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To: Councillor Boulton, Convener; Councillor Lumsden, Vice Convener; and Councillors Jackie Dunbar, Graham, Laing, McLellan, Nicoll, Sellar and Yuill.

Town House,
ABERDEEN 11 March 2019

CAPITAL PROGRAMME COMMITTEE

The Members of the **CAPITAL PROGRAMME COMMITTEE** are requested to meet in **Committee Room 2 - Town House** on **TUESDAY, 19 MARCH 2019 at 2.00 pm.**

FRASER BELL
CHIEF OFFICER - GOVERNANCE

BUSINESS

NOTIFICATION OF URGENT BUSINESS

1.1 There are no items of urgent business at this time

DETERMINATION OF EXEMPT BUSINESS

2.1 There are no items of exempt business at this time

DECLARATIONS OF INTEREST

3.1 Members are requested to intimate any declarations of interest (Pages 3 - 4)

DEPUTATIONS

4.1 There are no deputations at this time

MINUTE OF PREVIOUS MEETING

- 5.1 Minute of Previous Meeting of 23 January 2019 (Pages 5 - 10)

COMMITTEE PLANNER

- 6.1 Business Planner (Pages 11 - 14)

COMMITTEE BUSINESS

- 7.1 There are no items of business at this time

EXEMPT/CONFIDENTIAL BUSINESS

- 8.1 There are no items of exempt or confidential business

EHRIAs related to reports on this agenda can be viewed [here](#)

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DECLARATIONS OF INTEREST

You must consider at the earliest stage possible whether you have an interest to declare in relation to any matter which is to be considered. You should consider whether reports for meetings raise any issue of declaration of interest. Your declaration of interest must be made under the standing item on the agenda, however if you do identify the need for a declaration of interest only when a particular matter is being discussed then you must declare the interest as soon as you realise it is necessary. The following wording may be helpful for you in making your declaration.

I declare an interest in item (x) for the following reasons

For example, I know the applicant / I am a member of the Board of X / I am employed by...

and I will therefore withdraw from the meeting room during any discussion and voting on that item.

OR

I have considered whether I require to declare an interest in item (x) for the following reasons however, having applied the objective test, I consider that my interest is so remote / insignificant that it does not require me to remove myself from consideration of the item.

OR

I declare an interest in item (x) for the following reasons however I consider that a specific exclusion applies as my interest is as a member of xxxx, which is

- (a) a devolved public body as defined in Schedule 3 to the Act;
- (b) a public body established by enactment or in pursuance of statutory powers or by the authority of statute or a statutory scheme;
- (c) a body with whom there is in force an agreement which has been made in pursuance of Section 19 of the Enterprise and New Towns (Scotland) Act 1990 by Scottish Enterprise or Highlands and Islands Enterprise for the discharge by that body of any of the functions of Scottish Enterprise or, as the case may be, Highlands and Islands Enterprise; or
- (d) a body being a company:-
 - i. established wholly or mainly for the purpose of providing services to the Councillor's local authority; and
 - ii. which has entered into a contractual arrangement with that local authority for the supply of goods and/or services to that local authority.

OR

I declare an interest in item (x) for the following reasons.....and although the body is covered by a specific exclusion, the matter before the Committee is one that is quasi-judicial / regulatory in nature where the body I am a member of:

- is applying for a licence, a consent or an approval
- is making an objection or representation
- has a material interest concerning a licence consent or approval
- is the subject of a statutory order of a regulatory nature made or proposed to be made by the local authority.... and I will therefore withdraw from the meeting room during any discussion and voting on that item.

CAPITAL PROGRAMME COMMITTEE

ABERDEEN, 23 January 2019. Minute of Meeting of the CAPITAL PROGRAMME COMMITTEE. Present:- Councillor Boulton, Convener; Councillor Lumsden, Vice-Convener; and Councillors Cameron (as substitute for Councillor Nicoll for part of item 8.3, article 9), Jackie Dunbar, Graham, Laing, McLellan, Nicoll, Sellar, Wheeler (as substitute for Councillor Lumsden for part of item 8.3, article 9) and Yuill.

The agenda and reports associated with this minute can be found at:-

<https://committees.aberdeencity.gov.uk/ieListDocuments.aspx?CId=621&MId=6289&Ver=4>

Please note that if any changes are made to this minute at the point of approval, these will be outlined in the subsequent minute and this document will not be retrospectively altered.

DETERMINATION OF EXEMPT BUSINESS

1. The Convener proposed that the Committee consider items 9.2 (Torry Cruyff Court Exempt Business Case) and 9.3 (Subsidence of Flats on Errol Place and Errol Street) on the agenda with the press and public excluded.

