

**COUNCIL**

**BUSINESS STATEMENT**

**10 OCTOBER 2012**

Please note that this statement contains a note of every report which has been instructed for submission to Council. All other actions which have been instructed by the Council are not included, as they are deemed to be operational matters after the point of decision.

<u>No.</u>	<u>Minute Reference</u>	<u>Council/Committee Decision</u>	<u>Update</u>	<u>Lead Officer(s)</u>	<u>Report Due</u>	<u>Report Expected (if known)</u>
1.	Council 16.12.09 Article 19	<p><b><u>50m Swimming Pool</u></b></p> <p>The Council approved a number of recommendations regarding design and procurement issues relating to the 50m Pool. The Council agreed that the management of the project be transferred to Aberdeen Sports Village subject to (a) the provision of further legal and financial advice in respect of any potential risks to the Council; and (b) the other partners confirming their financial contribution to the project.</p> <p>The Council requested that Aberdeen Sports Village provide the Council with a report within four months on how they planned to drive the project forward. This is still awaited.</p>	<p><u>Please see Appendix for full information.</u></p> <p>The Education, Culture and Sport Committee of 2 June 2011 approved the following recommendations:-</p> <p>(d) to approve funding of up to £8 million and this be met from the Non-Housing Capital Programme for the construction of a 10 lane pool subject to:</p> <p>(iii) officers reaching an agreement with partners in regard to the use of the facilities in light of the potential migration of swimming clubs to the new facility; and</p> <p>(iv) officers reaching agreement on a Transfer Agreement Document, which</p>	Director of Enterprise, Planning and Infrastructure	24.03.10	

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			<p>will formalise the transfer of responsibility for the delivery and operational phases of the 50 metre pool project to ASV Limited.</p> <p>(f) to instruct officers to report back to the next appropriate meeting of the Council in regard to the progress on the negotiations on items d(iii) and (iv) above.</p> <p>A progress report was considered by Council on 6 October 2011, which dealt with the above matters, as well as the latest position regarding negotiations with Aberdeenshire Council. Council approved the recommendations contained within the report and instructed officers to arrange a meeting of the 50m Pool Project Working Group as soon as possible.</p> <p>The request for a report from Aberdeen Sports Village on how they planned to drive the project forward (as referred to in the Council Decision column on the previous page) has been</p>			

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			<p>superseded by events given that construction works have begun.</p> <p>It was recommended to Council in December 2011 that this item be removed from the Business Statement in view of the above information; however Council agreed to retain the item in order that members could be kept informed of discussions with Aberdeenshire Council regarding their funding contribution.</p> <p>At the Council meeting on 4 April 2012, the Council requested that an update be provided on the impact if Aberdeenshire Council did not proceed with a financial contribution to the 50m Pool.</p>			
2.	Council 30.06.10 Article 16	<p><b><u>The City Garden Project - Quarterly Progress Report</u></b></p> <p>The Council agreed to receive quarterly progress reports on the matter.</p>	<p><b>In light of the decision of Council of 22 August 2012, it is recommended that this item be removed from the business statement.</b></p>	<p>Director of Enterprise, Planning and Infrastructure</p> <p>Project Director, Economic and Business Development</p>	22.08.12	

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3.	Council 09.02.12 Article 4	<p><b><u>Common Good Budget - 2012/13</u></b></p> <p>The Council, in approving the recommendations contained within the report with some minor amendments, agreed, amongst other things, to:-</p> <p>(i) instruct the Head of Finance to undertake a review of the level of cash balances that should be retained for a long term financial strategy, and report back to Council at an appropriate time; and</p> <p>(ii) instruct the Head of Finance to report back to Council on a proposed 5 year budget, taking account of the cash balance strategy to be adopted.</p>	<p>An internal audit report on the Common Good has recently been finalised and this recommendation is very closely aligned to the findings and recommendations contained therein. The audit report recommendations are to be completed by 31 December 2012 in order to be in place to inform the next budget setting process. A report will therefore be prepared for Council prior to the end of the calendar year in relation to this item.</p> <p>The recommendations are in the process of being reviewed and implemented and a full report will be contained within the Common Good draft budget report in December.</p>	Head of Finance	19.12.12	
4.	Council 09.02.12 Article 8	<p><b><u>Local Authority Trading Company (LATC)</u></b></p> <p>The Council agreed, amongst other things, that a Transition Plan be submitted to Council in autumn 2012 seeking final approval to transfer staff and services to the LATC.</p>	A report is on the agenda.	Director of Social Care and Wellbeing	10.10.12	10.10.12

