



Shareholders Committee

Mon 3 Aug
2020
6.30 pm

Skype

REDDITCH BOROUGH COUNCIL

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If you have any queries on this Agenda please contact
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GUIDANCE ON VIRTUAL MEETINGS

Due to the current Covid-19 pandemic Redditch Borough Council will be holding this meeting in accordance with the relevant legislative arrangements for remote meetings of a local authority. For more information please refer to the Local Authorities and Police and Crime Panels (Coronavirus) (Flexibility of Local Authority and Police Crime Panels meetings) (England and Wales) Regulations 2020.

Please note that this is a public meeting conducted remotely by Skype conferencing between invited participants and live streamed for general access via the Council's YouTube channel.

You are able to access the livestream of the meeting from the Committee Pages of the website, alongside the agenda for the meeting.

Live stream link:

<https://youtu.be/04ARL86DyDA>

If you have any questions regarding the agenda or attached papers please do not hesitate to contact the officer named above.

Notes:

As referred to above, the virtual Skype meeting will be streamed live and accessible to view. Although this is a public meeting, there are circumstances when the committee might have to move into closed session to consider exempt or confidential information. For agenda items that are exempt, the public are excluded and for any such items the live stream will be suspended and that part of the meeting will not be recorded.



Shareholders Committee

Monday, 3rd August, 2020

6.30 pm

Virtual Meeting - Skype - Virtual

Agenda

Membership:

Cllrs:	David Thain (Chair)	Bill Hartnett
	Salman Akbar (Vice-Chair)	Ann Isherwood
	John Fisher	

1. Apologies for Absence and Named Substitutes
2. Declarations of Interest and Party Whip
3. Exclusion of the Press and Public

Should it be necessary, in the opinion of the Chief Executive, during the course of the meeting to consider excluding the public from the meeting on the grounds that exempt information is likely to be divulged, it may be necessary to move the following resolution:

“That, under S.100 (A) (4) of the Local Government Act 1972, the public be excluded from the meeting for the following matter(s) on the grounds that it/they involve(s) the likely disclosure of exempt information as defined in the relevant paragraphs (to be specified) of Part 1 of Schedule 12 (A) of the said Act”.

These paragraphs are as follows:

Subject to the “public interest” test, information relating to:

- Para 3 – financial or business affairs;
- Para 4 – labour relations matters;

and may need to be considered as ‘exempt’.

4. Minutes of the Previous Meeting (Pages 1 - 10)
5. Financial performance of Rubicon Leisure Ltd (Report to Follow)
6. Quarter 1 Performance Update 2020/21 - Rubicon Leisure Ltd (Pages 11 - 26)

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Shareholders Committee

Tuesday, 21st January,
2020

MINUTES

Present:

Councillor David Thain (Chair), and Councillors Matthew Dormer, John Fisher, Ann Isherwood and Mark Shurmer

Officers:

Claire Felton and Jayne Pickering

Senior Democratic Services Officer:

Jess Bayley

1. APOLOGIES FOR ABSENCE AND NAMED SUBSTITUTES

An apology for absence was received on behalf of Councillor Salman Akbar and it was confirmed that Councillor Matthew Dormer was attending as his substitute.

2. DECLARATIONS OF INTEREST AND PARTY WHIP

There were no declarations of interest nor of any party whip.

3. EXCLUSION OF THE PRESS AND PUBLIC

RESOLVED that

under S.100 I of the Local Government Act 1972, as amended by the Local Government (Access to Information) (Variation) Order 2006, the public be excluded from the meeting for the following matters on the grounds that they involve the likely disclosure of exempt information as defined in paragraphs 3 and 4 of Part 1 of Schedule 12 (A) of the said Act, as amended.