The Committee resolved:-

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 9.2 (Torry Cruyff Court – Exempt Appendix) and 9.3 (Subsidence of Flats on Errol Place and Errol Street) so as to avoid disclosure of exempt information of the class described in paragraph 8 (for item 9.2) and 3, 8 and 9 (for item 9.3).

DECLARATIONS OF INTEREST

2. Members were requested to intimate any declarations of interest in respect of the items on the agenda, thereafter, the following declarations of interest were intimated:-

- (1) Councillor Yuill declared an interest in item 8.3 (Aberdeen Local Development Plan 2022 – Main Issues Report) by virtue of his position as a Council appointed Director of Robert Gordon’s College and considered that the nature of his interest did not require him to leave the meeting at that item on the agenda; and
- (2) The Vice Convener declared an interest in item 8.3 (Aberdeen Local Development Plan 2022 – Main Issues Report) by virtue of his position as a Board member of NHS Grampian and considered that the nature of his interest did not require him to leave the meeting at that item on the agenda.

The Committee resolved:-

to note the declarations of interest

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MINUTE OF PREVIOUS MEETING OF 23 MAY - CORRECTION

3. The Committee were asked to approve the following correction to the 23 May 2018 minute due to an omission in the original minute approved by this Committee on 12 September 2018:

Article 8 (Active Travel Improvements within Middlefield/Northfield – RES/18/02), to include the following resolution:-

- (iii) in order to enhance the good work that is going on in the area and to encourage people to become more active, that the Chief Officer – Corporate Landlord prepares an application to the Bus Lane Enforcement Fund for the repair/upgrading of the existing paths in Auchmill Community Woodland (Core Path 8) to be submitted to the budget process for 2019/20.

The Committee resolved:-

to approve the correction to the minute.

MINUTE OF PREVIOUS MEETING OF 12 SEPTEMBER 2018

4. The Committee had before it the minute of its previous meeting of 12 September 2018.

The Committee resolved:-

- (i) to note that the information requested at the previous meeting would be circulated as a matter of urgency; and
- (ii) to approve the minute as an accurate record.

COMMITTEE BUSINESS PLANNER

5. The Committee had before it the Business Planner as prepared by the clerk.

The Committee resolved:-

- (i) in relation to item 4 (Delays in Milltimber Primary School Capital Project) to note that the item would remain on the planner until the next meeting;
- (ii) to agree to remove items 5 (HMO Overprovision Policy – Main Issues Report for next LDP Plan) and 6 (Main Issues Report LDP Affordable Housing Contributions to Dedicated Student Accommodation);
- (iii) in relation to item 7 (Review of Community Facilities in Garthdee – NOM Cllrs Yuill and Townson), to note that this item was to report on the Community Facilities at Inchgarth Community Centre and that it would be deferred to the next meeting;
- (iv) in relation to item 12 (Redevelopment of Clinterty Gypsy/Traveller Site) to note the item had been withdrawn;

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- (v) in relation to item 13 (ELC Expansion Programme – Phase 1 Projects) to note that this report would be submitted to the next meeting;
- (vi) in relation to item 14 (Business Case for the Refurbishment of Harlaw Road Pavillion) to note that the report would be submitted to the next meeting; and
- (vii) to otherwise note the content of the business planner.

RISK REGISTERS CAPITAL AND CORPORATE LANDLORD - RES/19/169

6. The Committee had before it a report by the Director of Resources which presented the cluster risk registers for Capital and Corporate Landlord.

The report recommended:

that the Committee note the Cluster Risk Registers presented in Appendices A and B and the actions identified to control risks contained therein.

The Committee resolved:-

- (i) to note that the Director of Resources would liaise with the Chief Officer Corporate Landlord and circulate a response to the Committee in relation to a question relating to what had been updated for the risks identified as CL02 and CL03; and
- (ii) to otherwise approve the recommendation contained in the report.

REFURBISHMENT OF CLINTERTY GYPSY/TRAVELLER SITE - CUS/19/156

7. The Committee were advised that the report had been withdrawn from the agenda.

TORRY CRUYFF COURT - COM/19/174

8. The Committee had before it a report by the Director of Customer Services which presented the development proposals and sought approval for the implementation of a Cruyff Court in Torry.

The report recommended:

that the Committee approve option 2 in the attached Business Case to install a Cruyff Court in place of the existing, unfit for purpose artificial pitch on the Tullos Playing Fields (located on Girdleness Road) to serve the Torry community.

The Committee resolved:-

to approve the recommendation contained in the report.

