

Meeting Date: Tuesday 22 May 2012
Location: Council Chambers, Level 6, Civic Centre, 1 Devlin Street, Ryde
Time: 7.30pm

Note: *This meeting will be recorded on audio tape for minute-taking purposes as authorised by the Local Government Act 1993.*

NOTICE OF BUSINESS

Item		Page
1	CONFIRMATION OF MINUTES - Council Meeting held on 8 May 2012	1
2	REPORT OF THE PLANNING AND ENVIRONMENT COMMITTEE MEETING 6/12 held on 15 May 2012	22
3	REPORT OF THE WORKS AND COMMUNITY COMMITTEE MEETING 6/12 held on 15 May 2012	28
4	DEFERRED REPORT: LIVI'S PLACE STATUS REPORT - PROJECT UPDATE.....	38
5	DEFERRED REPORT: PUTNEY PARK PLAN OF MANAGEMENT ACTION PLAN UPDATE.....	44
6	DEFERRED REPORT: ACCUMULATED LIBRARY FINES.....	78
7	PROPOSED SITE FOR HOUSING COUNCIL STAFF AND MOVEMENT OF STAFF TO NEW PREMISES	82
8	ONE ASSOCIATION - ENDORSEMENT OF DELEGATES FOR VOTING	85
9	INVESTMENT REPORT - April 2012.....	93
10	LOCAL GOVERNMENT REMUNERATION TRIBUNAL DETERMINATION - Councillors and Mayoral fees for 2012/13	112
11	WEBCASTING OF COUNCIL MEETINGS	136
12	BENEVOLENT SOCIETY LICENCE - West Ryde Community Centre Level 3.....	148
13	BRUSH FARM HOUSE - Future Use.....	152
14	SUMMARY OF EXPENSES RELATING TO THE GENERAL MANAGER AND SENIOR STAFF	165
15	MARCH 2012 QUARTERLY REVIEW REPORT - 2011/2015 DELIVERY PLAN AND 2011/2012 OPERATIONAL PLAN.....	169
16	TENDER FOR CRUSHING OF RECLAIMED CONCRETE AND ASPHALT - COR - RFT- 03/12	177
17	REPORTS DUE TO COUNCIL	180

Meeting Date: Tuesday 22 May 2012
Location: Council Chambers, Level 6, Civic Centre, 1 Devlin Street, Ryde
Time: 7.30pm

Note: *This meeting will be recorded on audio tape for minute-taking purposes as authorised by the Local Government Act 1993.*

NOTICE OF BUSINESS (continued)

Item	Page
PRECIS OF CORRESPONDENCE	
1 DEFERRED PRECIS OF CORRESPONDENCE: MACQUARIE PARK CORRIDOR WORKSHOP - LAND & HOUSING CORPORATION CORRESPONDENCE - IVANHOE PRECINCT	214
2 DEFERRED PRECIS OF CORRESPONDENCE: FUNDING FOR THE POSITION OF ABORIGINAL EDUCATION OFFICER AT MARSDEN HIGH SCHOOL	219
3 AUSTRALIAN LOCAL GOVERNMENT WOMEN'S ASSOCIATION (ALGWA NSW)	221
4 SYDNEY AIRPORT - THE RIGHT FUTURE, STARTING NOW.....	226
NOTICES OF MOTION	
1 HILLVIEW LANE STORMWATER CANAL - Councillor Justin Li	228
2 CITY OF RYDE PROCUREMENT PROCESSES - Councillor Jeff Salvestro-Martin	228
3 PUBLIC WORKS AT CORNER BOYCE STREET AND TWIN ROAD - Councillor Victor Tagg.....	228
4 WOLFE ROAD AND BLUE GUM DRIVE, EAST RYDE - Councillor Roy Maggio	229
NOTICES OF RESCISSION	
1 NOTICE OF RESCISSION - CIVIC CENTRE REDEVELOPMENT COMMUNITY ADVISORY COMMITTEE - Councillor Ivan Petch, Councillor Jeff Salvestro-Martin, Councillor Victor Tagg, Councillor Justin Li	230
CONFIDENTIAL ITEMS	
18 ADVICE ON COURT ACTIONS.....	232

1 CONFIRMATION OF MINUTES - Council Meeting held on 8 May 2012

Report prepared by: Meeting Support Coordinator**Report dated:** 26/04/2012**File No.:** GRP/12/5/5/5 - BP12/473

REPORT SUMMARY

In accordance with Council's Code of Meeting Practice, a motion or discussion with respect to such minutes shall not be in order except with regard to their accuracy as a true record of the proceedings.

RECOMMENDATION:

That the Minutes of the Council Meeting 7/12, held on 8 May 2012 be confirmed.

ATTACHMENTS

- 1 Minutes - Ordinary Council Meeting - 8 May 2012

ITEM 1 (continued)

ATTACHMENT 1

**Council Meeting
MINUTES OF MEETING NO. 7/12**

Meeting Date: Tuesday 8 May 2012

Location: Council Chambers, Level 6, Civic Centre, 1 Devlin Street, Ryde

Time: 7.30pm

Councillors Present: The Mayor, Councillor Etmekdjian and Councillors Butterworth, Campbell, Li, Maggio, O'Donnell, Petch, Perram, Pickering, Salvestro-Martin, Tagg and Yedelian OAM.

Note: Councillor Butterworth left the meeting at 11.46pm and did not return. He was not present for consideration of Item 12.

Apologies: Nil.

Staff Present: General Manager, Group Manager – Community Life, Group Manager – Corporate Services, Acting Group Manager – Environment and Planning, Group Manager – Public Works, General Counsel, Chief Financial Officer, Manager – Strategy and Organisation Development, Service Unit Manager – Open Space, Service Unit Manager – Community Relations and Events, Service Unit Manager – Library Services, Service Unit Manager – Business Infrastructure, RALC Centre Manager, Section Manager – Waste and Meeting Support Coordinator.

PRAYER

Reverend Mal York of West Ryde Anglican Church was present and offered prayer prior to the commencement of the meeting.

DISCLOSURES OF INTEREST

There were no disclosures of interest.

PUBLIC PARTICIPATION ON ITEMS LISTED ON THE AGENDA

The following persons addressed the Council:-

Name	Topic
Ms Denise Pendleton (representing Residents for Ryde)	Notice of Motion 1 – Civic Centre Redevelopment Community Advisory Committee
Mr Tony Abboud	Notice of Motion 1 – Civic Centre Redevelopment Community Advisory Committee
Mr Jerry Papikian (representing Residents who are not conversant with English language)	Item 3 – Report of the Civic Precinct Committee Meeting 2/12 held on 1 May 2012 and Notice of Motion 1 – Civic Centre Redevelopment Community Advisory Committee

ITEM 1 (continued)

ATTACHMENT 1

Name	Topic
Ms Sherie Barton	Notice of Motion 1 – Civic Centre Redevelopment Community Advisory Committee
Mr Vahe Hamparian (representing the Australian Armenian Chamber of Commerce)	Item 3 – Report of the Civic Precinct Committee Meeting 2/12 held on 1 May 2012 and Notice of Motion 1 – Civic Centre Redevelopment Community Advisory Committee
Ms Beth Kosnik	Notice of Motion 1 – Civic Centre Redevelopment Community Advisory Committee
Ms Simone Checchia	Notice of Motion 1 – Civic Centre Redevelopment Community Advisory Committee

RESOLUTION: (Moved by Councillors Yedelian OAM and Pickering)

That the two late requests to address Council on Items Listed on the Agenda and those people listed under Public Participation on Items Not Listed the Agenda be allowed to address the meeting.