Minute Item 4 – Draft Business Plan – Position Statement
Minute Item 5 – Urgent Business

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Chair

Shareholders Committee

Tuesday, 21st January, 2020

4. DRAFT BUSINESS PLAN - POSITION STATEMENT (TO FOLLOW)

The Executive Director of Finance and Corporate Resources presented an update in respect of the performance of Rubicon Leisure and a position statement on progress with the draft Business Plan for the company.

(During consideration of this item Members discussed matters that necessitated the disclosure of exempt information. It was therefore agreed to exclude the press and public prior to any debate on the grounds that information would be revealed relating to the financial and business affairs of any particular person (including the authority holding that information) and relating to any consultations or negotiations, or contemplated consultations or negotiations, in connection with any labour relations matters arising between the authority or a Minister of the Crown and employees of, or office holders under, the authority.)

5. URGENT BUSINESS

Members considered an additional item, relating to employment matters at Rubicon Leisure, which was exceptionally agreed by the Chair as Urgent Business in accordance with the powers vested in him by virtue of Section 100(B)(4)(b) of the Local Government Act 1972.

(During consideration of this item Members discussed matters that necessitated the disclosure of exempt information. It was therefore agreed to exclude the press and public prior to any debate on the grounds that information would be revealed relating to any consultations or negotiations, or contemplated consultations or negotiations, in connection with any labour relations matters arising between the authority or a Minister of the Crown and employees of, or office holders under, the authority.)

The Meeting commenced at 6.32 pm
and closed at 7.25 pm

By virtue of paragraph(s) 3, 4 of Part 1 of Schedule 12A
of the Local Government Act 1972.

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REDDITCH BOROUGH COUNCIL**RUBICON SHAREHOLDERS COMMITTEE****3rd AUGUST 2020****QUARTER 1 PERFORMANCE RUBICON LEISURE**

Relevant Portfolio Holder	Councillor Mike Rouse
Portfolio Holder Consulted	-
Relevant Head of Service	Jayne Pickering- Director of Finance and Resources
Ward(s) Affected	N/A
Ward Councillor(s) Consulted	N/A
This report contains exempt information as defined in Paragraph 3 of Part I of Schedule 12A to the Local Government Act 1972, as amended	

1. SUMMARY OF PROPOSALS

To update Shareholders on the operational performance for Rubicon Leisure for the period April – June 2020

2. RECOMMENDATIONS

2.1 That the Committee note the report

3. KEY ISSUES

3.1 As Members are aware the leisure facilities were forced to close on 20th March 2020 and will open on 25th July 2020. The first quarter report is attached at Appendix 1 and details the work that has been undertaken by the teams over the last 4 months. The financial report and estimates of the future position is also to be reported to this meeting.

4. Legal Implications

4.1 The Council must retain control over the company to ensure that the Company continues to benefit from the Teckal exemption. This allows the Council to contract with it for the delivery of leisure services without conducting an open procurement exercise.

4.2 The contractual documentation in place between the Council and the Company contains the necessary mechanisms, checks and balances to incentivise good performance and also to ensure compliance with the Teckal exemption.

5. Customer / Equalities and Diversity Implications

5.1 As can be seen in the report attached Rubicon will aim to increase usage over the opening period and will continue the work to identify customer need and demand, alongside the key components required to achieve high satisfaction ratings. Through the use of the measures dashboard the Council will ensure that the community and local partners are supported by the leisure offer, and that Rubicon continues to deliver on the Council's Strategic Objectives.

6. RISK MANAGEMENT

- 6.1 Rubicon maintains risk registers in relation to both service delivery and Health and Safety compliance. This is reported to the Board at each meeting.

7. APPENDICES

Appendix 1 - Quarter 1 performance report

8. BACKGROUND PAPERS

Service Specification as reported to Executive and Council in September 2018

AUTHOR OF REPORT

Name: Jayne Pickering – Executive Director Finance and Resources
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Tel: (01527) 881400

By virtue of paragraph(s) 3 of Part 1 of Schedule 12A
of the Local Government Act 1972.

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