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ABERDEEN LOCAL DEVELOPMENT PLAN 2022 - MAIN ISSUES REPORT - PLA/19/150

9. The Committee had before it a report by the Director of Resources which presented the Aberdeen Local Development Plan Main Issues Report and background documents and sought authorisation to publish the Main Issues Report for consultation.

The report recommended:

That the Committee –

- (a) note the outcomes of the pre-Main Issues Consultation;
- (b) note the contents of the Aberdeen Local Development Plan Main Issues Report; and
- (c) instructs the Chief Officer Strategic Place Planning to publish the Aberdeen Local Development Plan Main Issues Report (subject to minor drafting corrections), along with the supporting documents which will inform the consultation and listed in the Appendices to this report, for a 10-week consultation period, with the outcomes to be reported to Council with the Proposed Plan in early 2020.

The Convener, seconded by Councillor Graham moved:-
to approve the recommendations in the report.

Councillor Yuill, seconded by Councillor Jackie Dunbar, moved as an amendment:-

- (1) to add an additional recommendation at 2.3 to note that sites reference B03/13 (Summerfield House), B03/19 (Woodend Hospital), B07/02 (Raeden (eastern part)), B08/02 (Frederick Street) and B08/04 (Urquhart Building) would accommodate at least 285 homes and, on that basis, agrees to delete site reference B11/01 (Garthdee Road) as one of the preferred housing sites; and
- (2) to agree to renumber recommendation 2.3 to 2.4.

At this stage in the proceedings, following legal advice, Councillor Nicoll declared an interest as a resident in the Raeden area; and Councillor Lumsden declared an interest by virtue of his position as a Board member of NHS Grampian. Both Councillors left the meeting during consideration of the remainder of the item.

Councillor Cameron and Councillor Wheeler were in attendance as substitutes for the remainder of this item.

On a division, there voted:- for the motion (8) – The Convener; and Councillors Cameron, Jackie Dunbar, Graham, Laing, McLellan, Sellar and Wheeler; for the amendment (1) – Councillor Yuill.

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The Committee resolved:-

- (i) to request the Chief Officer Strategic Place Planning to circulate an amended timetable to the Committee to include the dates for when reports would be presented to Council;
- (ii) to request the Chief Officer Strategic Place Planning to advise all Councillors of the dates for the consultation period specifically when it commences, to enable them to promote throughout local groups; and
- (iii) to otherwise approve the recommendations contained in the report.

REDEVELOPMENT OF CLINTERTY GYPSY/TRAVELLER SITE - EXEMPT BUSINESS CASE

10. The Committee were advised that the item had been withdrawn from the agenda.

In accordance with the decision recorded under article 1 of this minute, the following items of business were considered with the press and public excluded.

TORRY CRUYFF COURT - EXEMPT BUSINESS CASE

11. The Committee had before it a business case in relation to the Torry Cruuff Court report.

The Committee resolved:-

to approve the business case as outlined at article 8 (Torry Cruyff Court) of this minute.

SUBSIDENCE OF FLATS ON ERROL PLACE AND ERROL STREET - RES/19/154

12. The Committee had before it a report by the Director of Resources which highlighted the ongoing situation regarding subsidence which was affecting 52 flatted properties in Errol Place and Errol Street and outlined the four options considered in terms of dealing with the subsidence.

The Committee resolved:-

to approve the recommendation in the exempt report.

- **COUNCILLOR MARIE BOULTON, Convener.**

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CAPITAL PROGRAMME COMMITTEE BUSINESS PLANNER
 The Business Planner details the reports which have been instructed by the Sub Committee as well as reports which the Functions expect to be submitting for the calendar year.

