

COUNCIL

BUSINESS STATEMENT

31 OCTOBER 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><u>50m Swimming Pool</u></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 will</p>	Director of Education, Culture and Sport	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. 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>A report will be considered by Education, Culture and Sport Committee in November on the revenue funding for this facility. A formal letter has recently been sent to Aberdeenshire Council requesting formal confirmation of their previous revenue commitment. Further updates will be provided to the Education, Culture and Sport Committee as required.</p>			
2.	Council 06.03.13 Article 16	<p><u>Welfare Reform</u></p> <p>The Council, amongst other things, approved the steps taken by officers to develop a policy and practice response and agreed to receive further reports in due course as measures were implemented.</p>	The Scottish Welfare Fund has been successfully introduced and is operating well and meeting deadlines for decisions. Further changes to welfare reform are planned for later this year. The Hub joint project with the DWP is now open and being developed further over the coming weeks.	<p>Director of Social Care and Wellbeing</p> <p>Director of Housing and Environment</p>	As and when required	

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			<p>Agreement has been reached with The Citizens Advice Bureau regarding the basis for a service level agreement. Claims for discretionary housing payments continue to be processed within the agreed scheme. The Financial inclusion manager has now been appointed and took up his post on 1 July.</p> <p>A progress report was noted by the Council on 21 August 2013.</p>			
3.	Council 01.05.13 Article 5	<p><u>Property Disposal - Broad Street</u></p> <p>The Council instructed officers to provide progress reports to the Council at key stages of the project.</p>	A late report is anticipated following a meeting of the Marischal Square Working Group on 24 October 2013.	Head of Asset Management and Operations	As and when required	31.10.13
4.	Council 26.06.13 Article 21	<p><u>Service Review of Legal Services</u></p> <p>The Council instructed the Head of Legal and Democratic Services to report back to Council in twelve months advising of the outcomes of the implementation of the new structure.</p>		Head of Legal and Democratic Services	25.06.14	

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5.	Finance and Resources 12.11.09 Article 22	<p><u>Community Planning Partnership - Fairer Scotland Fund</u></p> <p>The Finance and Resources Committee instructed the Director of Corporate Governance to provide twice yearly updates in February and October to the Aberdeen City Alliance (now Community Planning Aberdeen) and the Corporate Policy and Performance Committee on the outcomes achieved through the investment of the Fairer Scotland Fund.</p>	<p>This item now falls under the remit of the Council following the decision to disband the Corporate Policy and Performance Committee.</p> <p>A report is on the agenda.</p>	Head of Customer Service and Performance	31.10.13	31.10.13
6.	Council 01.05.13 Article 14	<p><u>Community Planning in Aberdeen - A Report by Audit Scotland</u></p> <p>The Council noted that Community Planning Aberdeen had put in place a Development Plan to support the delivery of the new Single Outcome Agreement, which addressed the improvement items identified by Audit Scotland, and noted that progress with the improvement items would be reported to the Community Planning Aberdeen Board and the Corporate Policy and Performance Committee.</p>	<p>A report providing an update on the implementation of agreed actions will be presented to a future meeting, to include updates on the Single Outcome Agreement and the Community Planning Partnership Development Plan.</p> <p>This item now falls under the remit of the Council following the decision to disband the Corporate Policy and Performance Committee.</p> <p>A report is on the agenda.</p>	Head of Customer Service and Performance	31.10.13	31.10.13

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7.	Council 21.08.13	<p data-bbox="434 236 967 376"><u>Establishment of Short-term Halting Sites for Gypsies/Travellers and Proposed Byelaw Regarding Camping in Designated Areas</u></p> <p data-bbox="434 421 967 635">The Council instructed officers to commence without delay consultation with the Scottish Government on a potential byelaw to prohibit camping on sensitive areas such as public places.</p> <p data-bbox="434 679 967 1299">In addition, the Council (a) instructed officers to prepare a detailed design with cost estimates for construction and ongoing costs for a short-term halting site at Howes Road; (b) instructed officers to prepare a planning application including details of costings (capital and revenue) for establishing the site; (c) approved the process for consultation as set out in the report acknowledging that strong views and opinions were likely to be part of the process; and (d) instructed officers to continue to conduct property searches with a view to establishing a further site or a more suitable site within the city.</p> <p data-bbox="434 1343 967 1506">The Council instructed officers to report back to every Council meeting on the progress or otherwise on the consultation with the Scottish Government on the potential byelaw</p>	<p data-bbox="1001 236 1496 855">Officers will be attending the November cycles for the Heathryfold Residents Group and Northfield Community Council meetings to discuss, scope and agree the consultation events to progress the Howes Road site. A planning application will be prepared once architects complete a draft specification design for the site and any mitigation issues will be discussed with the community too. The Asset Management team are continuing to identify alternative and additional sites both in the public and private sector.</p> <p data-bbox="1001 900 1496 967">A report regarding the proposed byelaw is on the agenda.</p>	Director of Housing and Environment	Every Council meeting	31.10.13

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		and on the suitability or otherwise of other potential sites.				
8.	Council 21.08.13	<p><u>Standing Orders on Contracts and Procurement</u></p> <p>The Council noted that the Standing Orders on Contracts and Procurement would be revised later in the year, which could entail further changes to Council Standing Orders, both of which would be reported back to Council.</p>		Head of Legal and Democratic Services	18.12.13	
9.	Council 21.08.13	<p><u>Roles and Responsibilities: Is Aberdeen City Council Getting it Right? - Committee Structure etc.</u></p> <p>The Council, amongst other things, instructed officers to report to the next Council meeting with (1) a process for handling complaints against external members of the Education, Culture and Sport Committee and the Shareholder Scrutiny Group; and (2) a revised Scheme of Delegation to officers.</p>	A report is on the agenda.	Head of Legal and Democratic Services	31.10.13	31.10.13

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10.	Council 21.08.13	<p><u>Integration of Health and Social Care</u></p> <p>The Council agreed to receive a further report on the proposal for integration, with a view to making an informed decision about implementing health and social care integration in Aberdeen.</p>		Director of Social Care and Wellbeing	18.12.13	
11.	Council 21.08.13	<p><u>Street Begging</u></p> <p>The Council, amongst other things, instructed officers to commence without delay consultation with the Scottish Government on a potential byelaw to prohibit street begging, and report back to every Council meeting on the progress or otherwise of the consultation with the Scottish Government.</p>	A report is on the agenda.	Director of Housing and Environment	31.10.13	31.10.13

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.