

LEGAL AND DEMOCRATIC SERVICES

COMMITTEE DECISION SHEET

COUNCIL - WEDNESDAY, 18 DECEMBER 2013

Please let the Committee Officer know as soon as possible if you do not agree with any action proposed in this decision sheet. These are decisions of the Committee and there is an expectation that action will be taken. If for any reason it is apparent that you will not be able to act on these instructions in full or in part or that there will be a delay, please let the Committee Officer know as it may be necessary to advise the Committee or seek further instructions from the Committee.

	Item Title	Committee Decision	PBB Option Affected	Services Required to take action	Officer to Action
1	<u>Members are requested to agree that any exempt business on this agenda be considered with the press and public excluded</u>	<u>The Committee resolved:-</u> in terms of Section 50(A)(4) of the Local Government (Scotland) Act 1973, to exclude the press and public from the meeting during consideration of items 8(a) and 8(b) so as to avoid disclosure of exempt information of the classes described in paragraphs 1 and 6 of Schedule 7(A) of the Act.			
2	<u>Requests for Deputations</u>	<u>The Committee resolved:-</u> None received.			
3(a)	<u>Minute of Meeting of Council of 31 October 2013 - for approval (circulated separately)</u>	<u>The Committee resolved:-</u> to approve the minute.			
3(b)	<u>Minute of Meeting of Urgent Business Committee of 2 December 2013 - for approval</u>	<u>The Committee resolved:-</u> to approve the minute.			

	Item Title	Committee Decision	PBB Option Affected	Services Required to take action	Officer to Action
4(a)	<u>Business Statement</u>	<u>The Committee resolved:-</u> (i) to note that a report on item 7 (Standing Orders on Contracts and Procurement) would be submitted to the Council meeting on 5 March 2014; and (ii) otherwise to note the business statement.			
4(b)	<u>Motions List</u>	<u>The Committee resolved:-</u> to note the motions list.			
4(c)	<u>Minute of Meeting of City Centre Regeneration Board of 2 December 2013 - for information</u>	<u>The Committee resolved:-</u> to note the minute.			
5(a)	<u>Planning Development Management Committee of 28 November 2013 - Aberdeen Art Gallery, Schoolhill - Internal alterations, demolition and extension</u>	<u>The Committee resolved:-</u> to approve the application, in accordance with the recommendations contained within the report, and that an extra condition be added that the downtakings from the internal staircase be preserved so that it could be incorporated into a future project thus preserving it for the city.			

	Item Title	Committee Decision	PBB Option Affected	Services Required to take action	Officer to Action
6(a)	<p><u>Annual Report on the 2012/13 Audit - Referred by Audit and Risk Committee of 20 November 2013</u></p> <p>Hard copies of the final audited 2012/13 accounts have been circulated to members previously.</p> <p>The final audited 2012/13 accounts are also available via the Council website at the following link:- http://www.aberdeencity.gov.uk/council_government/performance/financial_information/ctx_FinInfo_Home.asp</p>	<p><u>The Committee resolved:-</u></p> <p>(i) to approve the audited accounts for the period 1 April 2012 to 31 March 2013;</p> <p>(ii) to thank the relevant officers and the external auditor for their work; and</p> <p>(iii) to note the annual report on the 2012/13 audit.</p>			
6(b)	<p><u>Invitation to the Secretary of State for Scotland - Report by Chief Executive</u></p>	<p><u>The Committee resolved:-</u></p> <p>(i) to note the report; and</p> <p>(ii) to note that the Leader of the Council had met with the Secretary of State for Scotland the previous day and that it had been a successful meeting.</p>			
6(c)	<p><u>Review of Polling Districts and Polling Places - Report by Chief Executive</u></p>	<p><u>The Committee resolved:-</u></p> <p>(i) that no changes to polling districts be made; and</p> <p>(ii) to approve the list of polling places appended to the report subject to power being delegated to the Head of Service, Office of Chief Executive, in consultation with Group Leaders, to replace Middleton Park Primary School</p>			