Report Title	Minute Reference/Committee Decision or Purpose of Report	Update	Report Author	Chief Officer	Directorate	Terms of Reference	Delayed or Recommended for removal or transfer, enter either D, R, or T	Explanation if delayed, removed or transferred
		19 March 2019						
Heat Network Torry - Phase 1			Bill Watson	Capital	Resources	Remit 1.1	R	This was report to Council on 4 March 2019. Monitoring reports will be submitted to this Committee on a six monthly basis commencing in September 2019.
South College Street - Corridor Improvement - Business Case	CH&I Committee 8/11/17 - The Committee agreed to instruct the interim Head of Planning and Sustainable Development to update the business case, detailed design and cost estimate of the currently approved scheme (Option 1) and report back these details within twelve months.	"The Business Case for South College Street has been delayed due to the prioritisation of other schemes. The Chief Officer – Capital will bring an updated Business Case to the 21 May 2019 Committee."	Alan McKay	Strategic Place Planning	Place	Remit 1.1	T	In line with the Terms of Reference, any future reporting on this project will be reported to the City Growth and Resources Committee
Strategic Energy Services Company (SESCO) Business Plan	to seek approval of the Ness Solar Farm Business Case and its inclusion into the Capital Programme.		Michael Smith	Commercial and Procurement	Commissioning	Purpose 1 Remit 1.1	R	In light of Budget decision on 5 March 2019.
Delays in the Milltimber Primary School Capital Project	Capital Programme Committee 12/09/18 in response to a question regarding the situation with the Milltimber Primary School project specifically around the timescales within the Section 75 Agreement and why the project had not progressed earlier to request a report relating to the delays in the capital project	Service Update will be provided	Stephen Booth/ Gale Beattie	Corporate Landlord/ Strategic Place Planning	Resources/ Place	Remit 1.3		
Review of Community Facilities in Garthdee - NOM Cllrs Yuill and Townson	Council 15/03/17 referred the terms of the motion to Communities, Housing and Infrastructure Committee. "Instruct the Interim Director of Communities, Housing and Infrastructure to bring forward to the earliest committee a review of community facilities in Garthdee including the feasibility of an addition of a new multi-use hall and associated facilities to Inchgarth Community Centre; and 2 In light of the Administration's commitment to build 2,000 houses by 2022, to instruct the Interim Director of Communities, Housing and Infrastructure to bring forward to the earliest committee a further report on the feasibility of the Council investing in Council housing on the site of the Kaimhill Outdoor Sports Centre".	Capital Programme Committee 12/09/18 The Committee agreed to separate the issues into two entries. This report will cover the Community Facilities at Inchgarth Community Centre.	Stephen Booth	Corporate Landlord/ Early Intervention and Community Empowerment	Resources/ Customer	Remit 1.1	R	In light of budget decision on 5 March 2019
ELC Expansion Programme - Phase 1 Projects	to advise on the phase 1 projects to achieve the 1,140 hours of pre-schol education provision.		Stephen Booth/Eleanor Sheppard	Corporate Landlord /Integrated Children's and Family Services	Resources	Purpose 1.1	R	In light of budget decision on 5 March 2019

Schoolhill Public Realm Enhancement	The Strategic Commissioning Committee on 7/6/18 agreed amongst other things to delegate authority to the Chief Officer – Place to bring forward a comprehensive public realm enhancement design for the wider Schoolhill area as future stages of works and report to appropriate committees.		Nigel McDowell	Strategic Place Planning	Place	Remit 1.1	R	In light of budget decision on 5 March 2019
Business Case for the refurbishment of Harlaw Road Pavilion	A provisional allocation of funding for the refurbishment of the Harlaw Road Pavilion was approved within the Condition and Suitability Programme by the City Growth and Resources Committee on 18 September 2018. This report is to seek the approval of Capital Programme Committee for the full business case for this project. Procurement regulation 4.1.1.2 also requires that individual works contracts with an estimated value above £250,000 require a business case to the Strategic Commissioning Committee, and that the approval of that Committee is required prior to the procurement being undertaken. The estimated cost of the proposed refurbishment of Harlaw Road Pavilion is above this threshold, and so the business case for this project will also be presented to the Strategic Commissioning Committee for its approval.	Alternative proposals have now been put forward which require further detailed investigation before a final recommendation can be made to committee. This process will take at least six months.	Andrew Jones	Corporate Landlord	Resources	Remit 1.1	T	In line with the Terms of Reference, any future reporting on this project will be reported to the City Growth and Resources Committee
		21 May 2019						
Annual Committee Effectiveness Report	To present the annual effectiveness report for the Committee.		Karen Finch	Governance	Governance	GD 7.4		
		12 September 2019						
Introduction of a Cycle Hire Scheme	Council on 6/3/18 agreed to note the success of similar projects in UK cities and instructs the Chief Officer – Strategic Place Planning to provide a business case to the Capital Programme Committee around the introduction of a cycle hire scheme which would have the potential to bring a real sea-change to transport in the city.		Gale Beattie	Strategic Place Planning	Place		T	In line with the Terms of Reference, any future reporting on this project will be reported to the City Growth and Resources Committee
Joint Energy from Waste Project Contract Award	Council on 4 March 2019 agreed (xvii) to instruct the Chief Officer Capital to report back on a six monthly basis with a progress report to the Capital Programme Committee, with the first report being the meeting on 12 September 2019.		John Wilson	Capital	Resources			
		14 November 2019						
Review of School Estate	Council on 6/3/18 agreed to instruct the Chief Officer – Corporate Landlord to bring a review of the School Estate report within the next 9 months to the Education Operational Delivery Committee, thereafter to forward the report to the Capital Programme Committee.		Stephen Booth	Corporate Landlord	Resources		T	In line with the Terms of Reference, any future reporting on this project will be reported to the City Growth and Resources Committee
		TBC						
Various Business Cases	Council on 6/3/18 agreed to instruct the Chief Officer – Corporate Landlord to bring an up to date business case and progress report to the Capital Programme Committee on the following: o the proposed Tillydrone new Primary School; o Torry Primary School Hub; o Milltimber Primary School; and o Beryden Corridor (all stages)	Capital Programme Committee 12/09/18 A report was submitted to the Committee relating to four Primary Schools which addresses some of the original remit. The Berryden Corridor report will be submitted at a later date.	Stephen Booth	Corporate Landlord	Resources		T	In line with the Terms of Reference, any future reporting on this project will be reported to the City Growth and Resources Committee. A Monitoring report for the the capital project will be submitted to this Committee after the project has commenced.