Record of Voting:

For the Motion: Unanimous

ORDER OF BUSINESS

RESOLUTION: (Moved by Councillors Yedelian OAM and Maggio)

That following the conclusion of all speakers, Council consider Notice of Motion 1.

Record of Voting:

For the Motion: The Mayor, Councillor Etmekdjian and Councillor Butterworth, Campbell, Li, Maggio, O'Donnell, Petch, Perram, Pickering, Salvestro-Martin and Yedelian OAM

Against the Motion: Councillor Tagg

PUBLIC PARTICIPATION ON ITEMS NOT LISTED ON THE AGENDA

The following persons addressed the Council:-

Name	Topic
Professor Levon Khachigian (representing Ryde-Hunters Hill Symphony Orchestra)	Performance Space for Orchestral Music in the Ryde Area
Ms Rita Lepedjian (representing Ryde-Hunters Hill Symphony Orchestra)	Arts Centre for Performing Groups

ITEM 1 (continued)

ATTACHMENT 1

Dr Raf Marcellino (representing Ryde-Hunters Hill Symphony Orchestra)	Performance Space for Orchestral Music in the Ryde Area
---	---

PUBLIC PARTICIPATION ON ITEMS LISTED ON THE AGENDA

The following persons addressed the Council:-

Name	Topic
Ms Naira Chulyan	Item 3 – Report of the Civic Precinct Committee Meeting 2/12 held on 1 May 2012
Mr Albert Simon	Item 3 – Report of the Civic Precinct Committee Meeting 2/12 held on 1 May 2012

NOTICES OF MOTION

1 CIVIC CENTRE REDEVELOPMENT COMMUNITY ADVISORY COMMITTEE - Councillor Ivan Petch, Councillor Terry Perram, Councillor Vic Tagg, Councillor Justin Li, Councillor Michael Butterworth, Councillor Jeff Salvestro-Martin

Note: Ms Denise Pendleton (representing Residents for Ryde), Mr Tony Abboud, Mr Jerry Papikian (representing Residents who are not conversant with English language), Ms Sherie Barton, Mr Vahe Hamparian (representing the Australian Armenian Chamber of Commerce), Ms Beth Kosnik and Ms Simone Checchia addressed the meeting in relation to this Item.

MOTION: (Moved by Councillors Petch and Tagg)

1. That Council establishes a civic centre redevelopment community advisory committee.
2. That four Councillors be appointed to the civic centre redevelopment community advisory committee.
3. That expressions of interest be called from interested community representatives to be members on the civic centre redevelopment community advisory committee.
4. That all applications from members of the community who have expressed an interest to be part of the civic centre redevelopment community advisory committee be presented to Councillors at a workshop where six will be appointed.
5. After all committee members have been appointed that the civic centre redevelopment community advisory committee develop draft terms of reference for presentation and consideration by Council.
6. Until all committee members are appointed and the terms of reference for the civic centre redevelopment community advisory committee have been adopted by Council that all works including tender processes, consultant /

ITEM 1 (continued)

ATTACHMENT 1

contractor engagement and Council officer actions / decisions on the civic centre site development be placed on hold.

7. That the Council considers a new timeframe and process for the civic centre redevelopment after receiving advice from the civic centre redevelopment community advisory committee.

AMENDMENT: (Moved by Councillors Yedelian OAM and Campbell)

- (a) That Council establish a Civic Precinct Community Facilities Advisory Committee to provide community input into the design detail of the community facilities, consisting of a new auditorium, community meeting and rehearsal rooms which will be delivered as part of the Developer Agreement entered into for the Civic Precinct redevelopment.
- (b) That the Civic Precinct Community Facilities Advisory Committee be established once the Development Agreement for the Civic Precinct redevelopment has been agreed and signed by both parties.
- (c) That the General Manager be requested to draft the Terms of Reference for the Civic Precinct Community Facilities Advisory Committee for Council's endorsement using the existing endorsed framework for Advisory Committees.

On being put to the Meeting, the voting on the Amendment was six (6) all. The Mayor used his casting vote For the Amendment. The Amendment was **CARRIED**. The Amendment then became the Motion.

Record of Voting:

For the Amendment: The Mayor, Councillor Etmekdjian and Councillors Campbell, Maggio, O'Donnell, Pickering and Yedelian OAM

Against the Amendment: Councillors Butterworth, Li, Petch, Perram, Salvestro-Martin and Tagg

RESOLUTION: (Moved by Councillors Yedelian OAM and Campbell)

- (a) That Council establish a Civic Precinct Community Facilities Advisory Committee to provide community input into the design detail of the community facilities, consisting of a new auditorium, community meeting and rehearsal rooms which will be delivered as part of the Developer Agreement entered into for the Civic Precinct redevelopment.
- (b) That the Civic Precinct Community Facilities Advisory Committee be established once the Development Agreement for the Civic Precinct redevelopment has been agreed and signed by both parties.

ITEM 1 (continued)

ATTACHMENT 1

- (c) That the General Manager be requested to draft the Terms of Reference for the Civic Precinct Community Facilities Advisory Committee for Council's endorsement using the existing endorsed framework for Advisory Committees.

On being put to the Meeting, the voting on the Motion was six (6) all. The Mayor used his casting vote For the Motion. The Motion was **CARRIED**.

Record of Voting:

For the Motion: The Mayor, Councillor Etmekdjian and Councillors Campbell, Maggio, O'Donnell, Pickering and Yedelian OAM

Against the Motion: Councillors Butterworth, Li, Petch, Perram, Salvestro-Martin and Tagg

Note: A Notice of Rescission signed by Councillors Petch, Salvestro-Martin, Tagg and Li was lodged after the meeting in relation to this Item and will be considered at the Council Meeting to be held on 22 May 2012.

MAYORAL MINUTES

MM2/12 WHITE RIBBON FOUNDATION AND CITY OF RYDE MEMORANDUM OF UNDERSTANDING

Note: Councillor Butterworth left the meeting at 10.01pm and did not vote on this Item.

RESOLUTION: (Moved by The Mayor, Councillor Etmekdjian and Councillor Maggio)

That Council note the Mayor and General Manager's upcoming co-signing of the 'Campaign Partnership Memorandum of Understanding (MOU) between the White Ribbon Foundation (Australia) and City of Ryde.'

Record of Voting:

For the Motion: Unanimous

Note: Councillor Butterworth returned to the meeting at 10.05pm.

COUNCIL REPORTS

1 CONFIRMATION OF MINUTES - Council Meeting held on 24 April 2012

RESOLUTION: (Moved by Councillors Pickering and Maggio)

That the Minutes of the Council Meeting 6/12, held on 24 April 2012 be confirmed.

