

GOVERNANCE

COMMITTEE DECISION SHEET

FINANCE AND RESOURCES COMMITTEE - WEDNESDAY, 7 DECEMBER 2022

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	Cluster Required to take action	Officer to Action
2.1	<u>Determination of Exempt Business</u>	<u>The Committee resolved:</u> In terms of Section 50A(4) of the Local Government (Scotland) Act 1973, to exclude the press and public from the meeting during consideration of the following items of business:- <ul style="list-style-type: none">• 9.1 – Work Plan and Business Cases exempt appendices• 9.2 – Unrecoverable Debt – exempt appendix• 13.1 – Proposed Disposal of Altens Lorry Park• 13.2 - Altens East Recycling and Resource Facility - Update Report	Governance	L McBain
3.1	<u>Declarations of Interest and Transparency Statements</u>	<u>The Committee resolved:</u> Councillor Grant advised that he had a connection in relation to item 9.3 (Place Based Investment Programme and UK Shared Prosperity Fund) by virtue of him being a former Chairman of the Tillydrone Community Development Trust, and 9.4 (Capital Programme Delivery) by virtue of him having children at Riverbank Primary	Governance	Lynsey McBain

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		<p>School. He considered that the nature of his interests would not require him to leave the meeting prior to consideration of the item.</p> <p>Councillor Grant declared an interest in relation to agenda items 10.2 (Public Art Guidance and Panel) by virtue of him being Project Manager for Aberdeen Inspired and agenda item 13.4 (Wallace Tower) by virtue of him being a former Chairman of the Tillydrone Community Development Trust. He considered that the nature of his interests would require him to leave the meeting prior to consideration of the item.</p>		
5.1	<u>Minute of Previous Meeting of 2 November 2022</u>	The Committee resolved: to approve the minute as a correct record.	Governance	Lynsey McBain
6.1	<u>Committee Planner</u>	<p>The Committee resolved:</p> <p>(i) to remove items 5 (Performance Management Framework Report – Commissioning and Resources;</p> <p>(ii) to remove items 11 (New Housing Programme Delivery), 12 (Summerhill New Build Housing Project Update), 13 (B999 Shielhill Junction), 14 (Auchmill New Build Project update), 15 (Aberdeen Art Gallery), 82 (Tillydrone Primary School) and 83 (Housing Capital Led New Build projects) due to one consolidated</p>	<p>Governance</p> <p>Governance</p>	<p>Lynsey McBain</p> <p>Lynsey McBain</p>

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		<p>report being prepared for this meeting;</p> <p>(iii) to transfer items 61 (Ellon Park and Ride to Garthdee Transport Corridor Study) and 62 (A96 Multi-Modal Study) to Net Zero, Environment and Transport Committee; and to request that the Chief Officer – Strategic Place Planning confirm what date the report on the Ellon Park and Ride will be report to Net Zero, Environment and Transport Committee;</p> <p>(iv) to request that the Chief Officer Capital confirm which date item 78 will be reported to Committee (Marywell to A956 Wellington Road cycle path) and whether it would be beyond 2024.</p> <p>(v) to note the reasons for the reporting delay in relation to items 7 (Aberdeen Hydrogen Hub), 10 (Wellington Road), 17 (Property Auction – alternative avenue of surplus asset disposal pilot project), 18 (Bucksburn Academy Extension – outline business case), 29 (St Machar Academy – removal of unused modular classroom building), and</p> <p>(vi) to otherwise note the planner.</p>	<p>Governance</p> <p>Strategic Place Planning</p> <p>Capital</p> <p>Governance</p>	<p>Steph Dunsmuir (for NZET planner)</p> <p>David Dunne</p> <p>John Wilson</p> <p>Lynsey McBain</p>
9.1	<u>Work Plan and Business Cases – Revenue - COM/22/272</u>	<p><u>The Committee resolved:</u></p> <p>(i) to review the workplan as detailed in the Appendices for the Resources</p>	Commercial and Procurement	Craig Innes/ Mel Mackenzie

