

## CITY GROWTH AND RESOURCES COMMITTEE

ABERDEEN, 24 April 2018. Minute of Meeting of the CITY GROWTH AND RESOURCES COMMITTEE. Present:- Councillor Lumsden, Convener; Councillor Graham, Vice-Convener; and Councillors Boulton, Councillor Donnelly, the Depute Provost, Jackie Dunbar, Flynn, Houghton (as substitute for Councillor Boulton for articles 4, 13 and 16), Laing, Catriona Mackenzie (as substitute for Councillor Jackie Dunbar for article 13 onwards), Nicoll, Townson (as substitute for Councillor Flynn for articles 4 and 16) and Yuill.

**The agenda and reports associated with this minute can be found at:-**

**<https://committees.aberdeencity.gov.uk/ieListMeetings.aspx?CommitteId=618>**

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### **DETERMINATION OF EXEMPT BUSINESS**

1. The Convener proposed that the Committee consider items 10.1 (Pinewood Hazledene Sale Update), 10.2 (Shaping Aberdeen Housing LLP) and 10.3 (Disposal of Site at Harris Drive, Aberdeen) with the press and public excluded.

#### **The Committee resolved:-**

in terms of Section 50(A)(4) of the Local Government (Scotland) Act 1973, to exclude the press and public from the meeting from item 10.1 of the agenda so as to avoid disclosure of information of the classes described in the following paragraphs of Schedule 7(A) to the Act:- articles 15, 16 and 17 (paragraphs 6 and 9).

### **DECLARATIONS OF INTEREST**

2. Members were requested to intimate any declarations of interest in respect of the items on today's agenda, thereafter, the following declarations of interest were intimated:-

- (1) Councillors Boulton and Flynn declared an interest in items 6.1 (Notice of Motion by Councillor Nicoll – Former Craighill Primary School Site) and 10.2 (Shaping Aberdeen Housing LLP) by virtue of them being Council appointed Board members of Shaping Aberdeen Housing LLP. They considered that the nature of their interest required them to leave the meeting and they took no part in the consideration of these items;
- (2) Councillors Nicoll declared an interest in item 9.4 (External Funding for Transport Projects) by virtue of him being a Council appointed Board member of Nestrans.

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He considered that the nature of his interest did not require him to leave the meeting during consideration of the item;

- (3) Councillor Yuill declared an interest in item 9.4 (External Funding for Transport Projects) by virtue of him being a Council appointed Substitute Board member of Nestrans. He considered that the nature of his interest did not require him to leave the meeting during consideration of the item; and
- (4) Councillor Yuill also declared an interest in item 10.1 (Pinewood Hazeldene Sale Update) by virtue of him being a Council appointed member of Robert Gordon's College Board of Governors.

### COMMITTEE PLANNER

- 3. The Committee had before it the Business Planner prepared by the Chief Officer - Governance.

Councillor Yuill moved as a procedural motion, seconded by Councillor Nicoll:-  
that the item relating to the Local Transport Strategy Annual Monitoring and Progress Report be submitted to the Committee as a substantive report and not a Service Update.

On a division, there voted:- for the procedural motion (4) – Councillors Dunbar, Flynn, Nicoll and Yuill; against the procedural motion (5) – The Convener, the Vice-Convener and Councillors Boulton, Donnelly and Laing.

### **The Committee resolved:-**

- (i) to decline the procedural motion;
- (ii) to remove the following items from the Business Planner as they were to be reported as Service Updates:- Environmental Noise Action Plan Update; Local Transport Strategy Annual Monitoring and Progress Report; Towards a Fairer Aberdeen – Engagement with People and Groups Affected by Poverty; Europe Green Capital Awards; Community Benefit Management Process; World Energy Cities Partnership Annual Report; Civitas Portis; Sponsorship of Business Awards; Powering Aberdeen; and Air Quality Action Plan;
- (iii) to remove the following item from the Business Planner as it was to be considered as part of the Performance report at the next meeting:- Public Bodies Duties - Climate Change;
- (iv) to transfer the following items from the Business Planner due to their proposed Terms of Reference:- Best Way Forward for Sport in Aberdeen (transferred to Strategic Commissioning Committee Business Planner); Business Cases for the Delivery of 2,000 Council Houses (transferred to the Capital Programme Committee Business Planner); and
- (v) to note the update in relation to the Site at Beach Esplanade/King Street and that a report in this regard would be submitted to the next meeting of the Committee.

