

CITY GROWTH AND RESOURCES COMMITTEE

ABERDEEN, 21 September 2022. Minute of Meeting of the CITY GROWTH AND RESOURCES COMMITTEE. Present:- Councillor McLellan, Convener; Councillor Yuill, Vice-Convener; and Councillors Al-Samarai, Blake, Cooke, Copland (as substitute for Councillor Yuill), Farquhar, Grant, Greig, Hutchison, Macdonald, Massey (as substitute for Councillor Houghton), Nicoll and Radley.

The agenda and reports associated with this minute can be found [here](#).

Please note that if any changes are made to this minute at the point of approval, these will be outlined in the subsequent minute and this document will not be retrospectively altered.

DETERMINATION OF EXEMPT BUSINESS

1. The Convener proposed that the Committee consider items 13.1, 13.2, 13.3, 13.4, 14.1 and 14.2 as undernoted, with the press and public excluded from the meeting.

The Committee resolved:-

in terms of Section 50A(4) of the Local Government (Scotland) Act 1973, to exclude the press and public from the meeting during consideration of the following items of business:-

- 13.1 - Proposed Disposal of Surplus Site at Oscar Road, Torry;
- 13.2 - Proposed Disposal of Units 1 - 8, Woodlands Road, Dyce;
- 13.3 - Request for Bank and Pension Fund Guarantees;
- 13.4 - Wallace Tower;
- 14.1 - Torry Heat Network - Fourth Progress Report – Exempt Appendices; and
- 14.2 - Condition and Suitability 3 Year Programme - Exempt Appendices.

DECLARATIONS OF INTEREST AND TRANSPARENCY STATEMENTS

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

- (1) Councillor Macdonald declared an interest in relation to item 13.3 (Request for Bank and Pension Fund Guarantees) by virtue of her being a member of Aberdeen Heat and Power Ltd. She considered that the nature of her interest would require her to leave the meeting prior to consideration of the item;
- (2) Councillor Grant declared an interest in relation to agenda item 13.4 (Wallace Tower) by virtue of him being a former Chairman of the Tillydrone Community Development Trust. He considered that the nature of his interest would require him to leave the meeting prior to consideration of the item;
- (3) Councillor Cooke declared an interest in relation to agenda items 9.5 (Place Based Investment Programme) and 13.3 (Request for Bank and Pension Fund

CITY GROWTH AND RESOURCES COMMITTEE

21 September 2022

Guarantees) by virtue of him being a member of the Vestry at St Mary's Cathedral and a member of the Pensions Committee respectively. He considered that the nature of his interests would require him to leave the meeting prior to consideration of these items; and

- (4) Councillor Cooke further advised that he had a connection in relation to agenda item 12.1 (Condition and Suitability 3 Year Programme) which related to a number of facilities operated by Sport Aberdeen, by virtue of him being an observer member on the Board of Sport Aberdeen, however having applied the objective test, he did not consider that he had an interest and would not be withdrawing from the meeting.

MINUTE OF PREVIOUS MEETING OF 3 AUGUST 2022 - FOR APPROVAL

3. The Committee had before it the minute of its previous meeting of 3 August 2022.

The Committee resolved:-

to approve the minute.

COMMITTEE PLANNER

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

The Committee resolved:-

- (i) to note the reasons for the reporting delay in relation to item 6 (Property Auction Alternative Avenue of Surplus Asset Disposal Pilot Project), item 18 (Altens East Waste and Recycling Centre) and item 25 (Proposals for Investment for Works at Riverbank School to Accommodate the Relocation of St. Peter's School);
- (ii) to transfer item 23 (Climate Change Report 2021-22) to the Net Zero, Environment and Transport Committee Business Planner as a result of their Terms of Reference; and
- (iii) to otherwise note the content of the Committee Business Planner.