ITEM 1 (continued)

ATTACHMENT 1

Record of Voting:

For the Motion: The Mayor, Councillor Etmekdjian and Councillors Butterworth, Campbell, Li, Maggio, O'Donnell, Petch, Perram, Pickering and Yedelian OAM

Against the Motion: Councillors Salvestro-Martin and Tagg

2 REPORT OF THE PLANNING AND ENVIRONMENT COMMITTEE MEETING 5/12 held on 1 May 2012

Note: Councillor Campbell left the meeting at 10.13pm and did not vote on this Item.

RESOLUTION: (Moved by Councillors Pickering and Petch)

That Council note that all Items of the Planning and Environment Committee meeting 5/12 held on 1 May 2012 were dealt with by the Committee within its delegated powers.

Record of Voting:

For the Motion: Unanimous

3 REPORT OF THE CIVIC PRECINCT COMMITTEE MEETING 2/12 held on 1 May 2012

Note: Mr Jerry Papikian (representing Residents who are not conversant with English language), Mr Vahe Hamparian (representing the Australian Armenian Chamber of Commerce), Ms Naira Chulyan and Mr Albert Simon addressed the meeting in relation to this Item.

RESOLUTION: (Moved by Councillors O'Donnell and Pickering)

That Council determine Items 1, 2 and 3 of the Civic Precinct Committee report in accordance with the delegations set out in the Code of Meeting Practice relating to Charters, functions and powers of Committees.

Record of Voting:

For the Motion: The Mayor, Councillor Etmekdjian and Councillors Maggio, O'Donnell, Petch, Pickering and Yedelian OAM

Against the Motion: Councillors Butterworth, Li, Perram, Salvestro-Martin and Tagg

ITEM 1 (continued)

ATTACHMENT 1

RECOMMITTAL OF ITEM 3 – Report of the Civic Precinct Committee Meeting 2/12 held on 1 May 2012

RESOLUTION: (Moved by Councillors Tagg and Butterworth)

That Item 3 – Report of the Civic Precinct Committee Meeting 2/12 held on 1 May 2012 be recommitted.

For the Motion: The Mayor, Councillor Etmekdjian and Councillors Butterworth, Li, Petch, Perram, Pickering, Salvestro-Martin, Tagg and Yedelian OAM

Against the Motion: Councillors Maggio and O'Donnell

Note: Councillor Campbell returned to the meeting at 10.17pm.

RESOLUTION: (Moved by Councillors Petch and Tagg)

That each part of Item 3 – Report of the Civic Precinct Committee Meeting 2/12 held on 1 May 2012 be dealt with in seriatim.

Record of Voting:

For the Motion: The Mayor, Councillor Etmekdjian and Councillors Butterworth, Campbell, Li, Petch, Perram, Pickering, Salvestro-Martin, Tagg and Yedelian OAM

Against the Motion: Councillors Maggio and O'Donnell

Note: Item 3 was then dealt with in seriatim.

1 AUDIO RECORDING OF CIVIC PRECINCT COMMITTEE MEETING – 1 May 2012

RESOLUTION: (Moved by Councillors Petch and Tagg)

- (a) That the Civic Precinct Committee meeting of 1 May 2012 and all future Council and Civic Precinct Committee meetings be recorded for the purpose of:
- assisting in the preparation of minutes;
 - ensuring decisions are accurately recorded;
 - verifying the accuracy of minutes prior to their confirmation; and
 - preserving a recording of all meetings to be available to all Councillors on request.
- (b) That Council's Code of Meeting Practice be amended to provide for the recording of Council and Civic Precinct Committee Meetings in accordance with part (a) above noting that this amendment to the Code of Meeting Practice is not substantial.

ITEM 1 (continued)

ATTACHMENT 1

- (c) That a report be provided to Council regarding opportunities to webcast Council and Civic Precinct Committee Meetings.

Record of Voting:

For the Motion: Unanimous

2 CONFIRMATION OF MINUTES – Civic Precinct Committee Meeting held on 21 February 2012

RESOLUTION: (Moved by Councillors Petch and Tagg)

That the Minutes of the Civic Precinct Committee Meeting 1/12, held on Tuesday 21 February 2012, be confirmed.

Record of Voting:

For the Motion: The Mayor, Councillor Etmekdjian and Councillors Campbell, Maggio, O'Donnell, Perram, Pickering and Yedelian OAM

Against the Motion: Councillor Butterworth, Li Petch, Salvestro-Martin and Tagg

3 THE CITY OF RYDE PRECINCT REDEVELOPMENT STAGE 3 – STATUS REPORT

RESOLUTION: (Moved by Councillors Petch and Tagg)

- (a) That the Ryde Civic Precinct Redevelopment Stage 3 Status report be received and noted.
- (b) That a detailed report which recommends the most appropriate course of action for the redevelopment of the Argyle Centre site be prepared for Council by November 2012, which examines how Council can utilise a shared equity scheme, the National Rental Affordability Scheme and a partnership with a social housing company. The report to specifically include :-
 - (i) A detailed financial and cash flow model (including an option for Council to borrow funds) for developing each of options 2 and 3 for the redevelopment of the Argyle Centre as outlined in this report. The model be designed to deliver 10 to 15 affordable / key worker housing units and provides Council with the best sustainable revenue stream possible considering Council's appetite for risk.

ITEM 1 (continued)

ATTACHMENT 1

- (ii) The most appropriate governance, procurement and management model required to manage redevelopment risk, oversee the redevelopment of the Argyle Centre site and manage any housing stock which Council may retain in its ownership for each of options 2 and 3 as outlined in this report.
- (iii) An open space concept plan relating to the future development of the Ryde City Bowling Club and the Argyle Centre site.

On being put to the Meeting, the voting on the Motion was six (6) all. The Mayor used his casting vote For the Motion. The Motion was **CARRIED**.

Record of Voting:

For the Motion: The Mayor, Councillor Etmekdjian and Councillors Campbell, Maggio, O'Donnell, Pickering and Yedelian OAM

Against the Motion: Councillors Butterworth, Li, Petch, Perram, Salvestro-Martin and Tagg

EXTENSION OF TIME

Note: Councillor Salvestro-Martin left the meeting at 11.06pm and did not vote on this Item.

RESOLUTION: (Moved by Councillors Petch and Campbell)

That meeting time be extended to complete Items 8, 9, 10, 11 and 12 on the Agenda, the time being 11.07pm.

Record of Voting:

For the Motion: The Mayor, Councillor Etmekdjian and Councillors Campbell, Li, O'Donnell, Petch, Perram and Pickering

Against the Motion: Councillors Butterworth, Maggio, Tagg and Yedelian OAM

4 DRAFT FOUR YEAR DELIVERY PLAN 2012/2016 INCLUDING ONE YEAR OPERATIONAL PLAN 2012/2013

RESOLUTION: (Moved by Councillors Campbell and Maggio)

- (a) That Council, pursuant to Section 404 & 405 of the Local Government Act 1993, endorse the document titled "Draft Four-Year Delivery Plan 2012/2016 including One-Year Operational Plan 2012/2013", inclusive of the 2012/2013 Draft Budget, Fees and Charges and Capital Works Program, as its Draft Four-Year Delivery Plan 2012/2016 including One-Year Operational Plan 2012/2013 of the City of Ryde, subject to Council's consideration of additional items detailed in part (b) and subject to the following amendments:-

ITEM 1 (continued)

ATTACHMENT 1

- (i). On page 30 of the Draft Plan, the amount for Heavy Patching for 2012/2013 be increased from \$6,000.00 to \$206,000.00;

Record of Voting:

For the Motion: The Mayor, Councillor Etmekdjian and Councillors Campbell, Li, Maggio, O'Donnell, Petch, Perram, Pickering, Tagg and Yedelian OAM

Against the Motion: Councillor Butterworth

RESOLUTION: (Moved by Councillors Campbell and Maggio)

- (ii). On page 38 of the Draft Plan, the wording for Public WiFi Feasibility Study be changed to Public WiFi Feasibility Trial.