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**NOTICE OF MOTION BY COUNCILLOR NICOLL - FORMER CRAIGHILL PRIMARY SCHOOL SITE**

4. The Committee had before it a Notice of Motion by Councillor Nicoll in the following terms:-

that the Committee:-

- (1) notes that the former Craighill Primary School site in Heatherwick Road, Aberdeen, has been a vacant brownfield site for over 5 years. The site has been identified by the Council as suitable for development for housing since 2014 and that to date there is no timescale for the work commencing;
- (2) note that the former school site had buildings to the north side of the site, which is a now a hard-core type surface and a grass playing field to the south side bordering Gardner Drive. The site is now overgrown, attracts fly tipping and wind-blown litter and is at present unsightly. The site is surrounded by a circa 1.5m metal railing fence with gates which are padlocked to prevent pedestrian access;
- (3) notes that the site sits within a residential area of the Kincorth housing scheme and that there are limited facilities in the area for children to play safely; and
- (4) instructs the Director of Resources to investigate the financial costs and details of the work which would be required to bring the site back into use as a children's play area until such time as detailed development plans are brought forward and implemented to bring the site back into use for residential housing, and that a report in this regard be brought back to the next meeting of the Committee in June.

Councillor Nicoll moved his Notice of Motion and explained the rationale behind his request. Councillor Nicoll was seconded by Councillor Dunbar.

The Convener, seconded by the Vice Convener, moved as an amendment:-  
to take no action.

On a division, there voted:- for the motion (4) – Councillors Flynn, Nicoll, Townson and Yuill; for the amendment (5) – the Convener, the Vice Convener and Councillors Donnelly, Houghton and Laing.

**The Committee resolved:-**

to adopt the amendment.

**COUNCIL FINANCIAL PERFORMANCE - QUARTER 4, 2017/18 - RES/18/001**

5. The Committee had before it a report by the Director of Resources which provided the full year actual position for the financial year 2017/18, as at 31 March 2018,

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for the Council including General Fund and Housing Revenue Account, revenue and capital accounts and the Common Good Revenue Account and Balance Sheet.

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

that the Committee –

- (a) note the current final outturn position for the financial year 2017/18;
- (b) approve the various transfers for 2017/18, between Council accounts and earmarked sums for the General Fund, Housing Revenue Account and Common Good as at 31 March 2018 as shown in Appendix 1;
- (c) note that in accordance with the relevant strategies to maintain revenue balances, the Council's objective of retaining recommended levels of uncommitted balances has been achieved; and
- (d) note that the unaudited Annual Accounts for 2017/18 will be presented to the Audit, Risk & Scrutiny Committee, along with the Annual Governance Statement and Remuneration Report, at its meeting on 8 May 2018.

The Convener, seconded by the Vice Convener moved:-

to approve the recommendations contained within the report.

Councillor Nicoll, seconded by Councillor Dunbar, moved as an amendment:-

- (1) to approve the recommendations contained within the report;
- (2) to note that for the year 2017/18, Scottish Government provided a total of £2,708,400 in additional support to Aberdeen City Council to be spent in local schools to close to the attainment gap under the Pupil Equity Funding Scheme;
- (3) to note that for the year 2018/19 this funding has increased to £2,803,200;
- (4) to note with concern that some of the lowest scoring deciles in the Scottish Index of Multiple Deprivation are located within the Aberdeen City Council area;
- (5) to note with concern that in 2017/18 schools within the control of Aberdeen City Council have not spent £1,622,164 of the funding allocation and that this amounted to circa 60% of the money allocated not being directed to closing the attainment gap in local schools; and
- (6) to instruct the Chief Operating Officer to report back to the Operational Delivery Committee – Education in early course detailing how the money is being spent in schools and the impact these measures are anticipated to have in closing the attainment gap.

On a division, there voted:- for the motion (5) – the Convener, the Vice Convener and Councillors Boulton, Donnelly and Laing; for the amendment (4) – Councillors Dunbar, Flynn, Nicoll and Yuill.

### **The Committee resolved:-**

- (i) to adopt the motion;

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- (ii) that officers consider rescheduling the Committee meeting in April 2019 to May 2019 to allow time for officers to prepare the Council Financial Performance report; and
- (iii) to congratulate the Director of Resources, Interim Chief Officer - Finance and officers in the Finance Team for the work involved in the preparation of the report.

