

GOVERNANCE

COMMITTEE DECISION SHEET

CITY GROWTH AND RESOURCES COMMITTEE - THURSDAY, 6 FEBRUARY 2020

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 | Services Required to take action | Officer to Action |
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| 1.1 | <u>Notification of Urgent Business</u> | <u>The Committee resolved:</u> there was no urgent business to be determined. | | |
| 2.1 | <u>Determination of Exempt Business</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 13.1 (Workplans and Business Cases - Capital - Exempt Appendix), 13.2 (Town Centre Fund - Exempt Appendix), 13.3 (Booking of Educational Establishments), 13.4 (Disposal of 165-167 Crown Street & 77-79 Bon Accord Street), 13.5 (Property Sale Report - Disposal of Ground Leases), 13.6 Community Asset Transfer - Tillydrone Library and Family Centre), 13.7 (Disposal of 120 Westburn Road) and 13.8 (Aberdeen City Council Housing Programme - Exempt Appendix). | | |
| 3.1 | <u>Declarations of Interest</u> | <u>The Committee resolved:</u> the following declarations of interest were | | |

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|-----|--------------------|--|----------------------------------|-------------------|
| | | <p>intimated:-</p> <p>(1) Councillor Cooke declared an interest in item 13.3 (Booking of Educational Establishments) by virtue of him being a Council appointed Board Member of Sport Aberdeen. He considered that the nature of his interest required him to leave the meeting and he therefore took no part in the consideration of this item;</p> <p>(2) Councillor Yuill declared an interest in item 11.3 (Low Emission Zone Options) by virtue of him being a Council appointed substitute member of Nestrans Board. He considered that the nature of his interest did not require him to leave the meeting and therefore chose to remain in the meeting for consideration of the item; and</p> <p>(3) Councillor Nicoll declared an interest in item 11.3 (Low Emission Zone Options) by virtue of him being a Council appointed member of Nestrans Board. He considered that the nature of his interest did not require him to leave the meeting and therefore chose to remain in the meeting for consideration of the item.</p> | | |
| 4.1 | <u>Deputations</u> | <p>The Committee resolved: to note that a request for deputation had been received by Ms Kelsey Gillies, Asthma UK and British Lung Foundation Partnership relating to item 11.3 (Low Emission Zone Options) and that the delegation would be</p> | | |

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|-----|--|--|----------------------------------|-------------------|
| | | heard immediately prior to the aforementioned item. | | |
| 5.1 | <u>Minute of Previous Meeting of 5 December 2019 - For Approval</u> | <u>The Committee resolved:</u> to approve the minute as a correct record. | | |
| 6.1 | <u>Committee Planner</u> | <u>The Committee resolved:</u> (i) to remove items 15 (Community Transfer - Leased Community Centres), item 25 (Review of Leased Centres and Learning Centres) and item 49 (CCTV and Traffic Management Services - Marischal College Relocation) and item 51 (Schoolhill Public Realm Enhancement) for the reasons outlined in the planner; (ii) to note the reason for the reporting delay in relation to item 10 (External Funding Plan) and item 11 (Local Authority Bus Services/Controlled Bus Companies); (iii) that in relation to item 9 (Business Case for the Refurbishment of Harlaw Road Pavilion), to note the reason for the reporting delay and that officers would seek to submit a report to the Council's budget setting process; and (iv) to otherwise note the content of the Committee Planner | Governance | Mark Masson |
| 7.1 | <u>Notices of Motion</u> | <u>The Committee resolved:</u> there were no Notices of Motion submitted. | | |

