LEGAL AND DEMOCRATIC SERVICES

COMMITTEE DECISION SHEET

CITY GROWTH AND RESOURCES COMMITTEE - WEDNESDAY, 3 FEBRUARY 2021

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
1.1	Notification of Urgent Business	The Committee resolved: there was no urgent business to be determined.		
2.1	Determination of Exempt Business	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 13.1 (Aberdeen Hydrogen Hub Delivery Model – Exempt Verbal Update, 13.2 (Site 16 – Lang Stracht and Disposal Update), 13.3 (Pinewood – Amendment to Sale of Contract), 14.1 North East Scotland Joint Mortuary Full Business Case – Exempt Appendix) and 14.2 (Extension to Bucksburn Academy – Outline Business Case – Exempt Appendix).		
3.1	Declarations of Interest	The Committee resolved: the following declarations of interest were intimated:- (1) the Convener declared an interest in item 12.1 (North East Scotland Joint Mortuary - Full Business Case) by		

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	virtue of him being an Aberdeen City Council appointee of NHS Grampian Board. He indicated that a specific exclusion applied in terms of section 5.18.2 (i) of the Councillors Code of Conduct, therefore he remained in the meeting for consideration of the item; (2) Councillor Yuill declared an interest in item 13.3 (Pinewood – Amendment to Sale Contract) by virtue of him being an Aberdeen City Council appointed member of Robert Gordon's College Board of Governors. He considered that the nature of his interest required him to leave the meeting and he therefore took no part in the consideration of these item; (3) Councillor Laing declared an interest in item 10.5 (Town Centre Fund) by virtue of her being a Council appointed Board member of Aberdeen Inspired. She considered that the nature of her interest required her to leave the meeting and she therefore took no part in the consideration of this item; (4) the Vice Convener declared an interest in item 10.5 (Town Centre Fund) by virtue of him being an employee of Aberdeen Inspired. 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; and (5) Councillor Cooke declared an interest		

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		in item 10.2 (Council Financial Performance, Quarter 3) by virtue of him being an Aberdeen City Council appointee as a Director of Sport Aberdeen. He indicated that a specific exclusion applied in terms of section 5.18.2 (i) of the Councillors Code of Conduct, therefore he remained in the meeting for consideration of the item.		
4.1	<u>Deputations</u>	The Committee resolved: there were no requests for deputation.		
5.1	Minute of Previous Meeting of 28 October 2020 - For Approval	The Committee resolved: to approve the minute as a correct record.		
6.1	Committee Planner	The Committee resolved: (i) to remove item 13 (Aberdeen City Region Deal – Strategic Transport Appraisal – Initial STAG Appraisal of Regional Transport Projects) and item 25 (This is Aberdeen Promotional Video) from the planner for the reasons outlined therein; (ii) to note the reason for the reporting delay in relation to item 4 (Cooperative Development Funding), item 11 (Car Parking Framework) and item 12 (Sustainable Drainage System (SUDS) Section 7); (iii) to refer item 26 (Letter to the Local Government Minister in relation to the £500 bonus payment for key workers across local government) to the Staff		

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		Governance Committee to give the members an opportunity to see, debate the response and consider any further response, with input from TU advisers to the committee; and to otherwise note the content of the Committee Planner.		
7.1	Notice of Motion by Councillor Jackie Dunbar - Byron Square Car Park That Council:- (1) acknowledge that while Byron Square car park is currently maintained out of the ACC Housing Revenue Account it is used by the public in the area; (2) agree that it is an anomaly to have a car park that is freely accessible to the public but the upkeep and repairs costs come from the budget that is dedicated to the upkeep and maintenance of our housing stock; and (3) instruct the Chief Officer - Early Intervention and Community Empowerment, following consultation with the Chief Officer - Finance, to investigate which account the Byron Square car park should be held on, to take any necessary remedial action and to report back to the City Growth and Resources Committee on the action taken.	The Committee resolved: (i) to agree that Byron Square car park has been used by the General public since it was built; and (ii) to instruct the Chief Officer — Corporate Landlord, to obtain a Market Valuation of the Byron Square Car Park to facilitate it's move to the General Fund as at 1st April 2021 and for the detail of this to be reflected in the 2021/22 budget.		