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5.	Council 13.06.12 Article 11	<p><b><u>UK City of Culture 2017</u></b></p> <p>The Council approved the recommendations contained within the report which, amongst other things, instructed officers to prepare and submit a bid for UK City of Culture 2017, and to update Council regularly on progress.</p>	A report is on the agenda.	Chief Executive  Head of Communities, Culture and Sport	10.10.12	10.10.12
6.	Council 13.06.12 Article 13	<p><b><u>Draft Statement of Accounts 2011/12</u></b></p> <p>The Council noted that the audited Statement of Accounts would be presented to the Audit and Risk Committee, along with the external auditor's report to members in the autumn, and would come back to a Council meeting thereafter.</p>	Members are requested to note that given the timing of the final audit report, it is likely that this will now be reported to the Audit and Risk Committee on 27 November and Council on 19 December 2012.	Head of Finance	10.10.12	19.12.12

## APPENDIX

### ITEM 1 - 50m SWIMMING POOL

At its meeting of 27 April 2011, the Council agreed to delegate authority to the Education, Culture and Sport Committee to make all necessary decisions at its meeting on 2 June 2011, in order to keep the project on track, and that officers report accordingly.

The Education, Culture and Sport Committee of 2 June 2011 approved the recommendations contained within the report, as outlined below, and added an additional recommendation at d(v) "subject to officers receiving clarification from Aberdeenshire Council that their revenue funding contribution remains intact".

#### **The report recommended:-**

that the Committee -

- (a) note the content of the report;
- (b) note that the development cost, based on the most economically advantageous tender for the 10 lane option is £21,918,104 and for the 8 lane option is £21,638,104 compared to the previously reported estimated costs of £23,347,259 for the 10 lane option and £22,726,794 for the 8 lane option;
- (c) note that the total funding available from the other partners as detailed in section 5.3 of the report has increased from the previous total of £10 million reported to Council on 15 December 2010 to £14 million. This being the result of the University of Aberdeen increasing their contribution from £5 million to £8 million and Aberdeen Sports Village Ltd. (ASV Limited) agreeing to underwrite the shortfall of £1 million for the 10 lane option to ensure that the funding package can be secured. The remaining balance of external funding coming from a £5 million grant from **sportscotland**;
- (d) agree to approve funding of up to £8 million and this be met from the Non-Housing Capital Programme for the construction of a 10 lane pool subject to:
  - (i) the Corporate Asset Group, on behalf of the Corporate Management Team, managing the overall spend of the Non-Housing Capital Programme in 2011/12 to stay within approved spending limits and to take into account the future capital demand for this project in the budget process for 2012/13 and 2013/14;
  - (ii) the revenue support for the ongoing costs of the project being capped at £250,000 per annum at 2010/11 prices with a review of future indexation once the facility is nearing completion of the construction phase;
  - (iii) officers reaching an agreement with partners in regard to the use of the facilities in light of the potential migration of swimming clubs to the new facility; and
  - (iv) officers reaching agreement on a Transfer Agreement Document, which will formalise the transfer of responsibility for the delivery and operational phases of the 50 metre pool project to ASV Limited.
- (e) note that the most economically advantageous tender for the 50 metre pool project was submitted by Contractor A, and subject to the Committee agreeing to approve funding on the basis of recommendation (d), to instruct officers to arrange, in conjunction with Aberdeen University and Aberdeen Sports Village Ltd., to appoint Contractor A as the Principal Contractor, based on their tender figure for the 10 lane option which results in an overall development cost of £21,918,104;
- (f) **to instruct officers to report back to the next appropriate meeting of the Council in regard to the progress on the negotiations on items d(iii) and (iv) above;** and
- (g) to note that the provision of a 50 metre pool has been included within the scope of the Water Management Plan currently underway, and will also be included within the report to Committee, due on 15 September 2011. The Committee should be aware that historically there has been a recognition that the city has a greater number of swimming pools for the size of population than elsewhere. **sportscotland** is providing support to model the existing water provision and future needs. The recommendations will also take full account of the reducing revenue and capital budgets and the costs associated with the 50 metre pool and are likely to include a reduction in the number and range of facilities.

At its meeting on 17 August 2011, the Council agreed that the above information be added back in to the business statement, and noted that a report would be submitted to the meeting on 6 October 2011.