	Item Title	Committee Decision	PBB Option Affected	Services Required to take action	Officer to Action
		with the Jesmond Centre on a permanent basis providing the financial implications of doing so were minimal.			
6(d)	<u>HMP Grampian Visiting Committee Appointments - Report by Director of Corporate Governance</u>	<p><u>The Committee resolved:-</u></p> <p>(i) to accept the proposal from the Scottish Prison Service and appoint the following six existing members to serve on HMP Grampian Prison Visiting Committee:</p> <ul style="list-style-type: none"> • Councillor Allan (elected member) • Councillor Donnelly (elected member) • Councillor Forsyth (elected member) • Rae Ingham (lay member) • Eileen Lawson (lay member) • Bill Stark (lay member); and <p>(ii) to write to the Council's lay members of the disbanded Visiting Committees for Aberdeen and Peterhead Prisons thanking them for their service.</p>			
6(e)	<u>Consultation on the Draft Public Services Reform (Prison Visiting Committees) (Scotland) Order 2014 - Report by Director of Corporate Governance</u>	<p><u>The Committee resolved:-</u></p> <p>to instruct officers to submit the proposed response to the Scottish Government by the deadline of 31 January 2014.</p>			

	Item Title	Committee Decision	PBB Option Affected	Services Required to take action	Officer to Action
6(f)	<u>Corporate Business Plan Performance Report - Report by Director of Corporate Governance</u>	<u>The Committee resolved:-</u> to note the content of the report, the values for the performance indicators contained within the scorecard and the commentary detailing progress towards achievement of the Council's strategic priorities and corporate outcomes.			
6(g)	<u>Reorganisation of Aberdeen City Council Charitable Trusts - Report by Director of Corporate Governance</u>	<u>The Committee resolved:-</u> to approve the proposed second tranche of the reorganisation of the Charitable Trusts as outlined in the report and at Appendix A.			
6(h)	<u>Aberdeen City Council Charitable Trusts Annual Report 2012/13 - Report by Director of Corporate Governance</u>	<u>The Committee resolved:-</u> to approve the following information for submission to the Office of Scottish Charities Register (OSCR):- (i) Trustees' Report and Accounts in respect of the Lands of Torry as detailed at Appendix A to the report; (ii) Trustees' Report and Accounts in respect of the Lands of Skene as detailed at Appendix B to the report; (iii) Trustees' Report and Accounts in respect of the Education Endowment Investment Trust as detailed at Appendix C to the report; and (iv) Trustees' Report and Accounts in respect of those trusts with income under £100,000 per annum not included in (i) to (iii) above, as detailed at Appendix D to the report.			

	Item Title	Committee Decision	PBB Option Affected	Services Required to take action	Officer to Action
6(i)	<u>Pensions Panel Membership - Remit from Pensions Panel of 25 November 2013</u>	<u>The Committee resolved:-</u> to approve the recommendation that the Pensions Panel be increased to five elected members (one member per group), and that the additional member be Councillor Donnelly.			
6(j)	<u>Camping in Designated Areas Byelaw - Report by Director of Corporate Governance</u>	<u>The Committee resolved:-</u> (i) to note the report; and (ii) to approve the indicative timeline.			
6(k)	<u>Street Begging - Joint report by Director of Housing and Environment and Director of Corporate Governance</u>	<u>The Committee resolved:-</u> (i) to approve the wording of the byelaw as set out in the appendix to the report; (ii) to approve the designated area as set out in the appendix to the report; and (iii) to instruct officers to take all necessary steps to complete the statutory process to seek confirmation of the byelaw from the Scottish Government.			
6(l)	<u>Draft Housing Revenue Account (HRA) Budget and Housing Capital Budget 2014/15 to 2018/19 - Joint report by Director of Corporate Governance and Director of Housing and Environment - Referred by Finance, Policy and Resources Committee of 5 December 2013</u>	<u>The Committee resolved:-</u> (i) to approve the budget as amended by the administration proposals; (ii) to set the weekly unrebated rents for municipal houses to increase by 3.5% from Monday 7 April 2014; (iii) to approve the capital to be financed from current revenue (CFCR) contribution of £21,924,000; (iv) to continue to increase the level of			

	Item Title	Committee Decision	PBB Option Affected	Services Required to take action	Officer to Action
		<p>working balances to 10% to meet future contingencies;</p> <p>(v) to agree the continuation of the practice that all capital receipts, from the disposal of Council houses under right to buy, continue to be used to repay debt for 2014/15 and future years;</p> <p>(vi) to approve the level of miscellaneous rents and service charges, including Heat with Rent as detailed in Appendix 1 to the report;</p> <p>(vii) to set a capital programme for the financial year 2014/15 based on the rent strategy adopted as well as the indicative level of programme for the financial years 2015/16 and 2018/19;</p> <p>(viii) in order for work to commence on the capital programme, to approve as estimated expenditure in terms of Standing Order 1(3) (of the Council's Standing Orders relating to Contracts and Procurement) the sums shown against each heading of the Housing Capital Expenditure budget set out in Appendix 1 to the report; and</p> <p>(ix) to authorise the Director of Housing and Environment to undertake or instruct appropriate procedures to procure the works referred to in Appendix 1 for the capital programme and award contracts relating thereto.</p>			

