Temporary Modular Buildings (RC-CPU-22-158) to Portakabin Limited.

DECIDED:

(a) That the Head of Corporate Governance be authorised to award the contract for the Dargavel Primary School Temporary Modular Buildings (RC-CPU-22-158) in accordance with the Scottish Procurement Alliance (SPA) Framework for Design, Supply and Installation of Permanent and Temporary Modular Buildings (reference MB2) Lot 2 Workstream 1 (UKM8 WS1 Project Value Band £500k - £3 million) requirements to Portakabin Limited;

(b) That the Tendered Contract Sum of £1,722,641 excluding VAT be approved;

(c) That it be noted that it was anticipated that the Contract would commence on 19 December 2022. The date for possession of the site was 28 June 2023, and the date of completion of the works was 5.5 weeks from the date of possession of the site, and the completion date was 7 August 2023; and

(d) That it be noted that that the contract required the provision of a Performance Bond and Collateral Warranties.

Minute of Special Meeting Placing Requests and Exclusions Appeals Panel

Date	Time	Venue
Tuesday, 13 December 2022	10:00	Remote via Microsoft Teams,

Present: Councillor Alison Ann-Dowling, Councillor Stephen Burns, Mrs Elaine Knox

Chair

Councillor Burns, Convener, presided.

In Attendance

D Briggs, Senior Solicitor (Litigation and Advice), E Gray and P Shiach, both Senior Committee Services Officers and D Cunningham, Assistant Committee Services Officer (all Finance & Resources).

Declarations of Interest

There were no declarations of interest intimated prior to the commencement of the meeting.

EXCLUSION OF PRESS AND PUBLIC

The Appeals Panel resolved that the press and public be excluded from the meeting during consideration of the following item of business as it was likely, in view of the nature of the business to be transacted, that if members of the press and public were present there would be disclosure to them of exempt information as defined in paragraph 1 of Part I of Schedule 7A of the Local Government (Scotland) Act 1973.

Adjournment

The meeting adjourned at 10.08 am and reconvened at 11.00 am.

1 **Gryffe High School - Appeal against Refusal of a Placing Request - GHS 22/08**

Consideration was given to an appeal against the refusal of a placing request at Gryffe High School.

All participants had been invited to attend virtually by means of MS Teams. C Adam, Senior Solicitor (Finance and Resources), K Christie, Headteacher of Gryffe High School, G Crawford, Depute Head Teacher of Paisley Grammar School and A Gallagher, Resource Manager (all Children's Services), representing the Education Authority, were invited to attend the meeting.

The appellants in relation to appeal GHS 22/08, were invited into the meeting.

The Senior Solicitor (Litigation & Advice) outlined the procedure to be followed in hearing the appeal.

C Adam then presented the case for the Education Authority and led evidence from K Christie, G Crawford and A Gallagher in relation to the circumstances surrounding the refusal of the placing request.

The appellants in relation to appeal GHS 22/08 then presented their case.

Each side having been given the opportunity to cross examine and sum up, were thanked for their attendance and left the hearing.

DECIDED: That one or more of the grounds of refusal specified in Section 28(A) (3) and (3A) of the Education (Scotland) Act 1980 existed and that in all the circumstances, it was appropriate to confirm the Education Authority's decision and that the appeal be not upheld. This was agreed by a majority decision.