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|------|---|--|--|-------------------|
| 8.1 | <u>Review of Leased Centres and Learning Centres - Referral from Operational Delivery Committee of 9 January 2020</u> | <p>The Committee resolved:</p> <p>(i) to instruct the Chief Officer – Corporate Landlord to replace the existing leases and management agreements with ten year leases (or leases for such shorter periods as the tenants may wish) only; such leases to give the Council the power to terminate the leases at any time by providing 12 months’ notice, on specified grounds, and otherwise to contain such provisions as are agreed with the tenants; and</p> <p>(ii) to note that the leased community centre management committees will require to seek independent legal advice during the negotiation of new leases and that the Council will meet the reasonable costs of this.</p> | Corporate Landlord | Stephen Booth |
| 9.1 | <u>Performance Management Framework Reporting - Place Function - COM/20/017</u> | <p>The Committee resolved:</p> <p>(i) to scrutinise and offer comment on the performance information contained in the appendix attached to the report; and</p> <p>(ii) that officers investigate the possibility of including base line figures in the appendix.</p> | Business Intelligence & Performance Management | Alex Paterson |
| 10.1 | <u>Credit Rating Annual Review - RES/20/040</u> | <p>The Committee resolved:</p> <p>to note the outcome of the annual review was affirmation of the Aa3 rating, with the economic outlook reduced to ‘negative’ from ‘stable’, in line with the recent change to the UK’s rating.</p> | Finance | Neil Stewart |
| 10.2 | <u>Employability Pipeline - PLA/20/022</u> | <p>The Committee resolved:</p> | City Growth | Stuart Bews |

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| | | <ul style="list-style-type: none"> (i) to approve the withdrawal the application to the European Social Fund for grant funding made in May 2018 relating to phase 2 of the Employability Pipeline Project; (ii) to instruct the Chief Executive to inform the Managing Authority of the European Social Fund of this decision in writing; (iii) to instruct the Chief Officer - City Growth, to seek to identify alternative sources of funding to support employability activity in Aberdeen; and (iv) regrets the Scottish Government's non-compliance with EU Commission audit requirements and consequential loss of funding to Aberdeen City Council and associated projects and instructs the Chief Officer – City Growth to write to the Scottish Government to urgently provide an alternative funding mechanism to support the associated projects. | | |
| 10.3 | <p><u>Workplans and Business Cases - Capital - COM/20/048</u></p> <p>Please note that an exempt appendix is included within the Exempt/Confidential Section of this agenda.</p> | <p><u>The Committee resolved:</u> to defer consideration of this item to the budget setting process.</p> | <p>Commercial and Procurement Services</p> <p>Finance</p> | <p>Craig Innes/ Melanie Mackenzie</p> <p>Jonathan Belford</p> |
| 10.4 | <p><u>Council Financial Performance, Quarter 3, 2019/20 - RES/20/032</u></p> | <p><u>The Committee resolved:</u></p> <ul style="list-style-type: none"> (i) to note the positive cash position that has been achieved for the General Fund and HRA to the end of Quarter 3 | <p>Finance</p> | <p>Lesley Fullerton</p> |

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| | | <p>as detailed in Appendix 1 of the report;</p> <p>(ii) to note the Common Good financial performance to the end of Quarter 3 as detailed in Appendix 3 of the report;</p> <p>(iii) to note that the revenue budgets for the General Fund, HRA and Common Good are on target to achieve a balanced position for 2019/20 as detailed in Appendix 2 of the report;</p> <p>(iv) to note that the capital expenditure for the General Fund will be lower than budgeted, which will result in project budgets being carried forward into 2020/21; and for the Housing Capital programme the estimate remains that the budgeted funding requirements will be achieved, as detailed in Appendix 2 of the report;</p> <p>(v) to approve the budget virements for Housing Capital as detailed in Appendix 2 of the report; and</p> <p>(vi) to thank all officers who were involved in the preparation of the report.</p> | | |
| 11.1 | <u>Donald Colman Plaque - PLA/20/029</u> | <p><u>The Committee resolved:</u></p> <p>(i) to approve the erection of a plaque to Donald Colman at 342 King Street; and</p> <p>(ii) that officers consider publishing the qualification criteria for memorial plaques on the website, and to omit this information from future reports.</p> | City Growth | Jim Inglis/Jenny Brown |
| 11.2 | <u>The Planning (Scotland) Act 2019 -</u> | <u>The Committee resolved:</u> | Strategic Place | Claire McArthur |