Record of Voting:

For the Motion: Unanimous

RESOLUTION: (Moved by Councillors Campbell and Maggio)

- (iii). On page 50 of the Draft Plan – Climate Change Mitigation - Green Power be deleted from the Draft Plan.

Record of Voting:

For the Motion: The Mayor, Councillor Etmekdjian and Councillors Butterworth, Campbell, Maggio, O'Donnell, Perram and Pickering

Against the Motion: Councillors Li, Petch, Tagg and Yedelian OAM

MOTION: (Moved by Councillors Campbell and Maggio)

- (iv). On page 53 of the Draft Plan – Personal Mobility Electric Vehicle be deleted from the Draft Plan.

Record of Voting:

For the Motion: Councillors Butterworth, Perram and Tagg

Against the Motion: The Mayor, Councillor Etmekdjian and Councillors Campbell, Li, Maggio, O'Donnell, Petch, Pickering and Yedelian OAM

RESOLUTION: (Moved by Councillors Campbell and Maggio)

- (v). On page 71 – That a list of expenditure from the Macquarie Park Special Rate be included in the Draft Plan.

ITEM 1 (continued)

ATTACHMENT 1

Record of Voting:

For the Motion: The Mayor, Councillor Etmekdjian and Councillors Butterworth, Campbell, Li, Maggio, O'Donnell, Perram, Pickering and Yedelian OAM

Against the Motion: Councillors Petch and Tagg

RESOLUTION: (Moved by Councillors Campbell and Maggio)

(vi). On page 49 – That Santa Rosa be included in 2014/2015.

Record of Voting:

For the Motion: The Mayor, Councillor Etmekdjian and Councillors Campbell, Li, Maggio, O'Donnell, Petch, Perram, Pickering, Tagg and Yedelian OAM

Against the Motion: Councillor Butterworth

RESOLUTION: (Moved by Councillors Campbell and Maggio)

(b) That Council determine the following projects, totalling \$220k, for inclusion in the Draft Four-Year Delivery Plan 2012/2016 including One-Year Operational Plan 2012/2013, funded from Council's available Working Capital:

i. Table Tennis tables at Eastwood (\$10k)

Record of Voting:

For the Motion: The Mayor, Councillor Etmekdjian and Councillors Campbell, Li, Maggio, O'Donnell, Petch, Perram, Pickering, Tagg and Yedelian OAM

Against the Motion: Councillor Butterworth

RESOLUTION: (Moved by Councillors Campbell and Maggio)

ii. Improving the shop fronts in Eastwood (\$5k)

Record of Voting:

For the Motion: The Mayor, Councillor Etmekdjian and Councillors Campbell, Li, Maggio, O'Donnell, Petch, Perram, Tagg and Yedelian OAM

Against the Motion: Councillors Butterworth and Pickering

RESOLUTION: (Moved by Councillors Campbell and Maggio)

iii. Feasibility study for a community hub in Eastwood (\$80k)

ITEM 1 (continued)

ATTACHMENT 1

Record of Voting:

For the Motion: The Mayor, Councillor Etmekdjian and Councillors Campbell, Li, Maggio, O'Donnell, Petch, Tagg and Yedelian OAM

Against the Motion: Councillors Butterworth, Perram and Pickering

RESOLUTION: (Moved by Councillors Campbell and Maggio)

- iv. Feasibility study for expanding the library service in Eastwood (\$25k)

Record of Voting:

For the Motion: The Mayor, Councillor Etmekdjian and Councillors Campbell, Li, Maggio, O'Donnell and Petch

Against the Motion: Councillors Butterworth, Perram, Pickering, Tagg and Yedelian OAM

RESOLUTION: (Moved by Councillors Campbell and Maggio)

- v. Part-time position to work on these projects and the White Ribbon campaign and assist the Status of Women's Advisory Committee (\$80k)

Record of Voting:

For the Motion: The Mayor, Councillor Etmekdjian and Councillors Campbell, Li, Maggio, O'Donnell and Yedelian OAM

Against the Motion: Councillors Butterworth, Petch, Perram, Pickering and Tagg

RESOLUTION: (Moved by Councillors Campbell and Maggio)

- vi. Heritage Grant Scheme (\$20k)

Record of Voting:

For the Motion: The Mayor, Councillor Etmekdjian and Councillors Campbell, Li, Maggio, O'Donnell, Petch, Perram, Pickering, Tagg and Yedelian OAM

Against the Motion: Councillor Butterworth

RESOLUTION: (Moved by Councillors Campbell and Maggio)

- (c) That the Draft Four-Year Delivery Plan 2012/2016 including One-Year Operational Plan 2012/2013 be publicly exhibited for a period of not less than 28 days from 16 May 2012 to 18 June 2012.

ITEM 1 (continued)

ATTACHMENT 1

Record of Voting:

For the Motion: The Mayor, Councillor Etmekdjian and Councillors Campbell, Li, Maggio, O'Donnell, Petch, Perram, Pickering and Tagg

Against the Motion: Councillors Butterworth and Yedelian OAM

RESOLUTION: (Moved by Councillors Campbell and Maggio)

- (d) That following the public exhibition period detailed in part (c), Council consider all public submissions at its meeting to be held on Tuesday 26 June 2012 prior to formally adopting its Four-Year Delivery Plan 2012/2016 including the One-Year Operational Plan 2012/2013.

Record of Voting:

For the Motion: The Mayor, Councillor Etmekdjian and Councillors Campbell, Li, Maggio, O'Donnell, Petch, Perram, Pickering and Yedelian OAM

Against the Motion: Councillors Butterworth and Tagg

RESOLUTION: (Moved by Councillors Campbell and Maggio)

- (e) That pursuant to Section 529 (1) of the Local Government Act, 1993, a new sub-category of the Business Rate be determined for the major retail centre of activity at Top Ryde, known as the Top Ryde City Shopping Centre, as per the map titled "Business - Major Retail Centre - Top Ryde".

Record of Voting:

For the Motion: The Mayor, Councillor Etmekdjian and Councillors Campbell, Li, Maggio, O'Donnell, Petch, Perram, Pickering and Yedelian OAM

Against the Motion: Councillors Butterworth and Tagg

Note: Councillor Salvestro-Martin returned to the meeting at 11.18pm.

RESOLUTION: (Moved by Councillors Campbell and Maggio)

- (f) That the new sub-category of the Business Rate be named "Business - Major Retail Centre – Top Ryde" as per the attached map of the same title, noting that the projected rate will be equivalent to the ordinary Business rate for 2012/2013 and will increase over a four (4) year period to be equivalent to the sub-category Business - Major Retail Centre - Macquarie Park.