NOTICE OF MOTION BY COUNCILLOR TISSERA - FOODBANKS/FOOD POVERTY

5. The Committee had before it a notice of motion by Councillor Tissera in the following terms:-

That the Committee:-

- (1) note that many Aberdeen citizens, like citizens from other cities, towns and villages in Scotland are reliant on foodbanks;

CITY GROWTH AND RESOURCES COMMITTEE

21 September 2022

- (2) note the good work that is done by many community leaders and volunteers within Aberdeen, who offer foodbank facilities within their communities, thus helping those most in need;
- (3) note that falling incomes and inflation has left many food banks struggling to survive, however, thanks to the prudent financial management of the last Administration the Council achieved an underspend of £1.3m last year and therefore additional funds are available to the Council that hadn't been anticipated when the budget was set for 2022/23 and has not been allocated as part of the Quarter 1 Financial Performance Report. In addition, over £35m of cashable reserves are retained within the Common Good. All in all, cash is available to help struggling food banks if the political will is there;
- (4) agree that with many citizens being unable to feed their families sufficiently and properly due to the high cost of food and with food banks in the city complaining that they are running out of food to help the most needy and vulnerable in Aberdeen, the time has come for the Council to stop counting the interest on its money and put some of that money into helping the most vulnerable in our city;
- (5) agree therefore to allocate £500,000 from the General Fund 2022/23 contingency budget to be distributed to the various food bank charities within the city to allow them to help protect our most needy and vulnerable citizens;
- (6) agree to delegate authority to the Chief Officer - Early Intervention and Community Empowerment, following consultation with the Chief Officer - Finance, to make appropriate arrangements for the urgent distribution of £500,000 from General Fund contingencies for the mitigation of food poverty across Aberdeen; and
- (7) appoint a Food Champion to focus on this crucial and complex issue in the immediate and longer term for the benefit of all Aberdeen citizens.

Councillor Tissera moved her motion and explained the rationale behind her request. Councillor Tissera's motion was seconded by Councillor Grant.

Councillor Greig, seconded by the Convener, moved as an amendment:-
that the Committee –

- (1) note that the Operational Delivery Committee on the 31 August 2022 agreed to invest £1m in anti-poverty measures, including food provision, energy cost mitigation and employability support;
- (2) note that the Partnership had identified £100k of savings from Civic and related Budgets within Common Good;
- (3) instruct the Chief Officer – Finance to reduce the Common Good budgets in respect of Civic receptions, gifts and hospitality, Lord Provost travel and twinning activities by a total of £100k, and approve that this budget of £100k be invested in winter clothing for schoolchildren, and instruct the Chief Officer – Customer Experience to make arrangements for distributing these funds to families eligible for school clothing grants; and
- (4) request that a Service Update be provided to Committee members by the Chief Officer – Customer Experience, advising how this money had been made available.

CITY GROWTH AND RESOURCES COMMITTEE

21 September 2022

On a division, there voted:- for the motion (5) – Councillors Blake, Farquhar, Grant, Macdonald and Massey; for the amendment (8) – the Convener and Councillors Al-Samarai, Cooke, Copland, Greig, Hutchison, Nicoll and Radley.

The Committee resolved:-

to approve the amendment.

At this juncture, Councillors Hutchison and Al-Samarai advised that they had a connection in relation to the following item of business by virtue of them being employed by Mr Kevin Stewart MSP and Mrs Kirsty Blackman MP, respectively. Having applied the objective test, they did not consider that they had an interest and would not be withdrawing from the meeting.

NOTICE OF MOTION BY COUNCILLOR MACDONALD - SUPPORTED BUS SERVICE FOR FOOTDEE

6. The Committee had before it a Notice of Motion submitted by Councillor Macdonald in the following terms:-

That the Committee:-

- (1) instruct the Chief Officer – Operations and Protective Services to procure a local bus service between the City Centre and Footdee as soon as possible. This service would be for the remainder of the financial year 2022/23 in recognition of the exceptional circumstances impacting on those residents living in Footdee; and
- (2) approve a one-off budget of up to £30,000 to pay for the bus service, which will be funded from the 2022/23 General Fund contingencies budget.

Councillor Macdonald moved her motion and explained the rationale behind her request.

The Committee resolved:-

- (i) to note the changes to the bus services implemented by First Bus earlier this year;
- (ii) to instruct the Director of Commissioning to invite First Bus to meetings including the Convener and Vice Convener of the City Growth and Resources Committee (soon to be renamed the Finance and Resources Committee) and the Councillors for the George Street / Harbour Ward to discuss the impact the changes to the bus services have had on residents of Footdee, and to explore options to include Footdee in the public transport network; and
- (iii) to instruct the Director of Commissioning to report back to the next meeting of the Finance and Resources Committee (2 November 2022) on the outcome of the meetings agreed in point (ii) and any potential further steps.

