

LEGAL AND DEMOCRATIC SERVICES

COUNCIL DECISION SHEET

COUNCIL - WEDNESDAY, 25 JUNE 2014

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 Council 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 Council or seek further instructions from Council.

	Item Title	Council Decision	Services Required to take action	Officer to Action
1	<u>Admission of Burgesses</u>	Not applicable.		
2	<u>Members are requested to agree that any exempt business on this agenda be considered with the press and public excluded</u>	<u>The Council 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 9(a), 9(b) and 9(c) so as to avoid disclosure of exempt information of the classes described in paragraphs 1, 6, 9 and 10 of Schedule 7(A) of the Act.		
3	<u>Requests for Deputations</u>	None received.		
4(a)	<u>Minute of Meeting of Council of 14 May 2014 - for approval (circulated separately)</u>	<u>The Council resolved:</u> to approve the minute.		

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5(a)	<u>Business Statement</u>	<u>The Council resolved:</u> to note the business statement.		
5(b)	<u>Motions List</u>	<u>The Council resolved:</u> to note the motions list.		
5(c)	<u>Minutes of Meetings of City Centre Regeneration Board of 12 May and 11 June 2014 - for information</u>	<u>The Council resolved:</u> to note the minutes.		
7(a)	<u>Polling Places at the Scottish Independence Referendum</u>	<u>The Council resolved:</u> to note the polling scheme established for the Scottish Independence Referendum.	Office of Chief Executive	Ciaran Monaghan
7(b)	<u>Appointments</u>	<u>The Council resolved:</u> (i) that Councillor Laing replace Councillor Crockett on the following bodies: <ul style="list-style-type: none"> • Aberdeen Business Improvement District Board • Aberdeen City and Shire Economic Future • Aberdeen City Centre Association • Aberdeen Torshavn Commission • Community Planning Aberdeen Board • University of Aberdeen University Court; 	Office of Chief Executive Corporate Governance	Ciaran Monaghan Martyn Orchard

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		(ii) to note that Councillor Laing had replaced Councillor Crockett on the following: <ul style="list-style-type: none"> • City Centre Regeneration Board • Transitional Leadership Group for Integration; and (iii) that Councillor Thomson replace Councillor Forsyth on the City Centre Regeneration Board.		
7(c)	<u>"Legal Highs" - Motion by Councillor Thomson</u>	<u>The Council resolved:</u> (i) to note the briefing note provided; and (ii) to instruct the Chief Executive to send a copy of the briefing note to the UK and Scottish Governments following the original letter to them as part of the terms of the motion.	Office of Chief Executive	Ciaran Monaghan
7(d)	<u>Street Begging Update</u>	<u>The Council resolved:</u> (i) to note the decision of the SNP Scottish Government to reject the request for the Prohibition of Begging in Designated Area Byelaws 2014 as set out in the letter dated 20 June 2014; (ii) in light of the response from the Scottish Government declining to support a proposed byelaw, to instruct officers to develop alternative sustainable solutions to the use of the proposed byelaw working in partnership with Police Scotland and	Corporate Governance Community and Infrastructural Services	Alyson Mollison Pete Leonard

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		(iii) other appropriate stakeholders; and to instruct the Chief Executive to write to the appropriate Scottish Minister seeking financial and non-financial support to develop sustainable solutions to tackle street begging.	Office of Chief Executive	Angela Scott
7(e)	<u>Camping in Designated Places Update</u>	<u>The Council resolved:</u> to note the report.	Corporate Governance	Alyson Mollison
7(f)	<u>AWPR/B-T Governance and Approvals Process</u>	<u>The Council resolved:</u> (i) to note the governance and approvals processes outlined therein; (ii) to delegate to the Chief Executive, or her nominated representative, the approval of Independent Project Assurance Model (IPAM 4) Key Stage Review; and (iii) to note the revised process for execution of the NPD Contract Documents (namely, the NPD Contract, the various direct agreements with sub-contractors and the Lender's Direct Agreement) by the Council in its capacity as Agent of the Scottish Ministers for the AWPR/B-T Project in accordance with Article 1(8) of the revised Standing Orders relating to Contracts and Procurement.	Community and Infrastructural Services	John Wilson/ Alun Williams

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7(g)	<u>Legal Services Restructure - Update</u>	<u>The Council resolved:</u> to note with disappointment that the new structure has only been operational for a few months. In light of the delay in implementing the new structure and the insufficiency of evidence from services that they are satisfied with the new structure and the quality of service being provided, to instruct the Director of Corporate Governance to report back to Council at its December 2014 meeting providing evidence of levels of customer satisfaction and the financial outturn in terms of expenditure on external legal resources.	Corporate Governance	Ewan Sutherland/ Jane MacEachran
7(h)	<u>Establishment of a Shadow Integration Joint Board</u>	<u>The Council resolved:</u> (i) that a Shadow Integration Joint Board be established from 1 October 2014; (ii) that the core membership of the Shadow Integration Joint Board be confirmed as the membership of the Transitional Leadership Group, or substitute members as determined by each partner, with the expectation that all members with voting rights representing NHS Grampian Board be non-executive Directors; (iii) that the Shadow Integration Joint Board have the authority to extend its non-voting membership as necessary; and (iv) that the Council and NHS Grampian Board agree to receive a report on the	Social Care and Wellbeing	Liz Taylor

