

COUNCIL

BUSINESS STATEMENT

5 MARCH 2014

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> |
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| 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 formal letter has 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. <u>Authority is therefore sought to remove this item.</u></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> | <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. Agreement has been reached with The Citizens Advice Bureau</p> | <p>Director of Social Care and Wellbeing</p> <p>Director of Housing and Environment</p> | As and when required | |

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| | | | <p>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 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> | | Head of Asset Management and Operations | As and when required | |
| 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> | This item now falls under the remit of the Council following the decision to disband the Corporate Policy and Performance Committee. | Head of Customer Service and Performance | 14.05.14 | |
| 6. | Council 21.08.13 Article 9 | <p><u>Establishment of Short-term Halting Sites for Gypsies/Travellers and Proposed Byelaw Regarding Camping in Designated Areas</u></p> <p>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>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</p> | <p>Officers will be attending meetings of 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>The Council, at its meeting on 18 December 2013, approved an</p> | <p>Director of Housing and Environment</p> <p>Head of Legal and Democratic Services</p> | Every Council meeting | |

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| | | <p>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>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 and on the suitability or otherwise of other potential sites.</p> | <p>indicative timeline in relation to the potential byelaw regarding camping in designated areas.</p> <p>A report is on the agenda.</p> | | | |
| 7. | Council 21.08.13 Article 11 | <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> | A report is on the agenda. | Head of Legal and Democratic Services | 18.12.13 | 05.03.14 |

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| 8. | Council 21.08.13 Article 17 | <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> | <p>The Council, at its meeting on 18 December 2013, approved the wording of the proposed byelaw; approved the designated area; and instructed officers to take all necessary steps to complete the statutory process to seek confirmation of the byelaw from the Scottish Government.</p> <p>A report is on the agenda.</p> | <p>Director of Housing and Environment</p> <p>Head of Legal and Democratic Services</p> | Every Council meeting | |
| 9. | Council 31.10.13 Article 4 | <p><u>Aberdeen Exhibition and Conference Centre (AECC)</u></p> <p>The Council, amongst other things, authorised officers to continue to explore financial options to deliver the development at minimum cost to the Council, such options to be reported to Full Council within the next six months.</p> | | Director of Enterprise, Planning and Infrastructure | 05.03.14 | |
| 10. | Council 31.10.13 Article 14 | <p><u>Strategic Infrastructure Plan (SIP) - Key Goal 1: A step change to the supply of housing</u></p> <p>The Council instructed officers to take forward a procurement process in accordance with the Council's Standing Orders in Relation to Contracts and Procurement, in order to appoint a Joint Venture partner(s)</p> | <p>The Council is progressing an OJEU procurement process to procure a suitable partner to deliver affordable housing.</p> <p>A Prior Information Notification (PIN Notice) was issued in December 2013. This was supplemented by an Information Day held on 11 February to clarify</p> | Director of Housing and Environment | 05.03.14 | |

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| | | to deliver the affordable housing element identified in the SIP and report back to Council with the outcomes of the procurement process, and recommending a preferred bidder(s) prior to entering a contract(s). | <p>the Council's intention to meet targets of delivering an additional 1,000 affordable housing by 2017 on its own land as part of its commitment in the SIP. The event was attended by more than 60 people representing potential partners, ranging from commercial developers, Registered Social Landlords (RSLs), Investors, Architects and other interested parties.</p> <p>The recruitment of an in-house team has taken place and we have a preferred candidate for the post of Housing Delivery Programme Manager.</p> <p>Officers will report back once in a position to recommend a preferred bidder(s) prior to entering a contract(s) as per the Council decision.</p> | | | |
| 11. | Council 31.10.13 Article 14 | <p><u>SIP - Key Goal 5: A better image for Aberdeen</u></p> <p>The Council approved the creation of a City Centre Regeneration Board and instructed the Board to report back to Council at its meeting on 25 June 2014 with recommended project(s) to regenerate the city</p> | Minutes of meetings of the City Centre Regeneration Board will be on the Council agenda for information when available. | Director of Enterprise, Planning and Infrastructure | Every Council meeting | |

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| | | centre, and to provide updates on progress to Council each cycle. | | | | |
| 12. | Council 31.10.13 Article 17 | <u>Community Planning Aberdeen - Development Plan</u> The Council agreed to receive six monthly updates on progress with the implementation of the Development Plan. | | Head of Customer Service and Performance | 14.05.14 | |
| 13. | Social Care, Wellbeing and Safety 07.11.13 Article 7 | <u>Integration of Health and Social Care</u> The Committee, amongst other things, agreed that a future report be submitted to Council on the proposed Integration Plan for Aberdeen. | The Transitional Leadership Group held its first meeting and workshop on 17 February to begin the process of developing the Integration Plan for Aberdeen. It is expected that a draft Plan will be submitted to Council on 14 May. | Director of Social Care and Wellbeing | 05.03.14 | |
| 14. | Council 18.12.13 Article 22 | <u>Sistema Scotland and Aberdeen</u> The Council approved a report which, amongst other things, recommended entering into a long term partnership with Sistema Scotland and that a subsequent report be brought to Council which would include the business plan, financial costings, asset and other implications; and thereafter reports be submitted to the Education Culture and Sport, Enterprise, Strategic Planning and | | Director of Education, Culture and Sport | 14.05.14 | |

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| | | Infrastructure and Social Care, Wellbeing and Safety Committees, to ensure that the introduction of a “Big Noise” centre in the city, its principles and experience could be integrated in other aspects of the Council’s work. | | | | |
| 15. | Council 06.02.14 | <p><u>Aberdeen Sports Village - Sports Pitch and Ancillary Services</u></p> <p>The Council instructed the Director of Education, Culture and Sport to report back to Council with a proposal to further develop the sports pitch and ancillary services which would provide the North East with a true Olympic style village.</p> | | Director of Education, Culture and Sport | 25.06.14 | |

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.