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	There are exempt appendices relating to this report contained within the Exempt Appendices section of this agenda below.	Function; (ii) to approve the procurement business case, including the total estimated expenditure for the proposed contract; and (iii) to note the content of Appendix 3 - 3.10 Memos (Exemption Urgency).		
9.2	<u>Unrecoverable Debt - CUS/22/271</u> There is an exempt and confidential appendix relating to this report contained within the Exempt/Confidential Business section of this agenda below.	<u>The Committee resolved:</u> (i) to approve the listing of the Non-Domestic Rates debts in excess of £25,000 shown in Appendix 6 as unrecoverable and instruct the Chief Officer – Customer to write them off; and (ii) to note that the Financial Regulations number, value and reasons for debts written off for Council Tax, Non-Domestic Rates, Housing Benefit Overpayments, Penalty Charge Notices, Bus Lanes Enforcement Charge Notices, Service Income and Council house rent during 2021/22.	Customer Experience	Jacqui McKenzie/ Wayne Connell
9.3	<u>Place Based Investment Programme and UK Shared Prosperity Fund - COM/22/277</u>	<u>The Committee resolved:</u> (i) to request that officers provide information to Councillor Macdonald outwith the meeting by way of email relating to Benholms Towers and the amount of funding already received and what had been requested; (ii) to award up to £50,000 to the Ferryhill Railway Heritage Trust incorporating Ferryhill Men's Shed for the Restoration of historic Office Buildings	City Growth	Richard Sweetnam/ Stuart Bews (all actions)

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		<p>and Water Tower project;</p> <p>(iii) to award up to £22,013 to the Fersands Fountain Community for the Nursery Garden Improvement Project with agreement to increase this up to the requested £33,000 should there be underspends in any of the previously approved projects; UK Shared Prosperity Fund</p> <p>(iv) to award up to £70,000 to Aberdeen City Council Community Buildings Feasibility Studies project, subject to approval of the Aberdeen City Council Shared Prosperity Fund Investment Plan by the UK Government;</p> <p>(v) to award up to £101,000 to Aberdeen City Council ClimateOS software project, subject to approval of the Aberdeen City Council Shared Prosperity Fund Investment Plan by the UK Government;</p> <p>(vi) to award up to £240,000 to Aberdeen City Council SPECTRA festival project subject to approval of the Aberdeen City Council Shared Prosperity Fund Investment Plan by the UK Government;</p> <p>(vii) to award up to £700,000 to Aberdeen City Council Tolbooth Museum Improvements and Structural Repairs project, subject to approval of a full business case by Finance and Resources Committee and subject to approval of the Aberdeen City Council Shared Prosperity Fund Investment Plan by the UK Government;</p>		

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		<p>(viii) to award up to £40,000 to Aberdeen City Council - Aberdeen Archives, Gallery and Museum for Reimagining the Cowdray Hall feasibility project subject to approval of the Aberdeen City Council Shared Prosperity Fund Investment Plan by the UK Government;</p> <p>(ix) to award up to £90,000 to Aberdeen City Council - Aberdeen Archives, Gallery and Museum for Aberdeen Archives Centre feasibility project subject to approval of the Aberdeen City Council Shared Prosperity Fund Investment Plan by the UK Government; and</p> <p>(x) to award up to £150,000 to Aberdeen City Council – Aberdeen Archives, Gallery and Museum for Audience Evaluation & Acquisition feasibility project subject to approval of the Aberdeen City Council Shared Prosperity Fund Investment Plan by the UK Government.</p>		
9.4	<p><u>Capital Programme Delivery: Projects Update - RES/22/281</u></p>	<p><u>The Committee resolved:</u></p> <p>(i) to note the current status of delivery of the Section 3 highlighted programmes/projects contained within the approved Capital Programme;</p> <p>(ii) to note that there is an on-going review of the approved Capital Programme to inform decision making when setting the new approved Capital Programme on Budget Day in</p>	Capital	John Wilson (all actions)