CITY GROWTH AND RESOURCES COMMITTEE

21 September 2022

FLEET REPLACEMENT PROGRAMME - OPE/22/202

7. The Committee had before it a report by the Chief Operating Officer which provided details on the current position of the programme for Fleet Vehicles and Assets and presented the Fleet Asset Management Plan (Appendix A) which identified the age and replacement plans for all vehicles and plant to provide assurance on effective identification of assets to populate the Phase 3 Fleet Replacement Programme Projected Spend for 2022/23 (Appendix B) and future Fleet Replacement requests.

The report recommended:-

that the Committee –

- (a) note the refreshed Fleet Asset Management Plan and supports use of the Plan to identify future replacement requests;
- (b) note that a detailed infrastructure plan is being developed by the Chief Officer - Corporate Landlord working with Fleet as per Recommendation (b) of Article 6 – Fleet Replacement Programme from the Committee meeting of 11 May 2021, to inform future Fleet Replacement Programme requests to support an increased number of alternative fuel vehicles and plant;
- (c) approve the phase 3 Fleet Replacement Programme for 2022/23 (as detailed in Appendix B) and notes non-carbon fuelling technologies will be prioritised where these options exist; and
- (d) delegate authority to the Chief Officer – Operations & Protective Services, following consultation with the Head of Commercial and Procurement Shared Services (CPSS) and Chief Officer – Finance, to consider and approve procurement business cases for vehicles and plant for the purposes of Procurement Regulation 4.1.1.2; then consult with the Convener and Vice Convener, City Growth and Resources and thereafter to procure appropriate works, supplies and services, and enter into any contracts necessary for the vehicles and plant without the need for further approval from any other Committee of the Council, within the current Capital budget.

The Committee resolved:-

to approve the recommendations.

BERRYDEN CORRIDOR ACTIVE TRAVEL CONNECTIONS - RES/22/177

8. With reference to article 19 of the minute of meeting of 21 June 2022, the Committee had before it a report by the Director of Commissioning which provided an update on the Berryden Corridor Active Travel Connections Programme progress and sought approval of the outline business case.

The report recommended:-

that the Committee –

- (a) note the contents of the business case for the Ashgrove Connects project;

CITY GROWTH AND RESOURCES COMMITTEE

21 September 2022

- (b) agree the recommendations within the business case for the Ashgrove Connects project appended to this report;
- (c) instruct the Chief Officer – Strategic Place Planning to submit a bid to Scottish Government’s Places for Everyone scheme for funding to enable the detailed design of the Ashgrove Connects project and implementation, subject to the identification of suitable match funding;
- (d) note the content of the Skene Square to City Centre route option assessment report;
- (e) agree the preferred option within the Skene Square to City Centre route option assessment report and instructs the Chief Officer - Capital to progress the development of detailed design and, subject to 2.6, its implementation concurrently with the Berryden Corridor Improvement project;
- (f) instruct the Chief Officer - Capital as part of the detailed design to develop a detailed estimate for the Skene Square to City Centre active travel connection project (being the preferred option as described in the Skene Square to City Centre route option assessment report) and if required, refer any additional funding requirement to this year’s budget process;
- (g) instruct the Chief Officer - Capital to progress all necessary approvals, permissions, licenses, agreements, and consents required to develop and implement the Ashgrove Connects & Skene Square to City Centre active travel connection projects; and
- (h) delegate authority to the Chief Officer – Capital, following consultation with the Head of Commercial and Procurement Services, to consider and approve business cases (including estimated expenditures) for the Ashgrove Connects and Skene Square to City Centre active travel connection projects for the purposes of Procurement Regulation 4.1.1.2 and 4.1.1.4; thereafter to procure appropriate works and services, and enter into any contracts necessary for the delivery of the projects.

The Committee resolved:-

- (i) to approve recommendations (a), (b) and (d) to (h);
- (ii) to instruct the Chief Officer – Strategic Place Planning to submit a bid to Scottish Government’s Places for Everyone scheme for funding to enable the detailed design of the Ashgrove Connects project and implementation, and to circulate a Service Update to members of the Committee on securing match funding;
- (iii) to note the recommendation at page 145 of the agenda, “*Progress is made towards a comprehensive strategic network study to provide a city-wide plan prioritising active travel routes for future development. This process would benefit from targeted engagement that would greatly enhance and enrich the network planning process along with further data collection and auditing.*”; and instructs the Chief Officer – Strategic Place Planning to circulate a Service Update to members of the Committee which sets out the requirements and timescales required to prepare a Strategic Network Study to provide a city-wide active travel priority plan;
- (iv) to note ongoing work to progress the A944/A9119 multi-modal study and instructs the Chief Officer – Strategic Place Planning to ensure that this study fully considers,