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	Notice of Motion by Councillor Yuill - Information Plaques Relating to Slavery and Slavery Products That Council:- (1) Notes and regrets that slavery, human trafficking and other oppressive activities occur in the UK and around the world; (2) Notes that a number of locations and street names in Aberdeen have historical links to slavery and slavery products; (3) Notes that Sugar House Lane already has an information plaque explaining the origins of the street name and its links to slavery products; and (4) Instructs the Chief Officer - City Growth to report to the City Growth and Resources Committee on the practicalities and projected costs of identifying locations and street names in Aberdeen with links to slavery and slavery products and then erecting appropriate information plaques at each location.	(i) to note and regrets that slavery, human trafficking and other oppressive activities occur in the UK and around the world; (ii) to note that across the UK that there are buildings, street names, statues and other public realm which have association with historical slavery and slavery products; (ii) to note that IJM (International Justice Mission) whose aims are to end modern day slavery, trafficking, violence against women and children and other forms of abuse securing a world where all are free have held discussions with the Lord Provost and Councillor Boulton to develop a partnership; (iv) to note that IJM were due to hold a conference at the Music Hall in Aberdeen in March 2020 and as part our commitment to their aims and our partnership, a civic reception had been arranged for them at the Art Gallery. The hope is that this can be rearranged post Covid-19; (v) to request that the Lord Provost write to the UK Government to suggest the creation of a fund and guidance which all Local Authorities could apply to create a document which contained a wider overview of their area's involvement with slavery and links to other important documents/papers		

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		which could allow for more detailed information to be accessed. The fund criteria would allow Local Authorities to cover the cost of placing information plaques including QR codes or alternative methods of providing more information next to items/locations identified to have association with slavery or slavery products giving access to the information on the wider picture and further links; and (vi) to instruct the Chief Officer - City Growth to report to the City Growth and Resources Committee on the practicalities and projected costs of identifying locations and street names in Aberdeen with links to slavery and slavery products and then erecting appropriate information plaques at each location.		
8.1	Referrals from Council, Committees or Sub Committees	The Committee resolved: There were no referrals from Council, Committees or Sub Committees.		
9.1	Cluster Risk Registers and Assurance Maps - COM/21/017	The Committee resolved: to note the Cluster Risk Registers and Assurance Maps set out in Appendices A to H of the report.		
9.2	Performance Management Framework Report – City Growth and Resources - CUS/21/014	The Committee resolved: to note the report and the performance information contained within the Appendix.		

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9.3	Covid-19 Response Actions - COM/21/018	The Committee resolved: (i) to approve of the actions taken in response to the COVID-19 pandemic as set out in Appendix 1; (ii) to note all actions taken by officers to ensure compliance with the law and relevant government guidance was taken in accordance with the Council's approved Scheme of Governance, approved Generic Emergency Plan and decisions of the Urgent Business Committee; (iii) to note that the impact of Covid-19 on the Council, and the Council's response to the impact, is being reviewed as part of the Best Value Audit of Aberdeen City Council and that Audit Scotland has advised external auditors to continue to consider all councils' arrangements for financial sustainability in light of Covid-19; (iv) to note that the financial implications in response to the COVID-19 pandemic remain uncertain as guidance, levels, restrictions, and obligations placed on the Council frequently change. This uncertainty has increased due to the woefully inadequate local government budget for 2021/22 proposed by Scottish Government; (v) to note that the Committee agenda today has the Q3 financial monitoring report that provides an update on the		