### **ACC CORPORATE BRANDING - CUS/18/004**

6. The Committee had before it a report by the Director of Customer Services which proposed a new Aberdeen City Council crest in support of the refreshed corporate brand and sought approval for the crest's staged introduction across all council services.

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

that the Committee –

- (a) note the approval of the proposed updated crest by the Lord Lyon;
- (b) approve the adoption of the updated ACC crest which will facilitate improved digital and online design;
- (c) instruct the Marketing and Design Manager to create brand guidelines for the use of the crest across all services in conjunction with the Communications Policy presented to full council December 2015; and
- (d) approve implementation of the introduction of the new crest and refreshed brand in a phased manner as assets are naturally replaced over time beginning in Summer 2018.

The Convener, seconded by the Vice Convener moved:-

that the Committee:-

- (1) approve the recommendations contained within the report; and
- (2) agree that no consideration by the Council for further rebranding shall be given prior to 2022.

Councillor Nicoll, seconded by Councillor Dunbar moved as an amendment:-

that no action be taken by the Committee.

On a division, there voted:- for the motion (5) – the Convener, the Vice Convener and Councillors Boulton, Donnelly and Laing; for the amendment (4) – Councillors Dunbar, Flynn, Nicoll and Yuill.

#### **The Committee resolved:-**

to adopt the motion.

**In terms of Standing Order 33.1, Councillor Flynn intimated that he would like this matter to be referred to full Council in order for a final decision to be taken. Councillor Flynn was supported by Councillors Dunbar, Nicoll and Yuill.**

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**In terms of Standing Order 33.1, the Convener determined otherwise and ruled that the matter would not be referred to full Council.**

**UPDATE ON RECRUITMENT OF DEVELOPER OBLIGATIONS OFFICER - GOV/18/005**

7. The Committee had before it a report by the Interim Chief Officer – Strategic Place Planning which provided an update on progress to appoint a new Developer Obligations Team Leader and to request approval to implement temporary measures while the recruitment process continued.

**The report recommended:-**

that the Committee –

- (a) instruct the Interim Chief Officer - Strategic Place Planning following consultation with the Head of Commercial and Procurement Services, to agree to a 12 month extension to the Service Level Agreement with Aberdeenshire Council for the provision of Developer Obligations Services;
- (b) instruct the Interim Chief Officer - Strategic Place Planning to report back to committee at the end of the 12 month period if an officer has not been appointed; and
- (c) approve to alter a previous committee decision from November 2017 (CHI/17/248) requiring the Head of Planning and Sustainable Development in consultation with the Head of Commercial and Procurement to terminate the Service Level Agreement with Aberdeenshire Council, to allow recommendations (a) and (b) above, to be implemented.

**The Committee resolved:-**

- (i) to note with disappointment the Council had been unable to recruit a Developer Obligations Team Leader;
- (ii) to instruct the Interim Chief Officer - Strategic Place Planning to liaise with HR to enquire if any current employee may be suitable for potential redeployment to this post taking into consideration the budget set aside from the existing corporate training budget to fund retraining and redeployment costs;
- (iii) to instruct the Interim Chief Officer - Strategic Place Planning following consultation with the Head of Commercial and Procurement Services, to agree to a 12-month extension to the Service Level Agreement with Aberdeenshire Council for the provision of Developer Obligations Services; and
- (iv) to instruct the Interim Chief Officer - Strategic Place Planning to report back to committee in 9 months to report on recruitment and operation of the Developer Obligation Service.

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### LOCAL AUTHORITY MARKETS - PLA/18/005

8. The Committee had before it a report by the Director of Resources which sought approval to create local authority markets when delivering events in Aberdeen.

**The report recommended:-**

that the Committee –

- (a) approve the establishment and holding of annual markets at the events detailed in this report, in accordance with section 27 of the Local Government and Planning (Scotland) Act 1982; and
- (b) delegate authority to the Chief Officer – Operations and Protective Services to establish, hold, manage, regulate and administer the markets referred to above in accordance with section 27 of the Local Government and Planning (Scotland) Act 1982, to otherwise exercise all powers under section 27 in relation to those markets (except the power to make byelaws) and to take all decisions relating to the day-to-day administration of those markets.

**The Committee resolved:-**

to approve the recommendations.