CITY GROWTH AND RESOURCES COMMITTEE

21 September 2022

- when the relevant report is prepared for committee, the linkages with the Ashgrove Connects scheme and wider Berryden Corridor Active Travel Connections; and
- (v) to instruct the Chief Officer - Capital to provide Service Updates to members of the Committee (as appropriate) on progress relating to recommendations (c), (e) and (g) above.

ABERDEEN CITY'S AFFORDABLE HOUSING DELIVERY PROGRAMME - COM/22/197

9. With reference to article 6 of the minute of meeting of 25 August 2021, the Committee had before it a report by the Director of Commissioning which provided an update on the Aberdeen City affordable housing delivery programme.

The report recommended:-

that the Committee –

- (a) approve the allocation of the Section 75 and Council Tax monies detailed at section 3.4 the report for the future delivery of affordable housing; and
- (b) instruct the Chief Officer - Strategic Place Planning to recruit an additional Empty Homes Officer as detailed at section 3.5 of the report to build on the success achieved to date on bringing long-term empty private residential properties back into use.

The Committee resolved:-

to approve the recommendations.

ABERDEEN CITY'S STRATEGIC HOUSING INVESTMENT PLAN 2023/24 – 2027/2028 - COM/22/198

10. With reference to article 11 of the minute of meeting of 10 November 2021, the Committee had before it a report by the Director of Commissioning, which sought approval of the Strategic Housing Investment Plan (SHIP) for the period 2023/24 – 2027/28 which was due to be submitted to the Scottish Government by 28 October 2022.

The report recommended:-

that the Committee approve the SHIP and its submission to the Scottish Government.

The Committee resolved:-

- (i) to approve the recommendation;
- (ii) to note that the SHIP 2023/24-2028/29 highlights that 2021/22 produced 692 affordable housing completions which is the highest number of affordable homes delivered in Aberdeen through the Affordable Housing Supply Programme and that a further 653 are projected to be completed in 2022/23;

CITY GROWTH AND RESOURCES COMMITTEE

21 September 2022

- (iii) to record its thanks to all officers involved for their efforts both in preparing the latest SHIP and for their success in progressing the affordable housing priorities agreed in the previous SHIP;
- (iv) to note officer recommendations, which were approved at Full Council on 24 August 2022, in relation to the Council Financial Performance Q1 report and that these recommendations included, *“to instruct Chief Officer – Capital to pause the four Housing Capital Council-led new build projects as recommended in Appendix 5, to evaluate the actions to be taken, assess best value and where appropriate retender work packages. The outcome of this exercise will be reported to the next appropriate meeting of City Growth and Resource Committee.”*; and
- (v) to otherwise note the verbal update provided by the Director of Resources in relation to the current volatility issues surrounding the construction industry.

At this juncture, in accordance with Article 2 of this minute, Councillor Cooke left the meeting prior to consideration of the following item of business and Councillor Copland joined the meeting as his substitute.

PLACE BASED INVESTMENT PROGRAMME - COM/22/205

11. With reference to article 11 of the minute of meeting of 21 June 2022, the Committee had before it a report by the Director of Resources which provided an update on the applications received and sought instruction from Committee on the allocation of the remaining £126,013 from the Place Based Investment Programme (PBIP) Fund; The report also sought approval to enter into a grant agreement with Torry Development Trust and Grampian Housing Association enabling spend of up to £1,408,965 of Scottish Government Regeneration Capital Grant Funding (RCGF) secured by Aberdeen City Council on behalf of Torry Development Trust and Grampian Housing association for the Victoria Road School Community Regeneration Project.

The report recommended:-

that the Committee –

- (a) awards up to £11,000 to the St Mary’s Episcopal Church (at present procathedral) for the West end ‘Peace Garden’ project;
- (b) awards up to £43,000 to Aberdeen City Council: Aberdeen Archives, Gallery and Museums (AAGM) for the Aberdeen Art Gallery auto-opening doors project; and
- (c) instruct the Chief Officer – City Growth to enter into a grant agreement with Torry Development Trust and Grampian Housing Association for up to £1,408,965 specifically for the Victoria Road School Community Regeneration Project with the funding to come from the Regeneration Capital Grant Fund.