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	distribution of the Income Loss Scheme and the latest financial forecasts for the year; (vi) to note Council has received specific grant funding as a direct result of the COVID-19 pandemic, predominantly distributed directly by the Scottish Government. Agrees the way the Scottish Government has distributed grant funding is complex and inconsistent, with some paid in advance, others being paid at the end of the year and others being claimed in arrears. Therefore, instructs the Chief Executive to write to the Local Government Minister, asking him to investigate why grant funding distribution is more complex and inconsistent than it requires to be, noting that the distribution of grants is an example of where the Council has experienced a significant increase in demand on its resource; (vii) to welcome Aberdeen City Council being shortlisted again, this time for the prestigious Project Management Institute (PMI) UK National Project Award. Noting the Institute has created a special award this year to mark the UK's best Covid-19 response project. Notes Aberdeen City Council has been nominated by the public for its "Covid-19 remote, secure collaboration programme" to empower employees to work from		

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		home and take the necessary actions to maintain services despite the impact of the pandemic. Notes the Council is the only UK local authority and the only Scottish organisation in the running for the award. Notes the council is shortlisted alongside other fantastic projects such as the UK Job Retention schemes and Oxford University's Covid-19 vaccine research on the shortlist of ten; (viii) to agree to instruct the Chief Executive to commend our hardworking employees involved in our Covid-19 response; and (ix) that in relation to Naloxone, to request that the Chief Officer - Governance provide details to Councillor McRae regarding the uptake amongst services and the numbers being supplied across the city.		
10.1	Economic Policy Panel 2020 Report - COM/21/026	The Committee resolved: (i) to note the Policy Panel's third annual report; (ii) to approve the proposed officer responses to each recommendation as detailed in paragraph 3.6 (Table 1) of the report; (iii) to note the success of the City Centre Masterplan adopted in 2015 which has delivered significant public projects for citizens and continues to deliver projects already agreed within the Masterplan; (iv) to agree to review the Masterplan and		

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		instructs the Director of Resources and the Head of Commercial and Procurement Services to develop a specification for a review of the Masterplan to incorporate appropriate surrounding areas, including the area known as the beach, in consultation with the Co-Leaders and the Convener of the Capital Programme Committee reporting back to the committee on 11 th May 2021; and to note and welcome the U-turn by the Scottish Government in respect of Freeports. Notes the strategic role of local government in the governance of potential implementation of the UK Government's Freeport model proposals. Instructs the Chief Officer - City Growth to work with the UK Government, the devolved Scottish Government, Aberdeen Harbour Board and all other stakeholders on a feasibility study of a city region Freeport and to report back to the 11 th May 2021 committee on the results of the study.		
10.2	Council Financial Performance, Quarter 3, - RES/21/037	The Committee resolved: (i) to note the positive cash position that has been achieved for the General Fund and HRA to the end of Quarter 3 as detailed in Appendix 1; (ii) to note the Common Good financial performance to the end of Quarter 3 as detailed in Appendix 3; (iii) to consider the General Fund position,		

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		as detailed in Appendix 2, and agree the actions recommended by the Chief Officer – Finance, in advice detailed at paragraph 3.20 of the report; (iv) to note that the revenue budget for the HRA is on target to achieve the approved budget, making a contribution to HRA reserves for 2020/21 as detailed in Appendix 2; (v) to note that the budget for the Common Good will be exceeded following additional contributions approved by the Urgent Business Committees on 6 May and 30 June 2020. Noting that cash balances forecast for the year remain in line with recommended levels, detailed in Appendix 2; and (vi) to note that the capital expenditure (General Fund and Housing) for the year is going to be significantly lower than budget, for the reasons described in Appendix 2; and that project budgets will have to be carried forward into 2021/22.		
10.3	Strategic Infrastructure Partnership with North East Scotland Pension Fund - RES/21/049	The Committee resolved: to note the content of the report and instruct the Chief Officer – City Growth to report back to the Committee within two cycles on the methodology and approach to bring investor ready proposals to the market, including resource implications and timescales for developing the opportunities described within the various economic and infrastructure		

