



Shareholders Committee

Committee

Mon 5 Jul
2021
6.30 pm

Council Chamber
Town Hall
Redditch

REDDITCH BOROUGH COUNCIL

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a
difference*

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**If you have any queries on this Agenda please contact
Jess Bayley-Hill or Sarah Sellers**

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GUIDANCE ON FACE-TO-FACE MEETINGS

Due to the current Covid-19 pandemic Redditch Borough Council will be holding this meeting in accordance with the relevant social distancing arrangements for holding face-to-face meetings at a local authority.

GUIDANCE FOR ELECTED MEMBERS ATTENDING MEETINGS IN PERSON

In advance of the Committee meeting, Members are encouraged to consider taking a lateral flow test, which can be obtained for free from the NHS website. Should the test be positive for Covid-19 then the Member should not attend the Committee meeting, should provide their apologies to the Democratic Services team and should self-isolate in accordance with national rules.

Members and officers are encouraged to wear face masks during the Council meeting, unless exempt. Face masks should only be removed temporarily if the Councillor requires a sip of water and should be reapplied as soon as possible. Refreshments will not be provided by the venue. Hand sanitiser will be provided for Members to use throughout the meeting.

The meeting venue will be fully ventilated and Members may need to consider wearing appropriate clothing in order to remain comfortable during proceedings.

PUBLIC ATTENDANCE

Whilst the meeting is open to the public, due to the need to comply with rules on social distancing the amount of seating in the public gallery will be very limited.

Members of the public in attendance are encouraged to wear face-masks, to use the hand sanitiser that will be provided and will be required to sit in a socially distanced manner at the meeting. It should be noted that members of the public who choose to attend in person do so at their own risk.

In line with Government guidelines, any member of the public who has received a positive result in a Covid-19 test on the day of a meeting should not attend in person and should self isolate in accordance with the national rules.

Notes:

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 will be excluded from the meeting room.

Shareholders Committee

Monday, 5th July, 2021

6.30 pm

Council Chamber Town Hall

Agenda

Membership:

Cllrs:	David Thain (Chair)	Lucy Harrison
	Joanne Beecham (Vice-Chair)	Andrew Fry
	Imran Altaf	

1. Apologies for Absence and Named Substitutes
2. Declarations of Interest
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;

4. Minutes of the Previous Meeting (Pages 1 - 8)
5. Quarter 4 Performance Monitoring Report (Pages 9 - 26)
6. Award of Contract for new Outdoor Gym at Abbey Stadium Sports Centre - report to follow
7. Rubicon Business Plan 2021 2022 (Pages 27 - 38)

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Shareholders Committee

Thursday, 18th February,
2021

MINUTES

Present:

Councillor David Thain (Chair), Councillor Salman Akbar (Vice-Chair) and Councillors John Fisher, Bill Hartnett and Ann Isherwood

Also Present:

Mr. S. Ingyon – Managing Director of Rubicon Limited

Officers:

Claire Felton

Democratic Services Officers:

Sarah Sellers

28. APOLOGIES FOR ABSENCE AND NAMED SUBSTITUTES

There were no apologies.

29. DECLARATIONS OF INTEREST AND PARTY WHIP

There were no declarations of interest.

30. MINUTES OF THE MEETING HELD ON 14TH JANUARY 2021

RESOLVED that

the minutes of the meeting of the Shareholders Committee that was held on 14th January 2021 be approved as a true and correct record and signed by the Chair.

31. EXCLUSION OF THE PRESS AND PUBLIC

Under S100 A (4) 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

.....
Chair

Shareholders Committee Committee

Thursday, 18th February, 2021

in paragraphs 3 and 4 of Part 1 of Schedule 12 of the said act, as amended.

Minute Item No. 32 – Quarter 3 Performance Monitoring Report

Minute Item No. 33 – Quarter 3 Budget Monitoring Report

32. QUARTER 3 PERFORMANCE MONITORING REPORT

The Managing Director of Rubicon Leisure Limited presented the Quarter 3 Performance Monitoring Report for Members' consideration.

RESOLVED that

the report be noted.

(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)).

33. QUARTER 3 BUDGET MONITORING REPORT

The Managing Director of Rubicon Leisure Limited presented the Quarter 3 Budget Monitoring Report for Members' consideration.

RESOLVED that

the report be noted.

(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)).

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

SHAREHOLDERS COMMITTEE

5th July 2021RUBICON LEISURE QUARTER 4 2020-21 PERFORMANCE REPORT

Relevant Portfolio Holder	Councillor David Thain
Portfolio Holder Consulted	-
Relevant Head of Service	Claire Felton, Head of Legal, Democratic and Property Services
Ward(s) Affected	N/A
Ward Councillor(s) Consulted	N/A
This report contains exempt information as defined in Paragraph(s) 3 and 4 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 of Rubicon Leisure for the period January - March 2021.

2. RECOMMENDATIONS

The Committee is asked to note the Report.

3. KEY ISSUES

- 3.1 As Members are aware the leisure and cultural facilities were forced to close on 20th March 2020 with some facilities re-opening from mid-May 2020 with social distancing requirements and Covid-19 secure measures in place. The fourth quarter report is attached at Appendix 1 and details the work that has been undertaken by the company during this challenging period, including the third 'National Lockdown', from 5th January – 11th April 2021 which involved further closure of the main Rubicon facilities, including the Abbey Stadium Sports centre.

4. Financial Implications

- 4.1 The financial report for the final quarter of 2020-21 and end of financial year position is not currently available and will be presented to the next Shareholder Committee meeting.

REDDITCH BOROUGH COUNCIL**SHAREHOLDERS COMMITTEE****5th July 2021**

5. Legal Implications

- 5.1 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.
- 5.2 The contractual documentation in place between the Council and the Company contains the necessary mechanisms, checks and balances to incentivise good performance and to ensure compliance with the Teckal exemption.

6. Customer / Equalities and Diversity Implications

- 6.1 As can be seen in the report attached Rubicon Leisure will aim to attract customers back to the leisure facilities highlighting the cleaning and safety measures in place and will continue the work to identify customer need and demand, alongside the key components required to achieve high satisfaction ratings. Using 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.

7. RISK MANAGEMENT

- 7.1 Rubicon maintains risk registers in relation to both service delivery and Health and Safety compliance which have been updated to respond to the pandemic. These are reported to the Board at each meeting.

8. APPENDICES

- 8.1 Appendix 1 - Quarter 4 2020-21 Performance Report.

9. BACKGROUND PAPERS

- 9.1 Service Specification as reported to Executive and Council in September 2018.

AUTHOR OF REPORT

Name: Claire Felton, Head of Legal, Democratic and Property Services
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