

1 QUESTIONS WITH NOTICE - Councillor Roy Maggio**File Number: CLM/13/1/4/10 - BP13/282**

1. Who are the two legal representatives informing Council to move for arbitration on the Golden Goal facility?

Answer 1:

Council Solicitors in this matter are Marsdens Law Group. The proposal to move to arbitration by selecting an agreed arbitrator and presenting him/her with agreed facts and contentions is the most cost effective way forward.

Both Council and Golden Goal would be bound by the arbitrator's decision without the right to appeal.

2. Is the advice available for Councillors to view?

Answer 2:

The advice has been provided to Councillors by Council's Acting General Manager on a confidential basis.

3. Have Council ever received the 3 main documents in which I tabled on the 19/2/13? Please supply dates.

- Amalgamation Deed
- Tax Invoice of who owns the assets
- Deed of charge

Answer 3:

The Deed of Amalgamation and Deed of Charge were provided at various unspecified dates.

The tax invoice was provided by Councillor Maggio at the meeting of Council on Tuesday 19 February 2013.

Council acknowledges the existence of the documents but does not admit to their validity on enforceability against Council.

4. Why do Council continue to reference Ryde City Bowling Club?

Answer 4:

Ryde City Bowling Club is the only entity with which Council has a legal relationship.

Council, dated 26 February 2013, submitted on 26 February 2013.

Council's lease to Ryde City Bowling Club was assigned to Camperdown Bowling Club subject to certain preconditions that have not been met.

5. Have Council taken any measures to maintain the vandalism at the Golden Goal facility?

Answer 5:

Council has taken the following measures to address/prevent vandalism at the Golden Goal facility:

- Immediately following Council's re-entry of the property as Landlord, security guards were engaged to monitor the Club premises and the Golden Goal fields.
 - The back to base alarm was reactivated.
 - Vandal/theft attractors such as alcohol and poker machines were removed from the premises and placed in safe storage.
6. Could Council provide the valuation of the Golden Goal lease payment from the independent assessor?

Answer 6:

The Valuation is a commercial in confidence document. Given there are pending commercial negotiations and legal action, it is not recommended, as its release may compromise Council's outcomes. Further the valuation explicitly does not authorise release to third parties.

7. Is the valuation assessment available for Councillors to view?

Answer 7:

Having regard to question 6 response, General Counsel suggests that the report remain confidential to involved staff.