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| | <u>PLA/20/011</u> | <p>(i) to agree, in terms of the discretionary powers afforded to Aberdeen City Council by the Planning (Scotland) Act 2019 (as described in paragraphs 3.10.1 to 3.10.11 of the report):-</p> <ul style="list-style-type: none"> (1) to instruct the Chief Officer - Strategic Place Planning to propose to Aberdeenshire Council a partnership for the production of a Regional Spatial Strategy for the Aberdeen City Region; (2) that no current need for a Masterplan Consent Zone exists with the Council's administrative boundary; (3) that no current need for a Short Term Let Control Area exists with the Council's administrative boundary; (4) that any future decision on whether or not to charge discretionary planning fees would be considered through a Cost Benefit Analysis undertaken as part of the General Fund Revenue Budget process and the proposed budget for Strategic Place Planning; and (5) that any necessary changes to the Council's | Planning | |

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| | | <p>Powers Delegated to Officers resulting from the Planning (Scotland) Act 2019 be undertaken through the annual review to the Council's Scheme of Governance, which is due to be presented to the Council meeting on 2 March 2020; and</p> <p>(ii) to thank all officers who were involved in the preparation of the report.</p> | | |
| 11.3 | <p><u>Low Emission Zone Options - PLA/20/039</u></p> | <p><u>The Committee resolved:</u></p> <p>(i) to agree that incremental improvements to the local public transport fleet is an appropriate first step in delivering a LEZ in Aberdeen;</p> <p>(ii) to instruct the Chief Officer – Strategic Place Planning to apply to the Traffic Commissioner for a TRC requiring that 25% of all local bus services in Aberdeen city centre achieve Euro VI (or better) compliance by 31st December 2020; and</p> <p>(iii) to instruct the Chief Officer – Strategic Place Planning to undertake public and stakeholder engagement on options for a city centre LEZ encompassing multiple vehicle types and report the outcomes of this process to the Committee in October 2020.</p> | Strategic Place Planning | Will Hekelaar |
| 11.4 | <p><u>Granite City Growing: Aberdeen Growing Food Together - PLA/20/013</u></p> | <p><u>The Committee resolved:</u></p> <p>(i) to approve the Granite City Growing:</p> | Strategic Place Planning | Sandy Gustar |

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| | | <p>Aberdeen Growing Food Together 2020 strategy as contained in Appendix A of the report;</p> <p>(ii) to approve the development of an implementation plan 2020 to 2026 based on the vision and key actions; and</p> <p>(iii) to approve the Granite City Growing SEA Environmental Report, as contained in Appendix B of the report.</p> | | |
| 11.5 | <p><u>Town Centre Fund - PLA/20/021</u></p> <p>An exempt appendix is located within the Exempt/Confidential section of this agenda.</p> | <p><u>The Committee resolved:</u></p> <p>(i) to approve the request of additional funding for the Living Wall Project as per Appendix 1 of the report;</p> <p>(ii) to approve the allocation of funding for the Queen Street demolition projects as per Appendix 1 of the report; and</p> <p>(iii) to delegate authority to the Chief Officer - Capital, following consultation with Commercial and Procurement Services to consider and approve business cases (including estimated expenditure) for the recommended projects for the purposes of Procurement Regulation 4.1.1: and thereafter to procure appropriate works and services, and enter into any contracts necessary for the delivery of the recommended projects without the need for further approval from any other Committee of the Council.</p> | <p>City Growth</p> <p>Capital</p> | <p>Stuart Bews</p> <p>John Wilson</p> |
| 11.6 | <p><u>Trade and European Partnerships Travel Plan 2019/20 Update - PLA/20/024</u></p> | <p><u>The Committee resolved:</u></p> <p>to approve the changes to the Trade and European Partnerships Travel Plan as</p> | City Growth | Morag McCorkindale |

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| | | <p>detailed in paragraph 4 of the report and outlined as follows:-</p> <ol style="list-style-type: none"> (1) the Lord Provost and one officer visit Esbjerg before the end of March 2020; (2) the Lord Provost and one officer attend CERAWeek, Houston 9-13 March 2020; (3) the Lord Provost and one officer to attend the HighWind Conference which will take place 17–19 March 2020 in Stavanger; (4) the Lord Provost and one officer to attend the Barents Sea Conference to be held in Hammerfest, Northern Norway on 20–22 April 2020; (5) one elected member and one officer to visit Tamaulipas, Mexico in April 2020 to explore the potential for relationship development with the state and with a view to sign a Memorandum of Understanding (MOU); (6) potential visits to Doha, Halifax, Karamay, Pemba and Brazil be reviewed as part of the Travel Plan for 2020–2021, and subject to Council budget setting process; (7) that Uganda be removed from the travel plan; and (8) Delegate authority to the Chief Officer - City Growth in | | |