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		<p>March 2023;</p> <p>(iii) to note that a meeting would be arranged with elected members from opposition parties, the Partnership and relevant officers, in order to investigate if a more robust reporting style in relation to capital projects could be utilised for this Committee;</p> <p>(iv) to note that the Chief Officer – Capital would send information to Members by way of email, regarding the Art Gallery costs and debts for the building; and</p> <p>(v) to note that the Chief Officer – Capital would produce a Service Update regarding Union Terrace Gardens once it had been handed back to the Council following the completion of the works.</p>	Resources	Steve Whyte
10.1	<u>Performance Management Framework Report – Commissioning and Resources - CUS/22/275</u>	<u>The Committee resolved:</u> to note the report and provide comments and observations on the performance information contained in the report appendix.	Data and Insights	Martin Murchie/ Alex Paterson/ Louise Fox
10.2	<u>Public Art Guidance and Panel - COM/22/268</u>	<u>The Committee resolved:</u> (i) to approve the establishment of the Public Art Panel Aberdeen (PAPA), as per the Terms of Reference in Appendix 4 issued as a second additional circulation; (ii) to approve the Public Art (PA) document provided in Appendix 1 to this report as the Council's guidance and process on the matter of public art	City Growth	Richard Sweetnam/ Elspeth Winram (all actions)

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		<p>requests, commissions and caretaking;</p> <p>(iii) to note that where any public art proposal has a financial implication for the Council it will adhere to the proposed PAPA procedure and be reported to the Finance and Resources Committee; and where there is a funding implication, or application for funding to the Common Good this will be considered at the Council Budget meeting; and</p> <p>(iv) to agree to review the process after 12 months of operation and to report back to this committee after 12 months.</p>		
10.3	<p><u>Local Authority Bus Services - OPE/22/278</u></p>	<p><u>The Committee resolved:</u></p> <p>(i) to note the requirements for introduction of a municipal bus company and Local Authority operated bus services;</p> <p>(ii) to instruct the Chief Officer - Strategic Place Planning to continue to develop Bus Service Improvement Partnerships through the North East of Scotland Bus Alliance; and</p> <p>(iii) to instruct the Chief Officer - Operations and Protective Services to include assessment of Local Authority operated bus services when implementing supported bus services.</p>	Operations and Protective Services	Mark Reilly/ Chris Cormack (all actions)
10.4	<p><u>Complex Care Strategic Business Case - ACHSCP/22/296</u></p>	<p><u>The Committee resolved:</u></p> <p>(i) to note the contents of the Strategic</p>	Health and Social Care Partnership	Kay Diack/ Sandra McLeod

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		(ii) Business Case appended; and to instruct the Chief Officer – Capital to progress the Outline Business Case and to report back the outcome to this Committee in March 2023.	Capital	John Wilson
11.1	<u>Community Wealth Building - COM/22/279</u>	<p><u>The Committee resolved:</u></p> <p>(i) to note that the Chief Officer – City Growth would provide information to members by way of email, relating to the evaluation of the Torry Rocks scheme;</p> <p>(ii) to request that the Chief Officer – City Growth provide details to Members in relation to the Business Gateway Community Advisor post, including the data analysis related to this post, by way of Service Update;</p> <p>(iii) to note the proposed short, medium and long-term actions for Community Wealth Building in Aberdeen (provided in Appendix 1 of this report);</p> <p>(iv) to instruct the Chief Officer - City Growth to work with other relevant Chief Officers to implement the proposed actions; and</p> <p>(v) to support the development of CWB plans by undertaking two mappings. Firstly, of existing community institutions which can support CWB in Aberdeen, including Credit Unions, Living Wage employers, and the business sector. Secondly, of spend by Aberdeen City Council, both capital and revenue, compliant with the Local</p>	<p>City Growth</p> <p>City Growth</p> <p>City Growth</p> <p>City Growth</p> <p>City Growth</p>	<p>Richard Sweetnam</p> <p>Richard Sweetnam</p> <p>Richard Sweetnam/ Jim Johnstone</p> <p>Richard Sweetnam</p> <p>Richard Sweetnam</p>