### EXTERNAL FUNDING FOR TRANSPORT PROJECTS 2018/19 - PLA/18/003

9. The Committee had before it a report by the Interim Chief Officer – Strategic Place Planning which advised on a number of external funding opportunities that had become available or will soon become available to the Council for transportation projects and, where these are successful, request Committee approval for the use of match funding for some projects.

**The report recommended:-**

that the Committee –

- (a) note that Aberdeen City Council:-
  - (1) has been awarded funding from Paths for All to deliver projects outlined in the Smarter Choices, Smarter Places 2018/19 Programme;
  - (2) has been awarded funding from NESTRANS Revenue Programme 2018/19 to deliver projects outlined in the report;
  - (3) is bidding to the NESTRANS Capital 2018/19 funds to deliver projects outlined in this report;
  - (4) is bidding to the SUSTRANS Community Links 2018/19 fund to deliver projects outlined in this report; and
  - (5) intends to use staff time, Civitas Portis works, existing Developer Contributions and Aberdeen Western Peripheral Route Non-Motorised User (AWPR) (NMU) Offset Mitigation funding as part of the match funding mechanism;

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- (b) authorise the Developer Contributions and the AWPR NMU offset mitigation funds to be used as Match Funds and spent in accordance with the relevant legal agreement; and
- (c) note that the procurement of contracts with estimated expenditure of £250,000 and above (Works) and £50,000 and above (Goods or Services), will be reported to the Strategic Commissioning Committee at its meeting on 30th April 2018.

The Committee were advised of two changes to the list of bids, following the NESTRANS Board meeting as follows:-

- The allocation for the Bridge of Dee, in Appendix 2A of the report, had reduced from £100,000 to £10,000. This was to reflect the delays to the Western Peripheral Route opening; and
- The Bus Stop improvements budget, in Appendix 2B of the report, had increased from £100,000 to £165,000 on the Capital Funded Schemes list. This extra funding had been brought forward from the reserve list, Appendix 2C of the report, which originally showed an additional £100,000 for Bus Stop Improvements. The reserve list fund for this had now been reduced to £35,000 to reflect this.

It was noted that the above individual projects were 100% funded by NESTRANS, therefore the updates did not affect recommendations (b) or (c).

### **The Committee resolved:-**

- (i) that officers circulate details of the update to the two projects above to members of the Committee by email; and
- (ii) to otherwise approve the recommendations contained within the report.

## **INWARD INVESTMENT AND TRADE PRIORITIES - PLA/18/006**

**10.** The Committee had before it a report by the Director of Resources which presented the international trade and inward investment priorities for the year ahead.

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

that the Committee -

- (a) approve the international trade and inward investment priorities for 2018-19;
- (b) delegate authority to the Chief Officer - City Growth (in consultation with the Co-Leaders and Lord Provost) to authorise only necessary and appropriate travel to markets approved by Council/Committee as international trade and inward investment priorities for 2018 – 2019 as opportunities arise, provided the cost of such travel is reasonable and does not exceed the budget envelope set out in the report; and



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- (c) instruct the Chief Officer – Customer Experience to update the Travel Policy in line with the approved Scheme of Governance
- (d) instruct the Chief Officer - City Growth to submit an annual service update to the City Growth and Resources Committee on international travel outlining the economic benefits achieved;
- (e) approve the submission of the bid for Aberdeen to host the World Energy Cities Partnership Annual General Meeting in 2019; and
- (f) note progress with the Invest Aberdeen initiative and current priorities.

The Convener, seconded by the Vice Convener moved:-

that the Committee approve the recommendations contained within the report, subject to (i) removing reference to the Lord Provost at recommendation (b) above; and (ii) to amend recommendation (e) above to read “approve the submission of a bid for Aberdeen to host the World Energy Cities Partnership Annual General Meeting in 2019 up to a cost to the Council of £60,000 and that an appraisal of the submission is provided to the next meeting of the Committee in June 2018”.

Councillor Nicoll, seconded by Councillor Dunbar moved as an amendment:-

that the Committee –

- (1) approve the recommendations contained within the report at (a), (c) and (f) above;
- (2) instruct the Chief Officer – City Growth to provide a report detailing a travel plan for the year 2018/19 and take appropriate measures to have a travel plan in place for future years;
- (3) instruct the Chief Officer – City Growth to submit an annual report to the City Growth and Resources Committee, on international travel detailing the tangible economic benefits achieved; and
- (4) note the proposal to submit a bid to host the Annual General Meeting of the World Energy Cities Partnership in 2019. Instructs the Chief Officer – City Growth to submit a report on the details of the proposal with full costings ahead of the submission deadline for applications on 1 June 2018.