Record of Voting:

For the Motion: The Mayor, Councillor Etmekdjian and Councillors Campbell, Li, Maggio, O'Donnell, Petch, Perram and Pickering

ITEM 1 (continued)

ATTACHMENT 1

Against the Motion: Councillors Butterworth, Salvestro-Martin, Tagg and Yedelian OAM

RESOLUTION: (Moved by Councillors Campbell and Maggio)

- (g) That the existing sub-category of the Business Rate be renamed “Business - Major Retail Centre - Macquarie Park” as per the attached map of the same title.

Record of Voting:

For the Motion: The Mayor, Councillor Etmekdjian and Councillors Campbell, Li, Maggio, O’Donnell, Petch, Perram, Pickering and Yedelian OAM

Against the Motion: Councillors Butterworth, Salvestro-Martin and Tagg

RESOLUTION: (Moved by Councillors Campbell and Maggio)

- (h) That a notice of change of categorisation be sent to all the properties affected by the new sub category “Business - Major Retail Centre - Top Ryde”.

Record of Voting:

For the Motion: The Mayor, Councillor Etmekdjian and Councillors Campbell, Li, Maggio, O’Donnell, Petch, Perram, Pickering and Yedelian OAM

Against the Motion: Councillors Butterworth, Salvestro-Martin and Tagg

RESOLUTION: (Moved by Councillors Campbell and Maggio)

- (i) That Council liaise with Northern Sydney Region Organisation of Councils (NSROC), Division of Local Government (DLG), Local Government Association (LGA) and other industry groups to determine the full impact of the Carbon Tax on the City of Ryde.

Record of Voting:

For the Motion: The Mayor, Councillor Etmekdjian and Councillors Butterworth, Campbell, Li, Maggio, O’Donnell, Petch, Perram, Pickering and Yedelian OAM

Against the Motion: Councillors Salvestro-Martin and Tagg

RECOMMITTAL OF ITEM 4(a)(iii) – Climate Change Mitigation – Green Power

RESOLUTION: (Moved by Councillors Campbell and Maggio)

ITEM 1 (continued)

ATTACHMENT 1

That Item 4(a)(iii) regarding Climate Change Mitigation - Green power be recommitted.

Record of Voting:

For the Motion: Unanimous

MOTION: (Moved by Councillors Campbell and Maggio)

4(a) (iii). On page 50 of the Draft Plan – Climate Change Mitigation - Green Power be deleted from the Draft Plan.

Record of Voting:

For the Motion: The Mayor, Councillor Etmekdjian and Councillor Butterworth, Perram, Pickering and Yedelian OAM

Against the Motion: Councillors Campbell, Li, Maggio, O'Donnell, Petch, Salvestro-Martin and Tagg

RESOLUTION: (Moved by Councillors Campbell and Maggio)

(a) That Council, pursuant to Section 404 & 405 of the Local Government Act 1993, endorse the document titled "Draft Four-Year Delivery Plan 2012/2016 including One-Year Operational Plan 2012/2013", inclusive of the 2012/2013 Draft Budget, Fees and Charges and Capital Works Program, as its Draft Four-Year Delivery Plan 2012/2016 including One-Year Operational Plan 2012/2013 of the City of Ryde, subject to Council's consideration of additional items detailed in part (b) and subject to the following amendments:-

- (i). On page 30 of the Draft Plan, the amount for Heavy Patching for 2012/2013 be increased from \$6,000.00 to \$206,000.00;
- (ii). On page 38 of the Draft Plan, the wording for Public WiFi Feasibility Study be changed to Public WiFi Feasibility Trial.
- (iii). On page 71 – That a list of expenditure from the Macquarie Park Special Rate be included in the Draft Plan.
- (iv). On page 49 – That Santa Rosa be included in 2014/2015.

(b) That Council determine the following projects, totalling \$220k, for inclusion in the Draft Four-Year Delivery Plan 2012/2016 including One-Year Operational Plan 2012/2013, funded from Council's available Working Capital:

- i. Table Tennis tables at Eastwood (\$10k)
- ii. Improving the shop fronts in Eastwood (\$5k)
- iii. Feasibility study for a community hub in Eastwood (\$80k)
- iv. Feasibility study for expanding the library service in Eastwood (\$25k)

ITEM 1 (continued)

ATTACHMENT 1

- v. Part-time position to work on these projects and the White Ribbon campaign and assist the Status of Women's Advisory Committee (\$80k)
- vi. Heritage Grant Scheme (\$20k)

- (c) That the Draft Four-Year Delivery Plan 2012/2016 including One-Year Operational Plan 2012/2013 be publicly exhibited for a period of not less than 28 days from 16 May 2012 to 18 June 2012.

- (d) That following the public exhibition period detailed in part (c), Council consider all public submissions at its meeting to be held on Tuesday 26 June 2012 prior to formally adopting its Four-Year Delivery Plan 2012/2016 including the One-Year Operational Plan 2012/2013.

- (e) That pursuant to Section 529 (1) of the Local Government Act, 1993, a new sub-category of the Business Rate be determined for the major retail centre of activity at Top Ryde, known as the Top Ryde City Shopping Centre, as per the map titled "Business - Major Retail Centre - Top Ryde".

- (f) That the new sub-category of the Business Rate be named "Business - Major Retail Centre – Top Ryde" as per the attached map of the same title, noting that the projected rate will be equivalent to the ordinary Business rate for 2012/2013 and will increase over a four (4) year period to be equivalent to the sub-category Business - Major Retail Centre - Macquarie Park.

- (g) That the existing sub-category of the Business Rate be renamed "Business - Major Retail Centre - Macquarie Park" as per the attached map of the same title.

- (h) That a notice of change of categorisation be sent to all the properties affected by the new sub category "Business - Major Retail Centre - Top Ryde".

- (i) That Council liaise with Northern Sydney Region Organisation of Councils (NSROC), Division of Local Government (DLG), Local Government Association (LGA) and other industry groups to determine the full impact of the Carbon Tax on the City of Ryde.

5 LIVI'S PLACE STATUS REPORT – PROJECT UPDATE

Note: This Item was not considered at the meeting and will be listed on the Agenda for the Council Meeting No. 8/12 to be held on Tuesday, 22 May 2012.

6 PUTNEY PARK PLAN OF MANAGEMENT ACTION PLAN UPDATE

Note: This Item was not considered at the meeting and will be listed on the Agenda for the Council Meeting No. 8/12 to be held on Tuesday, 22 May 2012.

ITEM 1 (continued)

ATTACHMENT 1

7 ACCUMULATED LIBRARY FINES

Note: This Item was not considered at the meeting and will be listed on the Agenda for the Council Meeting No. 8/12 to be held on Tuesday, 22 May 2012.

8 WASTE COLLECTION & DISPOSAL TENDER EXTENSION - PWS/03/05 & PWS/04/05

RESOLUTION: (Moved by Councillors Pickering and Petch)

- (a) That the current Council Waste Disposal PWS/04/05 and Collection PWS/03/05 tenders be extended for a period of two years to align with the NSROC Joint Regional Disposal Tender initiative.
- (b) That SITA Australia Pty Ltd be notified of Council's decision in this matter.
- (c) That the General Manager be authorised to sign the deed of agreement regarding additional clauses in the Waste Transfer, Processing and Disposal Services (PWS/04/05) tender contract.