	Item Title	Committee Decision	PBB Option Affected	Services Required to take action	Officer to Action
6(m)	<u>School Server Refresh and Rationalisation - Report by Director of Education, Culture and Sport - Deferred by Finance, Policy and Resources Committee of 5 December 2013</u>	<u>The Committee resolved:-</u> to grant approval to spend capital and revenue from existing budgets as described in the report.			
6(n)	<u>Sistema Scotland and Aberdeen - Report by Chief Executive</u>	<u>The Committee resolved:-</u> (i) to enter into a long term partnership with Sistema Scotland; (ii) to invest up to 75% of the funding of a “Big Noise” Centre in Torry for a minimum period of six years, in line with the overall budget outline therein; (iii) to support Sistema Scotland to identify and secure the remaining 25% of the required funding from local and national sources; (iv) to work together with Sistema Scotland to develop, deliver and manage the “Big Noise” centre in the Torry Associated School Group, with appropriate governance and operational arrangements, roles and responsibilities to be agreed; (v) in terms of the framework agreed in (iv) above, to facilitate the development through appropriate staff support, use of property and spaces, and in giving access to pre-school and primary school pupils during the school day; (vi) that Sistema Scotland’s operation			

	Item Title	Committee Decision	PBB Option Affected	Services Required to take action	Officer to Action
		<p>would be an integral aspect of the Council's regeneration work in Torry;</p> <p>(vii) that a subsequent report be brought to Council, which would include the business plan, financial costings, asset and other implications; and thereafter reports be submitted to the Education, Culture and Sport, Enterprise, Strategic Planning and Infrastructure, Housing and Environment and Social Care, Wellbeing and Safety Committees, to ensure that the introduction of a "Big Noise" Centre in the city, its principles and experience could be integrated in other aspects of the Council's work;</p> <p>(viii) that a financial contribution be included within the Council's General Fund budget for 2014/15 as reported to the Finance, Policy and Resources Committee of 5 December 2013;</p> <p>(ix) to instruct officers to explore the possibility of funds generated by the Lands of Torry being made available towards the costs to be met by the Council for the project; and</p> <p>(x) to request officers to notify members of the number of pupils in the Torry Associated School Group who would be involved.</p>			

	Item Title	Committee Decision	PBB Option Affected	Services Required to take action	Officer to Action
6(o)	<u>City Centre Regeneration Board - Report by Chief Executive</u>	<p><u>The Committee resolved:-</u></p> <ul style="list-style-type: none"> (i) that the up to £750,000 cost of the proposed masterplan for the city centre be underwritten from the financing set aside for the City Centre Infrastructure Fund; (ii) that funding contributions towards the costs be sought from partners including Scottish Enterprise, the Robert Gordon University, the University of Aberdeen and from the private sector in the city; (iii) to instruct officers to discuss development options for the Denburn Valley with Network Rail within the context of a masterplan for the city and that discussions be undertaken with relevant organisations and companies on the potential for a light transport system for the city; (iv) to instruct officers to confirm to the Wood Family Trust that as a masterplan was to be developed for the city centre as part of the delivery of the Strategic Infrastructure Plan, it was not currently possible for the Council to provide the Trust with the clear indication it sought in relation to the design criteria stipulated as part of its proposed funding offer towards the costs of a city centre project; and (v) affirm its desire to deliver a transformational regeneration of the city centre with proposals to be developed through the City Centre 			

	Item Title	Committee Decision	PBB Option Affected	Services Required to take action	Officer to Action
		Regeneration Board masterplan and instruct officers to continue discussions with potential external funders, including the Wood Family Trust as this process developed.			
7(a)	<p><u>Councillor Townson</u></p> <p>“This Council commends Aberdeen Domestic Abuse Partnership in its work to eliminate violence/abuse towards women in relationships and further deplores the commercial sexual exploitation of women especially for the purpose of prostitution and Council recognises the abhorrence of human trafficking to meet the demand within the 'sex industry'. Council also recognises that both sexes can be victims of abuse and commercial sexual exploitation and whilst acknowledging that much good work is already being done instructs officers to research and establish an appropriate education programme to be delivered in academies within the city to increase awareness, change attitudes and guard against the dangers of ever increasing</p>	<p><u>The Committee resolved:-</u> to refer the motion to the Education, Culture and Sport Committee.</p>			