Councillor Yuill, seconded by Councillor Flynn moved as a further amendment:-

that the Committee –

- (1) approve the recommendations contained within the report, subject to (i) removing reference to the Lord Provost at recommendation (b) above; and (ii) to amend recommendation (e) above to read “approve the submission of a bid for Aberdeen to host the World Energy Cities Partnership Annual General Meeting in 2019 up to a cost to the Council of £60,000 and that an appraisal of the submission is provided to the next meeting of the Committee in June 2018”;
- (2) instruct the Chief Officer – City Growth to provide a report detailing a travel plan for the year 2018/19 and take appropriate measures to have a travel plan in place for future years; and

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- (3) instruct the Chief Officer – City Growth to submit an annual report to the City Growth and Resources Committee, on international travel detailing the tangible economic benefits achieved.

In terms of Standing Order 28.15, where there was more than one amendment to the motion, a vote would be taken between the two amendments.

On a division, there voted:- for Councillor Nicoll's amendment (3) – Councillors Dunbar, Flynn and Nicoll; for Councillor Yuill's amendment (3) – the Convener, the Vice Convener and Councillor Yuill.

There being an equality of votes, in terms of Standing Order 31.6, the Convener exercised his casting vote for Councillor Yuill's amendment.

On a division, there voted:- for the motion (5) – the Convener, the Vice Convener and Councillors Boulton, Donnelly and Laing; for Councillor Yuill's amendment (1) – Councillor Yuill.

**The Committee resolved:-**  
to adopt the motion.

### EXTERNAL PROJECTS AND PARTNERSHIP - PLA/18/007

11. The Committee had before it a report by the Director of Resources which sought approval for international travel associated with external partnerships and funding activity.

**The report recommended:-**  
that the Committee –

- (a) approve elected member and officer international travel as detailed in the Travel Plan for financial year 2018-19; and
- (b) delegate authority to the Chief Officer - City Growth, in consultation with the Chief Officer – Customer Experience, to authorise travel within the allocated budget.

The Convener, seconded by the Vice Convener moved:-  
to approve the recommendations contained within the report.

Councillor Nicoll, seconded by Councillor Dunbar moved as an amendment:-  
that the Committee –

- (1) approve the recommendations contained within the report; and
- (2) instruct the Chief Officer – City Growth to submit an annual report to the City Growth and Resources Committee on international travel detailing the tangible economic benefits achieved.

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On a division, there voted:- for the motion (5) – the Convener, the Vice Convener and Councillors Boulton, Donnelly and Laing; for the amendment (4) – Councillors Dunbar, Flynn, Nicoll and Yuill.

### **The Committee resolved:-**

- (i) to adopt the motion; and
- (ii) to include in future reports, the duration of the trips and an update as to the impact of Brexit on future travel in terms of funding/partnerships.

### **LOW CARBON TRAVEL AND TRANSPORT FUND - PLA/18/010**

**12.** With reference to article 17 of the minute of meeting of the Finance, Policy and Resources Committee of 1 February 2018, the Committee had before it a report by the Director of Resources which outlined the outcome of Aberdeen City Council's funding application to Transport Scotland's Low Carbon Travel and Transport Challenge Fund to develop a low carbon refuelling station at the city's new Exhibition Centre and recommended acceptance of the funding as detailed within the report.

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

that the Committee –

- (a) note a business case to support participation in Transport Scotland's Low Carbon Travel & Transport (LCTT) Challenge Fund which has been approved by Capital Board and Corporate Management Team (CMT);
- (b) approve Aberdeen City Council's participation in the programme;
- (c) approve entering into a legal agreement with Transport Scotland for the purpose of funding the project;
- (d) approve the creation in the Non-Housing Capital Programme of a new project expenditure budget of £1,479,467 for the low carbon fuelling station at the new AECC, funded by the LCTT grant funding of £1,035,627 and a transfer of £443,840 from the construction inflation budget of the Non-Housing Capital Programme; and
- (e) note the details of low carbon utilisation in other regions.

### **The Committee resolved:-**

to approve the recommendations.