Record of Voting:

For the Motion: The Mayor, Councillor Etmekdjian and Councillors Campbell, Li, O'Donnell, Petch, Perram, Pickering and Yedelian OAM

Against the Motion: Councillors Butterworth, Maggio, Salvestro-Martin and Tagg

9 REMEDIAL WORKS TO CULVERT UNDER HILLVIEW ROAD & PROGRESS AVENUE, EASTWOOD - Request for Tender - COR-RFT 22/11

RESOLUTION: (Moved by Councillors Petch and Perram)

- (a) That Council accept the tender from Freyssinet Australia Pty Ltd for the Provision of remedial works to culvert under Hillview Road & Progress Avenue, Eastwood Separable Part B only, to the value of \$169,356.00 ex GST as recommended in the Tender Evaluation Report.
- (b) That the accepted Respondent provide details of the required insurance (i.e. Public Liability and Workers Compensation), and other conforming documents for approval within fourteen (14) days from the date of the acceptance of the Tender.
- (c) That all Respondents be advised of Council's decision.

Record of Voting:

For the Motion: The Mayor, Councillor Etmekdjian and Councillors Butterworth, Campbell, Li, Maggio, O'Donnell, Petch, Perram, Pickering, Tagg and Yedelian OAM

ITEM 1 (continued)

ATTACHMENT 1

Against the Motion: Councillor Salvestro-Martin

10 DESIGN, SUPPLY, INSTALLATION AND COMMISSIONING OF SURF ATTRACTION FOR RYDE AQUATIC LEISURE CENTRE - COR RFT 02/13

RESOLUTION: (Moved by Councillors Petch and Campbell)

- (a) That Council accept the tender from Swimplex Pty Ltd for the sum of \$998,603 ex GST as recommended in the Tender Evaluation report.
- (b) That Council delegate to the General Manager the authority to enter into a contract with Swimplex Pty Ltd for the sum of \$998,603 ex GST on the terms contained within the tender and for minor amendments to be made to the contract documents that are not of a material nature.
- (c) That Council endorse the unexpended funds for this project in 2011/2012 to be carried over to the 2012/2013 financial year.

Record of Voting:

For the Motion: The Mayor, Councillor Etmekdjian and Councillors Campbell, Maggio, O'Donnell, Petch, Pickering and Yedelian OAM

Against the Motion: Councillors Butterworth, Li, Perram, Salvestro-Martin and Tagg

11 PROVISION OF ARCHITECTURAL SERVICES FOR RYDE AQUATIC LEISURE CENTRE - COR RFT26/11

RESOLUTION: (Moved by Councillors Petch and Campbell)

- (a) That Council accept the tender from Facilities Design Group Pty Ltd for the Provision of Architectural Services at Councils Ryde Aquatic Leisure Centre to the value of \$170,090 ex GST as recommended in the Tender Evaluation report.
- (b) That Council delegate to the General Manager the authority to enter into a contract with Facilities Design Group Pty Ltd on the terms contained with the tender and for minor amendments to be made to the contract documents that are not of a material nature.
- (c) That Council endorse the unexpended funds for this project in 2011/2012 to be carried over to the 2012/2013 financial year.

Record of Voting:

For the Motion: The Mayor, Councillor Etmekdjian and Councillors Campbell, Li, Maggio, O'Donnell, Petch, Pickering and Yedelian OAM

ITEM 1 (continued)

ATTACHMENT 1

Against the Motion: Councillors Butterworth, Perram, Salvestro-Martin and Tagg

PRECIS OF CORRESPONDENCE FOR CONSIDERATION

1 MACQUARIE PARK CORRIDOR WORKSHOP – LAND & HOUSING CORPORATION CORRESPONDENCE – IVANHOE PRECINCT

Note: This Item was not considered at the meeting and will be listed on the Agenda for the Council Meeting No. 8/12 to be held on Tuesday, 22 May 2012.

2 FUNDING FOR THE POSITION OF ABORIGINAL EDUCATION OFFICER AT MARSDEN HIGH SCHOOL

Note: This Item was not considered at the meeting and will be listed on the Agenda for the Council Meeting No. 8/12 to be held on Tuesday, 22 May 2012.

NOTICES OF MOTION

1 CIVIC CENTRE REDEVELOPMENT COMMUNITY ADVISORY COMMITTEE - Councillor Ivan Petch, Councillor Terry Perram, Councillor Vic Tagg, Councillor Justin Li, Councillor Michael Butterworth, Councillor Jeff Salvestro-Martin

Note: This Notice of Motion was considered earlier in the Meeting as detailed in these Minutes.

NOTICES OF RESCISSION

There were no Notices of Rescission.

QUESTIONS BY COUNCILLORS AS PER POLICY

There were no Questions by Councillors as per Policy.

PUBLIC PARTICIPATION ON ITEMS NOT LISTED ON THE AGENDA

Professor Levon Khachigan (representing Ryde-Hunters Hill Symphony Orchestra), Ms Rita Lapedjian (representing Ryde-Hunters Hill Symphony Orchestra) and Dr Raf Marcellino (representing Ryde-Hunters Hill Symphony Orchestra) addressed the Council earlier in the Meeting as detailed in these Minutes.

Note: Councillor Butterworth left the meeting at 11.46pm and did not return.

ITEM 1 (continued)

ATTACHMENT 1

12 ADVICE ON COURT ACTIONS

Note: Councillor Tagg left the meeting at 11.46pm and did not vote on this Item.

RESOLUTION: (Moved by Councillors Petch and Campbell)

That the report of the General Counsel be received.

Record of Voting:

For the Motion: The Mayor, Councillor Etmekdjian and Councillors Campbell, Li, Maggio, O'Donnell, Petch, Perram, Pickering and Yedelian OAM

Against the Motion: Councillor Salvestro-Martin

NATIONAL ANTHEM

The National Anthem was sung at the conclusion of the meeting.

Note: The following Items listed on the Agenda for Council Meeting 7/12 were not considered at this Meeting and will be listed on the Agenda for Council Meeting 8/12 to be held on Tuesday, 22 May 2012:

- 5 LIVI'S PLACE STATUS REPORT – PROJECT UPDATE.
- 6 PUTNEY PARK PLAN OF MANAGEMENT ACTION PLAN UPDATE.
- 7 ACCUMULATED LIBRARY FINES.

PRECIS OF CORRESPONDENCE FOR CONSIDERATION

- 1 MACQUARIE PARK CORRIDOR WORKSHOP – LAND & HOUSING CORPORATION CORRESPONDENCE – IVANHOE PRECINCT.
- 2 FUNDING FOR THE POSITION OF ABORIGINAL EDUCATION OFFICER AT MARSDEN HIGH SCHOOL.

The meeting closed at 11.50pm.