	Item Title	Committee Decision	PBB Option Affected	Services Required to take action	Officer to Action
	access to extreme pornographic material via the internet.”				
7(b)	<u>Councillor Greig</u> “That this Council agrees that Fire and Police Control Rooms should be retained in Aberdeen.”	<u>The Committee resolved:-</u> to approve the terms of the motion.			
7(c)	<u>Councillor Greig</u> “That this Council writes to the Chief Constable to request the full details of the revenue and capital budgets allocated to Aberdeen City Divison in 2013/14 and for the details of the proposed budget for 2014/15. This includes a specific request to ensure that officer and staff numbers in terms of headcount and FTEs are also included in the figures.”	<u>The Committee resolved:-</u> (i) to approve the terms of the motion; and (ii) to write in similar terms to the Chief Fire Officer in relation to the Scottish Fire and Rescue Service’s budget allocations to Aberdeen City.			
7(d)	<u>Councillor Greig</u> “That this Council agrees to allocate £20,000 from the Common Good Fund towards work being undertaken by the Council to maintain and upgrade the Queen Mother Rose Garden in Hazlehead.”	<u>The Committee resolved:-</u> that the motion be considered as part of the budget process.			

	Item Title	Committee Decision	PBB Option Affected	Services Required to take action	Officer to Action
7(e)	<p><u>Councillors Crockett, Boulton and Forsyth</u></p> <p>“Council:-</p> <p>Notes Scotland’s future will be determined by a public referendum on 18th September 2013.</p> <p>Notes the Smarter Aberdeen vision adopted by Council, which recognises that Aberdeen is stronger now and will grow even stronger in the future - economically, politically, and socially - as a partner within the United Kingdom.</p> <p>Agrees that the United Kingdom has served Scotland and its people well for over 300 years and that Scotland enjoys the best of both worlds - a parliament making decisions over health and education, plus strength of being part of a wider United Kingdom with real economic clout and the most professional armed forces in the world.</p> <p>Agrees that the 670 page White Paper issued by the SNP Scottish Government fails to</p>	<p><u>The Committee resolved:-</u> to approve the terms of the motion.</p>			

	Item Title	Committee Decision	PBB Option Affected	Services Required to take action	Officer to Action
	<p>provide the facts and answers promised to the Scottish people and instead produces the usual assertion, assumption and uncosted promises which fail to address the needs, aspirations and central questions of hard working Scottish people.</p> <p>Agrees that it is disappointing that there are pledges made in the White Paper which the Scottish Government already has the power to implement, such as childcare provision.</p> <p>Agrees that there is nothing in the White Paper to justify the break up of a country that has been built up over 300 years of shared endeavour and that Aberdeen City Council should actively engage with the local residents it represents to ensure they are fully informed of the potential impact on Council services which many local people depend on before the referendum on 18th September.</p> <p>Instructs the Chief Executive to write to the Secretary of State for Scotland inviting him to provide a written response to the Scottish Government's White Paper and</p>				

	Item Title	Committee Decision	PBB Option Affected	Services Required to take action	Officer to Action
	thereafter make a copy of the Secretary of State for Scotland's response to the White Paper available to the public."				
7(f)	<p><u>Councillor Graham</u></p> <p>"This Council is delighted to acknowledge the award of the Purple flag given to Aberdeen City.</p> <p>This Council further recognises this award would not have been possible without the hard work and co-operation of local police, Unight, Aberdeen Inspired, Aberdeen Street Pastors, Safer Aberdeen and the Aberdeen and Grampian Chamber of Commerce.</p> <p>This Council has worked closely with a range of organisations in the public and third sectors, as well as city centre businesses and retailers, to achieve this and this Council would like to pay tribute to everyone who has helped make this a reality. This is an outstanding example of individuals and organisations working together for the greater good of the community."</p>	<p><u>The Committee resolved:-</u> to approve the terms of the motion.</p>			

	Item Title	Committee Decision	PBB Option Affected	Services Required to take action	Officer to Action
8(a)	<u>Minute of Meeting of Social Work Complaints Review Committee of 23 October 2013</u>	<u>The Committee resolved:-</u> to approve the recommendations contained within the minute.			
8(b)	<u>Premises at 132 Wellington Road - Oral Report by Director of Enterprise, Planning and Infrastructure</u>	<u>The Committee resolved:-</u> to note that a report would be submitted to the next meeting of the Property Sub Committee.			

Should you require any further information about this agenda, please contact Martyn Orchard, tel. (52)3097 or email morchard@aberdeencity.gov.uk