### **DECLARATION OF INTEREST**

**Councillors Boulton and Mackenzie declared an interest in the following item of business by virtue of their position as council appointed board members of Aberdeen International Youth Festival and Aberdeen Performing Arts respectively, Councillor Boulton considered that the nature of her interest required her to leave the meeting and she took no part in the**

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**Committee's deliberations thereon. Councillor Mackenzie considered that the nature of her interest did not require her to leave the meeting. Councillor Houghton substituted for Councillor Boulton for this item only.**

**CULTURAL STRATEGY FOR ABERDEEN - PLA/18/015**

**13.** The Committee had before it a report by the Director of Resources which provided details on the development of a Cultural Strategy for Aberdeen 2018-2028 and development of a five-year action plan.

**The report recommended:-**

that the Committee –

- (a) approve Culture Aberdeen, a Cultural Strategy for the City of Aberdeen 2018-2028 as attached in Appendix 1;
- (b) approve the steps that have been undertaken to develop the Strategy through Culture Aberdeen;
- (c) approve the five-year action plan and priority activities for 2018-19; and
- (d) note the Council's considerable contribution to realising the strategy ambitions through the existing 2018/19 revenue budget commitments and that any future Council financial commitment towards delivery will require a fully costed business case to be brought to Committee for approval.

The Convener, seconded by the Vice Convener, moved:-

that the Committee –

- (1) approve the recommendations;
- (2) instruct the Chief Officer - City Growth to bring to the next meeting of the City Growth and Resources Committee, business cases for UNESCO Creative Cities Designations for:-
  - (i) Crafts and Folk Art
  - (ii) Gastronomy; and
- (3) instruct Chief Officer - City Growth to bring back a report to the next City Growth and Resources Committee meeting with a review on the Governance of the 365 Advisory Group and Aberdeen Festivals.

Councillor Yuill, seconded by Councillor Nicoll, moved as an amendment:-

that the Committee –

- (1) approve the recommendations;
- (2) approve the additions at (2) and (3) above;
- (3) recognises the Council's considerable contribution to realising the strategy ambitions through the existing 2018/19 revenue commitments, welcomes the considerable support provided by external partners in delivering approximately £1.35 of external funding for every pound contributed by Aberdeen City Council in addition to the £260,000 Common Good funding and £145,000 funding from creative Scotland and any future Council

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- financial commitment towards delivery will require a fully costed business case to be brought to Committee for approval; and
- (4) instructs officers to report back to the City Growth and Resources Committee within 6 months on how the council might support a revitalised and sustainable Aberdeen International Youth Festival in future years.

On a division, there voted:- for the motion (5) – the Convener, the Vice Convener and Councillors Donnelly, Houghton and Laing; for the amendment (4) – Councillors Flynn, Mackenzie, Nicoll and Yuill.

**The Committee resolved:-**

to adopt the motion.

### **ABERDEEN CITY COUNCIL OWNERSHIP - LOCAL DEVELOPMENT PLAN REVIEW BIDS - RES/18/002**

14. The Committee had before it a report by the Director of Resources which sought authority to submit appropriate submissions in relation to the Local Development Plan review.

**The report recommended:-**

that the Committee instruct the Chief Officer – Corporate Landlord to submit appropriate submissions for any site within Council ownership in relation to the Local Development Plan review.

**The Committee resolved:-**

that the Committee instruct the Chief Officer – Corporate Landlord in consultation with the Co-Leaders, to submit appropriate submissions for any site within Council ownership in relation to the Local Development Plan review and to circulate these to all members of the Council.

**In accordance with the decision recorded under article 2 of this minute, the following items of business were considered with the press and public excluded.**

### **PINEWOOD HAZELDENE SALE UPDATE - RES/18/016**

15. With reference to article 44 of the minute of meeting of the Finance, Policy and Resources Committee of 20 September 2017, the Committee had before it a report by the Director of Resources which provided an update on (1) the status of the sale of the Pinewood Hazeldene site; (2) a further request from the purchaser; (3) discussion with the Council's partners and the options and risks around this.

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The Committee had tabled, a letter from Ledingham Chalmers Solicitors dated 24 April 2018 for consideration.

**The report recommended:-**

that the Committee –

- (a) instruct the Chief Officer - Corporate Landlord to advise the council's development partner that their proposal is unacceptable;
- (b) instruct the Chief Officer - Corporate Landlord to enter into further discussion with the council's development partner as identified in the report; and
- (c) delegate authority to the Chief Officer - Corporate Landlord to agree a revised deal as identified in the report with the council partner and the purchaser and to instruct the Chief Officer - Governance to conclude the necessary legal documentation or take legal action as required.

