

**COUNCIL**

**BUSINESS STATEMENT**

**6 MARCH 2013**

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><b><u>Please see Appendix for full information.</u></b></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 will</p>	Director of Enterprise, Planning and Infrastructure	24.03.10	

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			<p>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 09.02.12 Article 4	<p><b><u>Common Good Budget</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><b>A report on the Common Good Budget was considered at the Council Budget meeting on 14 February 2013 - it is therefore recommended that this item be deleted.</b></p>	Head of Finance	<b>19.12.12</b>	

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		(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.				
3.	Audit and Risk 25.09.12 Article 11	<p><b><u>Roles and Responsibilities: Is Aberdeen City Council Getting it Right?</u></b></p> <p>The Audit and Risk Committee instructed that a report be submitted to Council covering the following items:-</p> <ul style="list-style-type: none"> <li>• review and agree the most effective structure of reports to committees;</li> <li>• review the committee structure, particularly to broaden scrutiny; and</li> <li>• review the scheme of delegation and standing orders.</li> </ul>	<p>At the Council meeting on 19 December 2012, the Council approved a motion by Councillor Yuill regarding the establishment of a Public Petitions Committee, acknowledging that this was a commitment of the Coalition partners and the Liberal Democrats, which required to be acted upon within the lifetime of this Council, and instructed officers to bring forward, to the March 2013 meeting of Council, proposals for changes to the way in which Council currently operates including any proposals for a Public Petitions Committee.</p> <p>A report is on the agenda.</p>	Director of Corporate Governance	06.03.13	06.03.13
4.	Council 10.10.12 Article 24	<p><b><u>Aberdeen Western Peripheral Route</u></b></p> <p>The Council instructed officers to continue to negotiate with Transport Scotland on the future funding mechanism and report back in due course on this funding package.</p>	A report is on the agenda.	Head of Finance	06.03.13	06.03.13

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5.	Finance and Resources 06.12.12 Article 7	<p><b><u>Business Rates Incentive Scheme (BRIS)</u></b></p> <p>In considering a motion by Councillor McCaig, the Finance and Resources Committee instructed officers to report to the budget meeting on the Council's current position regarding BRIS.</p>	<p><b>This matter was reported to the Council Budget meeting on 14 February 2013 - it is therefore recommended that this item be deleted.</b></p>	<p>Head of Economic and Business Development</p> <p>Head of Finance</p>	14.02.13	
6.	Council 19.12.12	<p><b><u>Third Don Crossing</u></b></p> <p>The Council reaffirmed its existing commitment to the Third Don Crossing on the previously identified site and route and called for a report to the next Council meeting on the most efficient options to deliver this as quickly as possible.</p>	A report is on the agenda.	Director of Enterprise, Planning and Infrastructure	06.03.13	06.03.13

## 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.