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		remit of the Shadow Integration Joint Board.		
7(i)	<u>Chief Officer - Adult Health and Social Care - Joint Appointment</u>	<p><u>The Council resolved:</u></p> <ul style="list-style-type: none"> (i) to establish an Appointment Panel comprising 10 members (5 Council elected members (3 Administration and 2 Opposition), including the Leader of the Council to Chair the Panel and 5 Directors of NHS Grampian), to appoint to the vacant post of Chief Officer - Adult Health and Social Care, and that the 5 NHS Grampian Directors be co-opted to the Appointments Panel with full voting rights; (ii) to delegate powers to the Appointment Panel to agree all matters relating to the recruitment process, including role profile, person specification and salary; (iii) that in respect of the timescale for the recruitment process, that powers be delegated to relevant officers to finalise this timeline, in consultation with the Chair of the Panel; (iv) to appoint external recruitment consultants for the purposes of supporting the recruitment to the above post where appropriate; (v) to invoke Standing Order 1(6)(a) of the Council's Standing Orders relating to Contracts and Procurement to dis-apply the requirements of Standing 	Corporate Governance	Jeff Capstick

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		<p>Order 5, thereby allowing a contract to be entered into with the recruitment consultants to support the recruitment process for this post, without the need to undertake a competitive tendering exercise; and</p> <p>(vi) to approve the estimated expenditure associated with these recruitment exercises, which is estimated to be no more than £50,000, and that these costs be equally shared between the Council and NHS Grampian and that the Council's contribution toward these costs be met from contingencies.</p>		
7(j)	<p><u>Joint Inspection of Services for Children and Young People in the Aberdeen City Community Planning Partnership Area</u></p>	<p><u>The Council resolved:</u></p> <p>(i) to note the process of the Joint Inspection;</p> <p>(ii) to request that a briefing to elected members take place; and</p> <p>(iii) to instruct the Chief Executive to bring a report to Council setting out progress and recommendations from the scrutiny process.</p>	<p>Education and Integrated Children's Services</p>	<p>Susan Devlin</p>
8(a)	<p><u>Councillor Laing</u></p> <p>“Aberdeen City Council asks all people and organisations with any influence to work to make certain that:-</p> <p>(1) All possible efforts and appropriate</p>	<p><u>The Council resolved:</u></p> <p>to approve the terms of the motion.</p>		

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	<p>resources are offered and used to guarantee that the female children abducted from their schools in Nigeria are returned home safely to their families and their school; and</p> <p>(2) All children no matter their gender, ethnicity, race, disability, religious beliefs or sexual orientation have the right to be educated, and to enjoy that right of education free from fear or any other interference.”</p>			
8(b)	<p><u>Urgent Motion by Councillor McCaig</u></p> <p>“Aberdeen City Council expresses its shock and concern that a young man who was raised in Aberdeen is reportedly involved with ISIS militants and has featured in their recruitment videos.</p> <p>The Council welcomes the huge and enriching contribution made to the city by the Bangladeshi and wider Muslim communities and believes that at times such as this it is important that the whole city comes together in a spirit of peace, unity and solidarity to ensure that the actions of an individual are not used as a breeding ground for intolerance.”</p>	<p><u>The Council resolved:</u></p> <p>(i) to approve the terms of the motion; and</p> <p>(ii) to request that the Lord Provost write to Muslim community leaders in relation to the motion.</p>	Office of Chief Executive	Beverley Graham

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9(a)	<u>City Centre Regeneration Board Update and City Centre Masterplan and Delivery Programme</u>	<u>The Council resolved:</u> (i) to note the work of the City Centre Regeneration Board; (ii) to approve the proposed nine month programme for the preparation of the City Centre Masterplan and Delivery Programme; and (iii) to approve the outcome of the evaluation process and the appointment of Tenderer B, in line with the recommendation of the City Centre Regeneration Board.	Community and Infrastructural Services	Andrew Win/ Sandy Beattie
9(b)	<u>Marischal Square - Hotel Operator Update - referred by Marischal Square Working Group on 23 June</u>	<u>The Council resolved:</u> (i) to note the content of the report; and (ii) to instruct the Head of Legal and Democratic Services and the Head of Asset Management and Operations to conclude the terms of the Hotel Management Agreement, reflecting all necessary terms to protect the Council's interest.	Community and Infrastructural Services Corporate Governance	Hugh Murdoch/ Stephen Booth Jane MacEachran
9(c)	<u>Minute of Meeting of Social Work Complaints Review Committee of 21 May and 6 June 2014 - for approval</u>	<u>The Council resolved:</u> to approve the minute and recommendations contained therein.	Social Care and Wellbeing Corporate Governance	Liz Taylor Vikki Cuthbert/ Allison Swanson

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