**The Committee resolved:-**

- (i) to note the letter from Ledingham Chalmers dated 24 April 2018; and
- (ii) to otherwise approve the recommendations.

### **SHAPING ABERDEEN HOUSING LLP - RES/18/006**

**16.** With reference to article 3 of the minute of meeting of Council of 6 March 2018, the Committee had before it a report by the Director of Resources which provided details in relation to the Council's involvement with the Housing LLP and addressed an earlier action opportunity for new build Council housing.

**The report recommended:-**

- (a) note the progress achieved in relation to the Shaping Aberdeen Housing LLP programme for delivery of affordable housing (mainly mid-market rent);
- (b) note that Shaping Aberdeen Housing LLP, due to current and projected supply and demand factors, has brought forward an updated financial model using rent levels lower than those in the original proposals agreed by the Council at its meeting on 15th March 2017;
- (c) note that, in relation to the proposed project on the site of the former Summerhill Education Centre, the effect of these reduced rent levels is to reduce the sum offered for the site by the LLP as outlined within the report at section 2.3;
- (d) agree that the reduced sum as outlined within the report at section 2.4 for the Summerhill site, having been reviewed by Council officers, is not considered an acceptable price;
- (e) agree that disposal of the site at the reduced sum as outlined within the report at section 2.6 should not proceed and that this decision is communicated to Shaping Aberdeen Housing LLP;
- (f) agree not to proceed further with the Shaping Aberdeen Housing LLP programme and that this decision is communicated to Shaping Aberdeen Housing LLP; and

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- (g) instruct the Chief Officer - Governance to take the necessary legal steps to wind up the Shaping Aberdeen Housing LLP.

### Council housing new build proposals - Recommendation related to Capital Programme Committee

- (h) refer the report to the Capital Programme Committee on 23 May 2018, for approval to proceed with the Summerhill site as outlined within the report at section 2.8.

### Council housing new build proposals - Recommendations to City Growth and Resources Committee and Capital Programme Committee

- (i) subject to approval of recommendation (h) above agrees to delegate authority to the Director of Resources to approve the finalised financial model as outlined within the report a section 2.9; and
- (j) subject to approval of recommendation (h) above agrees to delegate authority to the Director of Resources, in conjunction with the Chief Officer – Corporate Landlord and Chief Officer – Governance, to agree the value of the General Fund Summerhill site and to seek Scottish Government consents as may be necessary.

### Recommendations Relating to the Strategic Commissioning Committee

- (k) agree to refer the report to the Strategic Commissioning Committee on 30 April 2018 for approval of the following recommendations subject to approval of recommendation (h) above by the Capital Programme Committee on 23 May 2018:-
- (1) agree to tender for the development and construction works as outlined within the report at section 2.11(a); and
- (2) delegate authority to the Director of Resources, following consultation with the Head of Commercial and Procurement Services and the Chief Officer – Governance, to undertake the tender process and award the necessary contracts on behalf of the Council as outlined within the report at section 2.11 (b).

### **The Committee resolved:-**

to approve the recommendations subject to:-

- (1) amending recommendation (g) above to read “instruct the Chief Officer - Governance to liaise with Shaping Aberdeen Housing LLP in relation to taking the necessary legal steps to wind it up”;
- (2) amending recommendation (i) above to read “subject to approval of recommendation (h) above, agrees to delegate authority to the Director of Resources in consultation with the Convener and Vice-Convener of City Growth and Resources Committee to approve the finalised financial model as outlined within the report at section 2.9; and

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- (3) deleting the words “and the Chief Officer – Governance” at recommendation (k)(2) above.

**DISPOSAL OF SITE AT HARRIS DRIVE, ABERDEEN - RES/18/008**

17. The Committee had before it a report by the Director of Resources which sought approval for the disposal of the subjects at Harris Drive, Aberdeen.

**The report recommended:-**

that the Committee –

- (a) approve the proposed disposal of the subjects at Harris Drive to New Endeavour LLP; and
- (b) that the Chief Officer – Governance be instructed to conclude missives for the sale of the subjects incorporating various appropriate qualifications as are necessary to protect the Council’s interests.

**The Committee resolved:-**

to approve the recommendations.

- **COUNCILLOR DOUGLAS LUMSDEN, Convener.**



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