CONFIRMED THIS 22ND DAY OF MAY 2012

Chairperson

**2 REPORT OF THE PLANNING AND ENVIRONMENT COMMITTEE MEETING
6/12 held on 15 May 2012**

Report prepared by: Meeting Support Coordinator**Report dated:** 26/04/2012**File No.:** GRP/12/5/5/5 - BP12/472

REPORT SUMMARY

Attached are the Minutes of the Planning and Environment Committee Meeting 6/12 held on 15 May 2012. The Minutes will be listed for confirmation at the next Planning and Environment Committee Meeting.

Item 1 was dealt with by the Committee within its delegated powers.

The following Committee recommendations for Items 2 and 3 are submitted to Council for determination in accordance with the delegations set out in Council's Code of Meeting Practice relating to Charters, functions and powers of Committees:

2 62 HIGGINBOTHAM ROAD, GLADESVILLE. LOT 4 DP 814502. Local Development Application to erect a front and side boundary fence 1.2m & 1.8m high. LDA2011/0665.

Report: The Committee inspected the property at 62 Higginbotham Road, Gladesville.

Note: A letter from Schrader Legal (on behalf of applicant) dated 11 May 2012 was tabled in relation to this Item and a copy is ON FILE.

Note: A letter from Julian and Catriona Brown (objectors) dated 13 February 2012 was tabled in relation to this Item and a copy is ON FILE.

Note: Mr Julian Brown and Mrs Catriona Brown (objectors) and Mrs Kate Curtis and Mr Steve Curtis (objectors representing the owners of 60 and 60A Higginbotham Road) and Mr Jim Saunders (applicant) addressed the Committee in relation to this Item.

RECOMMENDATION: (Moved by Councillors Yedelian OAM and O'Donnell)

- (a) That consideration of Local Development Application No. LDA 2011/665 at 62 Higginbotham Road, Gladesville be deferred until the Planning and Environment Committee Meeting on 5 June 2012 to allow the applicant's legal representatives time to review the report and make representations to Council prior to the application being determined.
- (b) That Council's General Counsel and Service Unit Manager – Assessment undertake discussions with the Group Manager – Public Works to cost the rectification works to reconstruct the driveway and General Counsel also investigate options of compulsory acquisition and provide further information to Councillors.

ITEM 2 (continued)

- (c) That all interested residents be notified in writing of the recommendations of Council staff before going to the Planning and Environment Committee and be individually contacted by phone or email to be advised of the Committee Meeting.

Record of Voting:

For the Motion: Unanimous

Note: This matter will be dealt with at the Council Meeting to be held on **22 MAY 2012** as substantive changes were made to the published recommendation.

3 40 SHEPHERD STREET, RYDE. LOT 79 DP 5887. Local Development Application for demolition and construction of six dwellings under State Environmental Planning Policy (Housing for Seniors or People with a Disability) 2004. LDA2011/0625.

Report: The Committee inspected the property at 40 Shepherd Street, Ryde.

Note: A letter from D To and V Phan (objectors) dated 21 February 2012, together with an undated document including photographs and plans was tabled in relation to this Item and a copy is ON FILE.

Note: Mr Alex Koussas (objector), Mr Darby To (objector representing the owners of 36, 37, 37A, 38, 39 and 41 Shepherd Street and the owners of 27, 29 and 31 Addington Avenue), Mr Glen Macabenta (objector) and Ms Ann Biddle (objector) and Mr Ian Glendinning (representing the applicant) addressed the Committee in relation to this Item.

RECOMMENDATION: (Moved by Councillors Yedelian OAM and Pickering)

- (a) That Local Development Application No. LDA 2011/625 at 40 Shepherd Street, Ryde being LOT 79 in DP 5887 be refused for the following reasons:-
1. The development as proposed will be detrimental to the character of the area having 4 x two storey dwellings resulting in unacceptable bulk, scale and massing.
 2. The development as proposed will have an adverse impact on the amenity of adjoining dwellings in regards to privacy, overlooking and overshadowing.
 3. The development is an overdevelopment of the site and provides insufficient parking.

ITEM 2 (continued)

4. The proposal does not comply with Council's DCP 2010 – Part 8.2 Stormwater Management in relation to on-site detention volumes and insufficient freeboard between the finished floor and ground levels.
5. The development is not in the public interest as evident by the submissions made.

(b) That the persons who made submissions be advised of Council's decision.

Record of Voting:

For the Motion: Councillors Pickering and Yedelian OAM

Against the Motion: Councillor O'Donnell

Note: This matter will be dealt with at the Council Meeting to be held on **22 MAY 2012** as dissenting votes were recorded and substantive changes were made to the published recommendation.

ATTACHMENTS

- 1 Minutes - Planning and Environment Committee - 15 May 2012

ITEM 2 (continued)

ATTACHMENT 1

Planning and Environment Committee
MINUTES OF MEETING NO. 6/12

Meeting Date: Tuesday 15 May 2012
Location: Committee Room 2, Level 5, Civic Centre, 1 Devlin Street, Ryde
Time: 4.05pm

Councillors Present: Councillors Pickering (Chairperson), O'Donnell and Yedelian OAM.

Apologies: Councillors Butterworth and Salvestro-Martin.

Staff Present: Group Manager – Environment & Planning, Service Unit Manager Assessment, Service Unit Manager Environmental Health & Building, General Counsel, Business Support Coordinator – Environment & Planning, Assessment Officer, Team Leader – Fast Track Team, Senior Town Planner, Team Leader – Development Engineers and Meeting Support Coordinator.

DISCLOSURES OF INTEREST

There were no disclosures of interest.

1 CONFIRMATION OF MINUTES - Meeting held on 1 May 2012

RESOLUTION: (Moved by Councillors O'Donnell and Yedelian OAM)

That the Minutes of the Planning and Environment Committee 5/12, held on Tuesday 1 May 2012, be confirmed.

Record of Voting:

For the Motion: Unanimous

Note: This is now a resolution of Council in accordance with the Committee's delegated powers.

2 62 HIGGINBOTHAM ROAD, GLADESVILLE. LOT 4 DP 814502. Local Development Application to erect a front and side boundary fence 1.2m & 1.8m high. LDA2011/0665.

Report: The Committee inspected the property at 62 Higginbotham Road, Gladesville.

Note: A letter from Schrader Legal (on behalf of applicant) dated 11 May 2012 was tabled in relation to this Item and a copy is ON FILE.

Note: A letter from Julian and Catriona Brown (objectors) dated 13 February 2012 was tabled in relation to this Item and a copy is ON FILE.

ITEM 2 (continued)

ATTACHMENT 1

Note: Mr Julian Brown and Mrs Catriona Brown (objectors) and Mrs Kate Curtis and Mr Steve Curtis (objectors representing the owners of 60 and 60A Higginbotham Road) and Mr Jim Saunders (applicant) addressed the Committee in relation to this Item.

RECOMMENDATION: (Moved by Councillors Yedelian OAM and O'Donnell)

- (a) That consideration of Local Development Application No. LDA 2011/665 at 62 Higginbotham Road, Gladesville be deferred until the Planning and Environment Committee Meeting on 5 June 2012 to allow the applicant's legal representatives time to review the report and make representations to Council prior to the application being determined.
- (b) That Council's General Counsel and Service Unit Manager – Assessment undertake discussions with the Group Manager – Public Works to cost the rectification works to reconstruct the driveway and General Counsel also investigate options of compulsory acquisition and provide further information to Councillors.
- (c) That all interested residents be notified in writing of the recommendations of Council staff before going to the Planning and Environment Committee and be individually contacted by phone or email to be advised of the Committee Meeting.