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|------|---|---|----------------------------------|---------------------------|
| | | consultation with the Convener of the City Growth and Resources Committee to authorise only necessary and appropriate travel set out in paragraph 4 and associated expenditure to fulfil the travel plan occurring between April 2020 – March 2021, provided the cost of such travel is reasonable and does not exceed the budget allocation set out in the report. | | |
| 12.1 | <p><u>Aberdeen City Council - Housing Programme - RES/20/049</u></p> <p>An exempt appendix is located within the Exempt/Confidential section of this agenda.</p> | <p><u>The Committee resolved:</u></p> <p>(i) to agree to adopt the Gold technical standards detailed at paragraph 3.13 for the new house build programme to meet the vision of the programme and to instruct the Chief Officer – Capital to incorporate this into the Council’s High Level Employers Requirements with immediate effect; and</p> <p>(ii) where on review of the tender returns the Gold technical standard cannot be achieved within a specific development site, agree to delegate authority to the Chief Officer – Capital to agree in consultation with the Chief Officer Corporate Landlord and the Convener of the City Growth & Resources Committee, on an exception basis, variations to the standards.</p> | Capital | John Wilson |
| 13.1 | <p><u>Workplans and Business Cases - Capital - Exempt Appendix</u></p> | <p><u>The Committee resolved:</u></p> <p>to defer consideration of this item to the</p> | Commercial and Procurement | Craig Innes/Mel Mackenzie |

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|------|---|--|--------------------------------------|----------------------------------|
| | | Budget Setting process. | Services Finance | Jonathan Belford |
| 13.2 | <u>Town Centre Fund - Exempt Appendix</u> | The Committee resolved: to note the information contained within the exempt appendix. | City Growth | Stuart Bews |
| 13.3 | <u>Booking of Educational Establishments - CUS/20/020</u> | The Committee resolved: to approve the in-sourcing of the management and administration of the bookings and lettings of educational establishments from 1st March 2020. | Customer | Emma Shanks |
| 13.4 | <u>Disposal of 165-167 Crown Street & 77-79 Bon Accord Street - RES/20/015</u> | The Committee resolved: (i) to accept the recommendation as detailed in paragraph 3.9 of the report; and (ii) to instruct the Chief Officer – Governance to conclude missives for the sale of the properties incorporating various qualifications as are necessary to protect the Council’s interest, together with any other matters as are required to complete the sale. | Corporate Landlord | Peter Thatcher |
| 13.5 | <u>Property Sale Report - Disposal of Ground Leases - RES/20/044</u> | The Committee resolved: (i) to approve the proposal for the Council to sell the sites on the agreed heads of terms to the Council’s tenant; and (ii) to instruct the Chief Officer – Governance to conclude the appropriate legal agreement incorporating various qualifications as are necessary to protect the Council’s | Corporate Landlord Governance | Neil Strachan Fraser Bell |

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|------|--|---|--------------------------------------|----------------------------------|
| | | interest. | | |
| 13.6 | <u>Community Asset Transfer - Tillydrone Library and Family Centre - RES/20/045</u> | <u>The Committee resolved:</u> to defer consideration of the report to the next meeting of this Committee to allow the Lighthouse Support Centre to further their community engagement to ensure that the geographical community is fully consulted. | Corporate Landlord | Cate Armstrong |
| 13.7 | <u>Disposal of 120 Westburn Road - RES/20/047</u> | <u>The Committee resolved:</u> (i) to approve the recommendation to sell the site to the Council's sitting tenant 'CLAN' on the terms outlined in this report; and (ii) to instruct the Chief Officer – Governance to conclude missives for the sale of the site incorporating various qualifications as are necessary to protect the Council's interests. | Corporate Landlord Governance | Neil Strachan Fraser Bell |
| 13.8 | <u>Aberdeen City Council Housing Programme - Exempt Appendix</u> | <u>The Committee resolved:</u> to note the information contained within the exempt appendix. | Capital | John Wilson |

If you require any further information about this decision sheet, please contact Mark Masson, email mmasson@aberdeencity.gov.uk, or telephone 01224 522989