The Committee resolved:-

to approve the recommendations.

CITY GROWTH AND RESOURCES COMMITTEE

21 September 2022

TORRY HEAT NETWORK - FOURTH PROGRESS REPORT - RES/22/204

12. With reference to article 16 of the minute of meeting of 28 October 2020, the Committee had before it a report by the Director of Resources which provided an update on the progress made with the construction aspects of the Torry Heat Network project.

The report recommended:-

that the Committee –

- (a) approve the proposed scope for the next phase (Phase 2) of the Torry Heat Network project detailed within section 3.1 of this report;
- (b) approve expenditure on this project being increased, as described in exempt appendix 11.1, following receipt of the noted grant offer of £5.617m from the Scottish Government, towards the next phase (Phase 2) of the Torry Heat Network project;
- (c) subject to the associated expenditure in recommendations 2.2 (of the report) being approved, approve the conclusion of call-off contracts with the Council's framework Contractor for the design and build of Phase 2;
- (d) authorise the Chief Officer - Corporate Landlord to enter into commercial discussions with Grampian Housing Association with regard to the potential supply of heat to their proposed mixed-use re-development of the former Victoria Road school, and report the outcome to a future meeting of this Committee; and
- (e) authorise the Chief Officer - Corporate Landlord to enter into commercial discussions with Ark Housing Association with regard to the potential supply of heat to their Balnagask Court premises and report the outcome to a future meeting of this Committee.

The Committee resolved:-

to approve the recommendations.

ABERDEEN - A REAL LIVING WAGE CITY - COM/22/218

13. The Committee had before it a report by the Director of Commissioning which sought approval for the Council to contribute to the development and implementation of an Action Plan to enable Aberdeen to become a Real Living Wage City.

The report recommended:-

that the Committee –

- (a) instruct the Chief Officer – City Growth to contribute on behalf of the Council to the development and implementation of an Action Plan setting out how Aberdeen will become recognised as a Real Living Wage City by 2026; and
- (b) agree that Councillor Allard, as the appointed Convenor of the Council's new Anti-Poverty and Inequality Committee with effect from 14 October 2022, is the Council's

CITY GROWTH AND RESOURCES COMMITTEE

21 September 2022

spokesperson on anti-poverty and inequality matters, including the Real Living Wage.

The Committee resolved:-

to approve the recommendations.

PERFORMANCE MANAGEMENT FRAMEWORK REPORT – CITY GROWTH AND RESOURCES FUNCTIONS - CUS/22/203

14. With reference to article 13 of the minute of meeting of 21 June 2022, the Committee had before it a report by the Director of Customer Services which presented the status of key performance measures relating to City Growth and Resources cluster activities.

The report recommended:-

that the Committee note the report and provide comments and observations on the performance information contained in the appendix.

The Committee resolved:-

to note the report and the performance information contained within the appendix.

A92 (BRIDGE OF DON TO BRIDGE OF DEE) MULTI-MODAL TRANSPORT CORRIDOR STUDY - COM/22/200

15. The Committee had before it a report by the Director of Commissioning which provided details in relation to the outcomes of the A92 (Bridge of Don to Bridge of Dee) Multi-Modal Transport Corridor Study (part of the Bus Partnership Fund Programme) Initial STAG (Scottish Transport Appraisal Guidance) based Options Appraisal report.

The report recommended:-

that the Committee –

- (a) agree that work to further develop the options outlined in paragraph 3.8 (of the report) be progressed to Detailed Appraisal and Outline Business Case (OBC);
- (b) instruct the Chief Officer – Strategic Place Planning to develop the Detailed Appraisal and OBC in accordance with the Transport Scotland governance decisions on the gateways for the Bus Partnership Fund;
- (c) note that the Bus Partnership Fund programme has been enabled through Scottish Government funding and that officers will continue to work with partners to deliver the projects in accordance with the grant conditions; and
- (d) instruct the Chief Officer – Strategic Place Planning to report back to the Net Zero, Environment and Transport Committee with the Detailed Appraisal and OBC and next steps by March 2023.

CITY GROWTH AND RESOURCES COMMITTEE

21 September 2022

The Committee resolved:-

to approve the recommendations.

