

COUNCIL

BUSINESS STATEMENT

6th OCTOBER 2010

<u>No.</u>	<u>Minute Reference</u>	<u>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.</p>	<p>Tender documents are programmed to be issued in November 2010 with a return date of February 2011. The design is continuing to proceed on a twin track basis, with both the 8 lane and 10 lane options being tendered. The additional design work involved in the twin track approach is being funded by Aberdeen University. Following a detailed evaluation exercise five contractors have now been selected to tender for the project.</p> <p>The application for Planning Consent for the development was submitted on 19th July 2010.</p> <p>A revised draft of the Transfer Agreement Document, which will formalise the transfer of responsibility for the procurement phase of the project to Aberdeen Sports Village, has been produced by the Council's legal advisers. This document has been issued to Aberdeen Sports Village and Aberdeen University for their</p>	<p>Director of Enterprise, Planning and Infrastructure</p> <p>(Report to come from Aberdeen Sports Village)</p>	24.03.10	

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			comments prior to the issue of the final agreement.			
2.	Council 11.02.10 Article 2	<p><u>Future Financial Planning</u></p> <p>The Council instructed the Chief Executive, and her Directors, to make all necessary arrangements, including the commencement of a priority based budgeting approach, to achieve a balanced budget for 2011/12 and future years, which would include stakeholder consultation, to bring forward a costed five-year business plan for the Council for the period 2011-2016, and that this plan be brought to the Council in time for it to inform the decisions to be taken on the budget proposals for 2011/12 which would be considered in December 2010.</p>		Chief Executive	15.12.10	
3.	Council 24.03.10 Article 10	<p><u>Council Meetings - Start Time</u></p> <p>It was agreed that Council meetings continue to start at 10.30am up to and including the meeting on 6th October 2010, and that officers monitor the length of the meetings, reporting to the October meeting, with a view to returning to a 2.00pm start should business appear to be conducted within reasonable timescales.</p>	A report is on the agenda.	Head of Legal and Democratic Services	06.10.10	06.10.10

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4.	Council 30.06.10 Article 16	<p><u>The City Garden Project - Next Steps</u></p> <p>The Council approved the recommendations within a report by the Chief Executive and CMT, subject to some amendments, which informed of the proposed next steps to ensure delivery of the City Garden Project. Specifically, the Council instructed officers to submit a report to Council on 6th October 2010 on the key decision gateways, including who would be involved in the shortlisting of the design proposals.</p> <p>The Council also agreed to receive quarterly progress reports on the matter.</p>	A report is on the agenda.	<p>Chief Executive</p> <p>Director of Enterprise, Planning and Infrastructure</p> <p>Project Director, Economic and Business Development</p> <p>Director of Corporate Governance</p>	06.10.10	06.10.10
5.	Council 18.08.10 Article 13	<p><u>Committee Places</u></p> <p>Following notification from Councillor Wisely that there would be two Conservative groups on the Council from 18th August 2010, the Council agreed to allow the two Conservative groups and Councillor Boulton one cycle of meetings to allocate their committee places between them, and that the matter be reconsidered at the next Council meeting in the event that the allocation was unable to be resolved.</p>		Head of Legal and Democratic Services	No report due but the matter is to be considered on 06.10.10	

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6.	Council 18.08.10 Article 17	<p><u>Future Funding and Development of AECC</u></p> <p>The Council resolved:-</p> <p>(i) to reaffirm its decision of 10th February 2010, to authorise the Director of Enterprise, Planning and Infrastructure, the Head of Legal and Democratic Services and the Head of Finance to complete the necessary documentation required to convert the existing £2million Loan Facility into preference shares, on appropriate terms, and to extend the repayment date of the £7.5million Loan Facility to 17th May 2017, subject to:-</p> <ul style="list-style-type: none"> • AECC replacing three of their current elected member Board members with three new non-elected member Board members to be appointed following external advertisement and appointing a non-elected member chairperson, as agreed by Council in February 2010, and that the remaining five elected member Board members be replaced by five elected members on the basis of three Administration members and two Opposition members, and that the new 		Director of Enterprise, Planning and Infrastructure	15.12.10 (Either Council or EP&I Committee)	

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		<p>Board be in place by 31st October 2010;</p> <p>(ii) to not approve the proposed operational and financial structure of AECC's current planned hotel development and, in the process, accept that this would require AECC to write off costs associated with realising a hotel development, totalling £2.3million;</p> <p>(iii) to agree to provide AECC with a grant of £568,000 to mitigate the immediate cash-flow implications of having to write off costs incurred to date. These costs relate to professional fees associated with the production of plans, proposals and related legal, financial, investment and technical documentation connected with AECC's efforts to realise a new four start hotel development, ensuring that AECC received the grant timeously, and instruct that AECC provide the Council's Enterprise, Planning and Infrastructure Committee, or Council, with a full written detailed explanation and breakdown of the costs involved with the aborted hotel development;</p> <p>(iv) to instruct officers to direct the Council's internal auditors to undertake a "follow-the-public</p>				

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		<p>pound” review of AECC, which would look at AECC’s articles of association, governance, delegated authority arrangements and operational procedures, as a basis for determining how the Council might better manage AECC’s future strategic, operational and financial direction, noting that a report would be submitted to the Council’s Audit and Risk Committee on conclusion of the exercise;</p> <p>(v) to agree that any grant support be conditional upon AECC:-</p> <ul style="list-style-type: none"> • using all possible means at their disposal to secure the transfer of intellectual property relating to their proposed hotel development, so that this can be fully utilised, if possible, by the Council when investigating possible alternative ways of delivering the hotel development; and • working in partnership with the Council (and exploring the availability of Scottish Enterprise grant support) to deliver the required expansion facilities required by Reed Exhibitions, in such a way that any financial contribution the Council may 				

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		<p>decide to make towards these facilities, can be made as part of the Council's capital programme;</p> <p>(vi) instruct officers to continue their efforts to:</p> <ul style="list-style-type: none"> • deliver a four start hotel development adjacent to AECC, to enhance AECC's future business potential; • realise value from land adjacent to AECC by investigating the possibility of creating a large-scale development proposal, in partnership with private sector developers; and • find an alternative mechanism to remove AECC's debt burden; <p>(vii) instruct that reports be submitted to the Enterprise, Planning and Infrastructure Committee and/or the Finance and Resources Committee each cycle; and</p> <p>(viii) to authorise the Council Leader to release a press statement on the outcome of the matter.</p>				