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		strategies.		
10.4	<u>Credit Rating Annual Review -</u> <u>RES/21/043</u>	The Committee resolved: to note the outcome of the annual review was affirmation of the A1 rating, with an economic outlook of 'stable', in line with the recent changes to the UK's rating.		
10.5	Town Centre Fund - COM/21/020	The Committee resolved: (i) to note the individual project updates at 3.2 in this report; (ii) to agree to withdraw the offer of grant of £100,400 to the Living Wall Project due to timescales; (iii) to delegate authority to the Chief Officer - City Growth, in consultation with Chief Officer - Finance and the Conveners of City Growth and Resources and Capital Programme Committees, to vire budgets between the approved Town Centre Fund projects to ensure delivery within the timelines set out under the grant conditions, and agrees to allocate any remaining funds to the progression of land assembly in support of the Queen Street project; and (iv) to instruct the Chief Officer – City Growth, to investigate alternative ways to deliver a living wall in the city centre and to report back to the May meeting of the Committee.		
10.6	Extension of Bucksburn Academy - Outline Business Case - RES/21/010	The Committee resolved: (i) to note the update in the planner		
	Outilité Dusiliess Case - NES/21/010	(i) to note the update in the planner relating to the School Estate which		

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An Exempt Appendix is contained within the Exempt Appendices Section of this Agenda.	states that officers intend bringing a report to the Council meeting in March outlining the process and timeline for delivering the School Estate Strategy; (ii) to note the ongoing works that may be required to allow pupils to return to school, works currently ongoing to develop a community campus model); the impact the pandemic has had on the provision of education, ,noting officers are waiting to determine if Scottish Government guidance will be provided on how education will be delivered in the future and how a school estate may look in light of this guidance; (iii) to agree taking into consideration (ii) above, the extension for Bucksburn Academy should not progress at this time and agrees not to refer this project to the Council's Budget Meeting in March 2021; (iv) to instruct the Chief Officer — Corporate Landlord to review expected short-term school role forecasts at Bucksburn Academy and	-	Officer to Action
	consider options to meet current projections in the short term, reporting any financial requirements for this as part of the budget process, if required;		
	(v) that officers circulate details relating to the impact of Scottish Government planned free transport for U18s; and		
	(vi) that officers circulate details relating to the re-zoning numbers for Kingswells		

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		school to Councillor Boulton.		
11.1	Update on Spaces for People Interventions - COM/21/031	The Committee resolved: (i) to note the outcomes of the survey work and data collection done to date and that due to moving into lockdown it has not been possible to collect meaningful data or undertake surveys over late December and January to feed into the report; (ii) to note that where data collection has been possible it has shown a significant increase in pedestrians and cyclists using recreational routes and recreational destinations; (iii) to note the recommendations from the Director of Public Health for NHS Grampian that the interventions should remain in place, particularly in light of the new more transmissible variant; (iv) to note support from both Police Scotland and Scottish Fire and Rescue in relation to the interventions, in particular that council officers continue to work with the emergence services to ensure that the interventions in no way impact on their service provision; (v) to note that Sustrans have confirmed that the funding for the maintenance and removal of the interventions can be carried forward beyond the May deadline; and (vi) to instruct the Chief Officers of Strategic Place Planning, Capital and		

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		Operations that in the context of the above, and the current lockdown, to maintain the current interventions and to circulate Service Updates or report back as necessary to the next appropriate Committee on the requirement for the measures to remain in place.		
11.2	External Transportation Links to Aberdeen South Harbour and Wellington Road Multimodal Corridor Study - STAG Part 2 - COM/21/01	The Committee resolved: (i) to note the contents and outcomes of the Aberdeen South Harbour (ASH) Scottish Transport Appraisal Guidance (STAG) Part 2 study, as per Appendix 4 of the report; (ii) to approve the progression of recommended Road (Option A4), Public Transport (Options B1 and B2) and Active Travel (Options C1 and C4) from the External Transportation Links to the Aberdeen South Harbour Scottish Transport Appraisal Guidance (STAG) STAG Part 2 Appraisal Report, as shown in Appendix 1 of the report; (iii) that subject to approval of the of options in (ii), instruct the Chief Officer – Capital to develop a business case for these options and to report this to the City Region Deal Joint Committee upon completion; and (iv) that subject to approval of the of options in (ii), instruct the Chief Officer – Strategic Place Planning to continue with the Wellington Road Multimodal Corridor Study, ensuring that		