A947 MULTI MODAL TRANSPORT CORRIDOR STUDY - COM/22/199

16. The Committee had before it a report by the Director of Commissioning which provided details of the outcomes of the A947 Multi-Modal Transport Corridor Study initial Scottish Transport Appraisal Guidance (STAG) based options appraisal report.

The report recommended:-

that the Committee –

- (a) agree that work to further develop the options outlined in paragraph 3.8 (of the report) be progressed to Detailed Appraisal and Outline Business Case (OBC);
- (b) instruct the Chief Officer – Strategic Place Planning to proceed to Detailed Appraisal and OBC, subject to appropriate funding being sourced;
- (c) instruct the Chief Officer – Strategic Place Planning to implement the ‘quick win’ options identified in paragraph 3.9 (of the report), subject to appropriate funding being sourced; and
- (d) subject to recommendation (b), instruct the Chief Officer – Strategic Place Planning to report the Detailed Appraisal and Outline Business Case and next steps to the Net Zero, Environment and Transport Committee when complete.

The Committee resolved:-

to approve the recommendations.

CONDITION AND SUITABILITY 3 YEAR PROGRAMME - RES/22/207

17. With reference to article 21 of the minute of meeting of 10 November 2021, the Committee had before it a report by the Director of Resources which sought approval of an updated 3-year Condition and Suitability (C&S) Programme.

The report recommended:-

that the Committee –

- (a) note the projects completed or legally committed to date in 2022/23 as shown in Appendix A;
- (b) note the currently approved projects and approves the amended estimated budgets for each project as shown in Appendix B;
- (c) approve the new Condition & Suitability Programme projects listed in Appendix C for inclusion in the Condition & Suitability Programme and approves the estimated budget for each project and delegates authority to the Chief Officer - Capital, following consultation with the Head of Commercial and Procurement Services, to consider and approve procurement business cases for each of these projects for the purposes of Procurement Regulation 4.1.1.2; and thereafter to procure

CITY GROWTH AND RESOURCES COMMITTEE

21 September 2022

appropriate works and services, and enter into any contracts necessary for the projects without the need for further approval from any other Committee of the Council;

- (d) approve the removal of the projects listed in Appendix D;
- (e) delegate authority to the Chief Officer - Corporate Landlord, following consultation with the Capital Board and the Convener and Vice-Convener of this Committee, to amend the C&S Programme should priorities change due to unforeseen circumstances during the year, with such changes to be reported retrospectively to the Committee; and
- (f) approve the Outline Business Case for the Tolbooth Improvement Works project shown in Appendix H.

The Committee resolved:-

to approve the recommendations.

In accordance with Article 1 of this minute, the following items were considered with the press and public excluded.

PROPOSED DISPOSAL OF SURPLUS SITE AT OSCAR ROAD, TORRY - RES/22/201

18. The Committee had before it a report by the Director of Resources which provided details on the outcome of the closing date for the sale of the surplus site on Oscar Road, Torry.

The report recommended:-

that the Committee –

- (a) accept the recommendation as detailed in paragraph 3.5 of the report; and
- (b) instruct the Chief Officer – Governance to conclude missives for the sale of the site incorporating various qualifications as are necessary to protect the Council's interest, together with any other matters as are required to complete the transaction.

The Committee resolved:-

to approve the recommendations.

PROPOSED DISPOSAL OF UNITS 1 - 8, WOODLANDS ROAD, DYCE - RES/22/185

19. The Committee had before it a report by the Director of Resources which provided details on the outcome of the closing date for the sale of the surplus property comprising Units 1 – 8, Woodlands Road, Dyce, Aberdeen.

The report recommended:-

CITY GROWTH AND RESOURCES COMMITTEE

21 September 2022

that the Committee –

- (a) accept the recommendation as detailed in paragraph 3.7 of the report; and
- (b) instruct the Chief Officer – Governance to conclude missives for the sale of the property incorporating various qualifications as are necessary to protect the Council's interest.

The Committee resolved:-

to approve the recommendations.

At this juncture, in accordance with Article 2 of this minute, Councillors Cooke and Macdonald left the meeting prior to consideration of the following item of business. Councillor Copland joined the meeting as Councillor Cooke's substitute.

Also, at this juncture, Councillor Yuill advised that he had a connection in relation to the following item of business by virtue of him being a member of the Scottish Episcopal Church, although not St Mary's Episcopal Church. Having applied the objective test, he did not consider that he had an interest and would not be withdrawing from the meeting.