Review of Community Facilities in Garthdee - NOM Cllrs Yuill and Townson	Council 15/03/17 referred the terms of the motion to Communities, Housing and Infrastructure Committee. "Instruct the Interim Director of Communities, Housing and Infrastructure to bring forward to the earliest committee a review of community facilities in Garthdee including the feasibility of an addition of a new multi-use hall and associated facilities to Inchgarth Community Centre; and 2 In light of the Administration's commitment to build 2,000 houses by 2022, to instruct the Interim Director of Communities, Housing and Infrastructure to bring forward to the earliest committee a further report on the feasibility of the Council investing in Council housing on the site of the Kaimhill Outdoor Sports Centre".	Capital Programme Committee 12/09/18 The Committee agreed to separate the issues into two entries. The second report will be to address the use of the former outdoor centre for council houses. This will be addressed in the detailed proposals for 200 houses in due course.	Stephen Booth	Corporate Landlord/ Early Intervention and Community Empowerment	Resources/ Customer	Remit 1.1		
Schools Business Cases	Capital Programme Committee 12/09/18 - to instruct the Chief Officer Corporate Landlord to submit full business cases for each of the aforementioned proposals to this Committee during 2019 for approval (Countesswells, Milltimber, Tillydrone and Torry)		Stephen Booth	Corporate Landlord	Resources	Remit 1.1	T	In line with the Terms of Reference, any future reporting on this project will be reported to the City Growth and Resources Committee. A monitoring report for the capital projects will be submitted to this Committee.
Queens Square as Part of the Masterplan	Council on 6/3/18 agreed to instruct the Chief Officer – City Growth to bring forward an all options business case to the Capital Programme Committee in September 2018 on how best to proceed with Queens Square as part of the next phase of the masterplan.	With the complexity of the site and co-location aspects, a business case for Queen's Square will not be available until all discussions and actions from the report RES/18/176 have been concluded with partners.	Richard Sweetnam	City Growth	Place	Remit 1.1	T	In line with the Terms of Reference, any future reporting on this project will be reported to the City Growth and Resources Committee. A monitoring report for the capital projects will be submitted to this Committee.
St Peter's School - Long Terms Education Provision	ECS Cttee 16th Nov ' 17 - to instruct the Head of Policy, Performance and Resources to undertake a feasibility study to identify improvements to Riverbank School and the associated costs, including the costs of bringing up to category A and to report to the Committee at its meeting in January 2018.	Given that the proposed improvement works for the existing Riverbank School building would not commence until after the planned new replacement Riverbank School becomes operational (anticipated to be from 2021), officers considered that it would be prudent to delay seeking final approval for these works until a later date, when the cost of the project at 2021 prices can be predicted with a greater degree of accuracy. This would still allow sufficient lead-in time for the works to commence soon after the existing Riverbank building becomes vacant, whilst also providing greater assurance that the project can be completed successfully within budget.	Maria Thies	Corporate Landlord	Resources	Remit 1.1	T	In line with the Terms of Reference, any future reporting on this project will be reported to the City Growth and Resources Committee. A monitoring report for the capital projects will be submitted to this Committee.

<p>City Centre Masterplan Project EN10: Union Terrace Gardens - Outline Design, Business Case, Development Costs and Procurement Strategy</p>	<p>Council on 15/3/17 agreed to instruct the Head of Economic Development to submit a report to the first available FP&R Committee with recommendations on the preferred contractor from the procurement exercise and the final costs of the scheme. At its meeting of 20 Sept 2017, the FP&R Committee agreed to transfer this item to the Council Business Statement.</p>
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<p>Andrew Win</p>	<p>City Growth</p>	<p>City Growth</p>	<p>Council Decision</p>	<p>R</p>	<p>in light of the budget decision on 5 March 2019</p>
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