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		subsequent appraisal work reflects the decision of this Committee on a preferred option from the External Transportation Links to the Aberdeen South Harbour study, and to report the outcomes of the Wellington Road STAG Part 2 appraisal to this Committee in June 2021.		
11.3	Electric Vehicle Framework for Aberdeen - COM/21/019	The Committee resolved: (i) to approve the adoption of the Electric Vehicle Framework included as Appendix 2 of the report; (ii) to refer the £675,000 capital investment required to support the 2025 delivery target for Electric Vehicle Infrastructure to the Council's Budget Setting Process in order to support a further step change in the roll out of the required infrastructure; (iii) to instruct the Chief Officers – Strategic Place Planning and City Growth – to explore opportunities for external funding opportunities as well as encouraging and facilitating the entry of commercial operators into the city to support the further roll out of charging infrastructure in order to meet demands post 2025; (iv) to instruct the Chief Officer – Strategic Place Planning, in consultation with the Chief Officer – Operations and Protective Services and the Chief Officer – Early Intervention and Community Empowerment, to explore opportunities to pilot onstreet charging		

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		infrastructure in the city; and to instruct the Chief Officer – Strategic Place Planning to reflect an increasing role for the transition to electric vehicles against the policy background from both the UK and Scottish Governments to have phased out the need for new petrol and diesel cars and vans by 2030.		
11.4	Aberdeen Active Travel Action Plan 2021-2026 - COM/21/016	The Committee resolved: (i) to approve the Aberdeen Active Travel Action Plan 2021-2026, included at Appendix 5; (ii) to instruct the Chief Officer- Strategic Place Planning, in collaboration with the Chief Officer - Capital and Chief Officer - Operations and Protective Services, to commence delivery of the Aberdeen Active Travel Action Plan 2021-2026, maximising external funding opportunities, and to report back on progress against the Action Plan on an annual basis by way of a Service Update; and (iii) to note that the Aberdeen Active Travel Action Plan 2021-2026 helps to support the Council's ambitious Net Zero carbon plans for Aberdeen.		
11.5	Bus Partnership Fund Bid - COM/21/021	The Committee resolved: (i) to instruct the Chief Officer – Strategic Place Planning with the approval of the Convener of City Growth and Resources to submit a bid in line with Appendix 1 on behalf of the North		

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	East Bus Alliance, of which Aberdeen City Council is a partner; (ii) to note, that if successful, the funding will enable a step change in public transport, which will help support the Council's ambitious Net Zero Carbon plans for Aberdeen; (iii) to note that, if successful, Aberdeen City Council will be the lead and Accountable Officer for the North East Bus Alliance Fund; and (iv) to instruct the Chief Officer – Strategic Place Planning, to report back to this Committee on the success or otherwise of this bid, on any additional resource requirements to deliver a successful bid and, in consultation with the Chief Officer Governance and Chief Officer Finance, with recommendations for appropriate governance arrangements should the bid be successful, at its meeting on 10 August 2021; (v) to instruct the Chief Officer - Strategic Place Planning, that in the context of the corridor options within the bid terminating in the City Centre, and in light of the recommendations from Economic Policy Panel and ongoing transport projects, to seek to accelerate the City Centre elements of the bid. This should include any necessary enabling works for approved schemes, for example South College Street and Berryden, to		

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		help drive recovery, improve the transport system and ensure integration of current transport projects; and (vi) to instruct the Chief Officer - Strategic Place Planning, to explore options to improve access and integration of the Aberdeen bus station as part of the bid, to help improve the customer experience.	
11.6	Draft Local Flood Risk Management Plans Cycle 2 - OPE/21/022	(i) to note the delays to SEPA's consultation on the Flood Risk Management Strategies due to COVID-19; (ii) to instruct the Chief Officer — Operations and Protective Services to publish the Aberdeen Draft Local Flood Risk Management Plan for consultation; (iii) to delegate authority to the Chief Officer — Operations and Protective Services to respond to SEPA's consultation by the end of June 2021 or later as directed by SEPA; and (iv) to instruct the Chief Officer — Operations and Protective Services to bring a report on the final Flood Risk Management Strategies and Plans to this Committee at the first possible meeting following the end of the consultation.	
11.7	Invest Aberdeen Update - COM/21/030	The Committee resolved: (i) to note the update in Invest Aberdeen	