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		Multiplier (LM3) methodology developed by the New Economics Foundation.		
12.1	<u>Wallace Tower - RES/22/276</u>	<p><u>The Committee resolved:</u></p> <p>(i) to note the representations received during the Consultation period;</p> <p>(ii) to instruct the Chief Officer - Governance to lodge a petition with the Courts under Section 75 (2) of the Local Government (Scotland) Act 1973 for authority to dispose of the Wallace Tower and associated Common Good land within Seaton Park extending to circa 435sq.m;</p> <p>(iii) if the requested authority is granted by the Court, to instruct the Chief Officer - Corporate Landlord, to progress the asset transfer request under section 74 of the Local Government (Scotland) Act 1973 and the Disposal of Land by Local Authorities (Scotland) Regulations 2010; and</p> <p>(iv) to instruct the Chief Officer - Corporate Landlord to include a right of pre-emption, in favour of the Council, in the event that the Proposed Development does not take place within a reasonable timeframe and a right of first refusal to purchase the asset should it ever be sold by the Trust.</p>	<p>Governance</p> <p>Corporate Landlord</p> <p>Corporate Landlord</p>	<p>Jenni Lawson</p> <p>Stephen Booth</p> <p>Stephen Booth</p>
12.2	<u>Tolbooth Museum External Improvements and Structural Repairs - RES/22/274</u>	<p><u>The Committee resolved:</u></p> <p>(i) to approve the Full Business Case for the Tolbooth Museum as shown in</p>	Corporate Landlord	Stephen Booth/ Alastair Reid

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		(ii) Appendix A; and to approve the award of the contract for the Tolbooth Museum to Building Services for the amount detailed in this report.		
13.1	<u>Proposed Disposal of Altens Lorry Park - RES/22/269</u>	<p>The Committee resolved:</p> <p>(i) to accept the recommendation as detailed in paragraph 3.14 of the report; and</p> <p>(ii) to instruct the Chief Officer – Governance to conclude missives for the sale of the property incorporating various qualifications as are necessary to protect the Council's interest, together with any other matters as are required to complete the sale.</p>	<p>Corporate Landlord</p> <p>Governance</p>	<p>Stephen Booth/ Peter Ward</p> <p>Jenni Lawson</p>
13.2	<u>Altens East Recycling and Resource Facility - Update Report - RES/22/297</u>	<p>The Committee resolved:</p> <p>(i) to note the contents of the Strategic Outline Case for Altens East Recycling & Resource Facility and the comments from the Governments advisory body - Zero Waste Scotland at section 3.24.</p> <p>(ii) to approve Option 1 of the Strategic Outline Case for Altens East Recycling & Resource Facility;</p> <p>(iii) to instruct and delegate authority to the Chief Officer – Capital to progress the reinstatement of the Altens East Recycling & Resource Facility working with the Council's Waste Contractors – Suez, Chief Officer – Corporate</p>	<p>Operations and Protective Services</p> <p>Capital</p>	<p>Mark Reilly/ Pam Walker</p> <p>John Wilson</p>

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		<p>Landlord, Insurers, and all associated stakeholders;</p> <p>(iv) to delegate authority to the Chief Officer – Capital following consultation with the Chief Officer - Commercial and Procurement to approve entering into agreements between the Council and contractors working on the reinstatement of the facility, which are ancillary to main re-instatement works contracts, where it is in Council's interests to do so;</p> <p>(v) to delegate authority to the Chief Officer – Capital following consultation with the Chief Officer - Commercial and Procurement and Chief Officer – Finance to approve the procurement and appointment of external consultants and associated expenditure, where independent advice would be to the benefit of the Council as owner of facility;</p> <p>(vi) to delegate authority to the Chief Officer – Operations and Protective Services, following consultation with Chief Officer – Capital and Chief Officer - Commercial and Procurement to negotiate and agree variations or supplemental agreements to the Waste Service Contract with SUEZ, as a consequence of reinstatement works for Altens East Recycling & Resource Facility;</p> <p>(vii) to instruct the Chief Officer –</p>	<p>Capital/ Commercial and Procurement</p> <p>Capital/ Commercial and Procurement/ Finance</p> <p>Operations and Protective Services/ Capital/ Commercial and Procurement</p>	<p>John Wilson/ Craig Innes</p> <p>John Wilson/ Craig Innes/ Jonathan Belford</p> <p>Mark Reilly/ John Wilson/ Craig Innes</p>

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		Operations and Protective Services to update the Net Zero Committee on progress of the reinstatement of the services and ongoing business continuity arrangements.	Operations and Protective Services	Mark Reilly

If you require any further information about this decision sheet, please contact Mark Masson, mmasson@aberdeencity.gov.uk or 01224 067556