REQUEST FOR BANK AND PENSION FUND GUARANTEES - RES/21/212

20. The Committee had before it a report by the Director of Resources which sought consideration of the requests for financial guarantees from external organisations with which the Council currently has a financial relationship and to amend the financial terms where necessary.

The report recommended:-

that the Committee –

- (a) approve, in continued support of the company named in section 3 of the report, an eighteen-month extension of the guarantee to the Bank of Scotland in respect of a maximum overdraft facility of £250,000 for the period 1 October 2022 to 31 March 2024;
- (b) approve that Aberdeen City Council act as a guarantor for the company named in section 3 of the report in respect of North East Scotland Pension Fund liabilities;
- (c) approve that Aberdeen City Council act as a guarantor for the company named in section 3 of the report in respect of North East Scotland Pension Fund liabilities, subject to agreement by both Aberdeenshire and Moray councils to act as joint guarantors on an agreed shared basis;
- (d) approve, subject to (vi) below, that Aberdeen City Council act as guarantor for the purchase of gas by the company named in section 3 of the report from 1 November 2022 to 31 March 2023 (five months), noting this has an estimated cost of £5.8m

CITY GROWTH AND RESOURCES COMMITTEE

21 September 2022

and the company named in section 3 of the report has funding in place to support approx. £4.8m of this cost;

- (e) approve, subject to (vi) below, that Aberdeen City Council will act as guarantor for the company named in section 3 of the report in respect of an overdraft facility of up to £1m from 1 November 2022 to 31 March 2024; and
- (f) instruct the Head of Commercial & Procurement Services, to agree Heads of Terms with the company named in section 3 of the report on taking the action(s) required to make the company named in section 3 of the report compliant, and where necessary review and implement changes to the relationship between the Council and the company named in section 3 of the report to support this.

The Committee resolved:-

to approve the recommendations.

At this juncture, in accordance with Article 2 of this minute, Councillor Grant left the meeting prior to consideration of the following item of business.

WALLACE TOWER - RES/22/206

21. With reference to article 42 of the minute of meeting of the Finance, Policy and Resources Committee of 21 April 2011, the Committee had before it a report by the Director of Resources which provided details in relation to a request by the Tillydrone Community Development Trust to purchase Common Good property (i.e. the Wallace Tower) and sought approval to undertake the statutory consultation required and progress the necessary application to the court.

The report recommended:-

that the Committee –

- (a) instruct the Chief Officer - Corporate Landlord to undertake a consultation as required by the Community Empowerment (Scotland) Act 2015 (Part 8 - Common Good Property) on the revised request from Tillydrone Community Development Trust (TCDT) to acquire ownership of the Wallace Tower and surrounding land, once such request has been finalised by TCDT;
- (b) instruct the Chief Officer - Corporate Landlord to bring a report to the appropriate committee, seeking further decisions, if adverse representations are received during the consultation period and are not withdrawn;
- (c) if no such adverse representations are received during the consultation period, or if such adverse representations as are received are withdrawn, instruct the Chief Officer - Governance to arrange for an application to an appropriate court, under section 75(2) of the Local Government (Scotland) Act 1973, for authority to dispose of the site on which the Wallace Tower is erected and sufficient ground around that site to allow for the development of viable community facilities (Appendix 1); and

CITY GROWTH AND RESOURCES COMMITTEE

21 September 2022

- (d) if such authority is granted by the court, instruct the Chief Officer – Corporate Landlord to progress such disposal under the Disposal of Land by Local Authorities (Scotland) Regulations 2010.

The Committee resolved:-

to approve the recommendations.

TORRY HEAT NETWORK - FOURTH PROGRESS REPORT - EXEMPT APPENDICES

22. The Committee had before it exempt appendices relating to the Torry Heat Network – Fourth Progress report. (Article 12 of this minute refers)

The Committee resolved:-

to note the information contained within the exempt appendices.

CONDITION AND SUITABILITY 3 YEAR PROGRAMME - EXEMPT APPENDICES

23. The Committee had before it exempt appendices relating to the Condition and Suitability 3 Year Programme report. (Article 17 of this minute refers)

The Committee resolved:-

to note the information contained within the exempt appendices.

- **COUNCILLOR ALEX McLELLAN, Convener.**