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		in the period since June 2019; and to instruct the Chief Officer - City Growth to work with Aberdeenshire Council and regional partners to support investment promotion opportunities in relation to section 3.6 to 3.12 of the report.		
11.8	Aberdeen Hydrogen Hub Delivery Model - COM/21/029 A verbal update will be provided within the Exempt/Confidential Section of this agenda.	The Committee resolved: (i) to note work carried out to date in respect of the Aberdeen Hydrogen Hub and that a Prior Information Notice (PIN) has been uploaded to Public Contract Scotland to allow interested parties to respond as part of a market testing exercise; (ii) to instruct the Chief Officer – City Growth following consultation with the Chief Officer – Finance, Head of Commercial and Procurement Services and the Chief Officer – Governance to take forward discussions with external providers to establish the most viable route to deliver the Hydrogen Hub; and (iii) to provide a further update once the PIN market testing is complete to Council as part of the budget setting process for options for investment.		
12.1	North East Scotland Joint Mortuary - Full Business Case - RES/21/027 An Exempt Appendix is contained within the Exempt Appendices Section of this Agenda.	The Committee resolved: to refer the report simpliciter to the Council Budget meeting in March 2021.		

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12.2	Listing of the Aberdeen Inner City Multi Storey Blocks - RES/21/025	The Committee resolved: (i) to note the content of the report in relation to listing of all 8 multi- storey buildings at Category A by Historic Environment Scotland and the implications of this on the council and owners; (ii) to note the advice in relation to the appeals process for a listing and instruct the Chief Officer - Corporate Landlord to review this advice and if		
		there are competent grounds for such an appeal to submit this within the required timescale, incurring such professional fees as required, within the Delegated levels of the Chief Officer - Corporate Landlord; (iii) to note the Briefing Paper January 2021 which states "Importantly, an appeal can be made only on the grounds that the building in question is not of special architectural or historic interest and should be removed from the list.";		
		(iv) to agree the buildings in question are not of special architectural or historical interest and as such should not be Category A listed;		
		(v) to agree to instruct the Chief Officer - Governance to obtain Counsel's opinion for a Judicial Review, if the appeal is unsuccessful, the cost to come from existing budgets; (vi) to agree that the Co-Leaders send the		

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		letter (circulated at the meeting) to the Local Government and Housing Minister, Kevin Stewart MSP to be signed by any group leader who wish to put their name to it, seeking his support in lobbying Scottish Ministers against this unjust decision; and (vii) to agree to delegate authority to the Chief Officer – Governance, following consultation with the Co-Leaders, to determine whether to instruct a Judicial review after consideration of the opinion received and within the legal timeframes and to report that decision to Group Leaders.		
13.1	Aberdeen Hydrogen Hub Delivery Model - Exempt Verbal Update	The Committee resolved: to note the verbal update.		
13.2	Site 16 - Lang Stracht - Demolition and Disposal Update - RES/21/015	The Committee resolved: (i) to delegate authority to the Chief Officer – Corporate Landlord to tender for and award contract to progress a demolition programme for the site as detailed in paragraph 4.2 of this report; (ii) to report back to the next meeting of the Committee on the progress to date.		
13.3	Pinewood - Amendment to Sale Contract - RES/21/028	The Committee resolved: (i) to agree to the revised terms for the site purchase as detailed in the report, and instruct the Chief Officer – Governance to conclude revised		

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		terms on this basis; and (ii) to instruct the Chief Officer – Corporate Landlord to submit a progress report to the next meeting of the Committee.		
14.1	North East Scotland Joint Mortuary Full Business Case - Exempt Appendix	The Committee resolved: to refer this item simpliciter to the Council Budget meeting in March 2021.		
14.2	Extension to Bucksburn Academy - Outline Business Case - Exempt Appendix	The Committee resolved: to note the information provided within the exempt appendix.		

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