Record of Voting:

For the Motion: Unanimous

Note: This matter will be dealt with at the Council Meeting to be held on **22 MAY 2012** as substantive changes were made to the published recommendation.

3 40 SHEPHERD STREET, RYDE. LOT 79 DP 5887. Local Development Application for demolition and construction of six dwellings under State Environmental Planning Policy (Housing for Seniors or People with a Disability) 2004. LDA2011/0625.

Report: The Committee inspected the property at 40 Shepherd Street, Ryde.

Note: A letter from D To and V Phan (objectors) dated 21 February 2012, together with an undated document including photographs and plans was tabled in relation to this Item and a copy is ON FILE.

Note: Mr Alex Koussas (objector), Mr Darby To (objector representing the owners of 36, 37, 37A, 38, 39 and 41 Shepherd Street and the owners of 27, 29 and 31 Addington Avenue), Mr Glen Macabenta (objector) and Ms Ann Biddle (objector) and Mr Ian Glendinning (representing the applicant) addressed the Committee in relation to this Item.

ITEM 2 (continued)

ATTACHMENT 1

RECOMMENDATION: (Moved by Councillors Yedelian OAM and Pickering)

- (a) That Local Development Application No. LDA 2011/625 at 40 Shepherd Street, Ryde being LOT 79 in DP 5887 be refused for the following reasons:-
1. The development as proposed will be detrimental to the character of the area having 4 x two storey dwellings resulting in unacceptable bulk, scale and massing.
 2. The development as proposed will have an adverse impact on the amenity of adjoining dwellings in regards to privacy, overlooking and overshadowing.
 3. The development is an overdevelopment of the site and provides insufficient parking.
 4. The proposal does not comply with Council's DCP 2010 – Part 8.2 Stormwater Management in relation to on-site detention volumes and insufficient freeboard between the finished floor and ground levels.
 5. The development is not in the public interest as evident by the submissions made.
- (b) That the persons who made submissions be advised of Council's decision.

Record of Voting:

For the Motion: Councillors Pickering and Yedelian OAM

Against the Motion: Councillor O'Donnell

Note: This matter will be dealt with at the Council Meeting to be held on **22 MAY 2012** as dissenting votes were recorded and substantive changes were made to the published recommendation.

The meeting closed at 6.10pm.

CONFIRMED THIS 5TH DAY OF JUNE 2012.

Chairperson

**3 REPORT OF THE WORKS AND COMMUNITY COMMITTEE MEETING 6/12
held on 15 May 2012**

Report prepared by: Meeting Support Coordinator**Report dated:** 2/04/2012**File No.:** GRP/12/5/5/5 - BP12/362

REPORT SUMMARY

Attached are the Minutes of the Works and Community Committee Meeting 6/12 held on 15 May 2012. The Minutes will be listed for confirmation at the next Works and Community Committee Meeting.

Items 1, 2, 3(a), 3(b), 3(d), 3(e), 3(f), 3(h), 3(i), 3(k) and 3(m) were dealt with by the Committee within its delegated powers.

The following Committee recommendations for Items 3(c), 3(g), 3(j), 3(l) and 4 are submitted to Council for determination in accordance with the delegations set out in Council's Code of Meeting Practice relating to Charters, functions and powers of Committees:

**3 TRAFFIC & PARKING MATTERS PRESENTED TO RYDE LOCAL TRAFFIC
COMMITTEE MEETING held on 29 March 2012****RECOMMENDATION:** (Moved by Councillors Tagg and Petch)

- (c) That Council defer consideration of the report titled "MCGREGOR STREET, NORTH RYDE – Request for parking restrictions on one side" for further clarification.

Record of Voting:

For the Motion: Unanimous

Note: This matter will be dealt with at the Council Meeting to be held on **22 MAY 2012** as substantive changes were made to the published recommendation.

RECOMMENDATION: (Moved by Councillors Campbell and Perram)

- (g) That Council adopt the following recommendations in relation to the report titled "VIMIARA ROAD, MARSFIELD Black Spot Program 2011/2012 – Black Length" as follows:

That this matter be referred to members of the Bicycle Advisory Committee (out of session) for comment with an update provided at the Council Meeting on 22 May 2012.

Record of Voting:

For the Motion: Unanimous

ITEM 3 (continued)

Note: This matter will be dealt with at the Council Meeting to be held on **22 MAY 2012** as substantive changes were made to the published recommendation

RECOMMENDATION: (Moved by Councillors Campbell and Perram)

- (j) That Council adopt the following recommendation in relation to the report titled "BALACLAVA ROAD AND AGINCOURT ROAD Bus Priority Improvement - Proposed Traffic Signals" as follows:

That the proposal be noted.

Record of Voting:

For the Motion: Councillors Campbell, Perram and Petch

Against the Motion: Councillor Tagg

Note: This matter will be dealt with at the Council Meeting to be held on **22 MAY 2012** as dissenting votes were recorded

RECOMMENDATION: (Moved by Councillors Petch and Tagg)

- (l) That Council adopt the following recommendations in relation to the report titled "MORRISON ROAD AND CHARLES STREET Proposed Roundabouts – Ryde Rehabilitation Centre Development" as follows:
- i. That ADCO Constructions investigate the potential of converting splitter islands to pedestrian refuges to improve pedestrian access adjacent to roundabouts (considering the likely increase in both density of pedestrian traffic and an ageing population).
 - ii. That ADCO Constructions consult the NSW Fire Brigade to seek advice as to the type of service vehicle that may be used in an emergency situation to ensure that accessibility will be maintained.
 - iii. That ADCO constructions review the bus / heavy vehicle movements across roundabouts to ensure that compliance with Australian road rules is maintained (50% overlap rule).
 - iv. That ADCO Constructions undertake supplementary modelling analysis to confirm if a left in / left out arrangement at the intersection of Morrison Road and Payten Street could be considered in lieu of a roundabout. (This consideration is being given due to the close proximity of the proposed roundabouts as presently proposed. Consideration should also be made to minimise the loss of parking).
 - v. That this matter be referred to the next Local Traffic Committee meeting on 24 May 2012 for further consideration.

ITEM 3 (continued)

- vi. That the intersection of Princes Street and Morrison Road be investigated on two fronts:
 - i) Whether or not it is in the developer's scope
 - ii) If not, that Council explore possible traffic interventions at that location and report back to the Works and Community Committee.

Record of Voting:

For the Motion: Unanimous

Note: This matter will be dealt with at the Council Meeting to be held on **22 MAY 2012** as substantive changes were made to the published recommendation

4 CORRECTION - Community Grants Allocation 2011-12

RECOMMENDATION: (Moved by Councillors Campbell and Petch)

That the Committee recommend that Council endorse the correction in the amount of grants allocated to provide a total allocation of:

- i. Ryde Community Hub (Good Beginnings Australia) \$3,000
- ii. The Senior Agenda Inc \$2,000

Record of Voting:

For the Motion: Unanimous

Note: This matter will be dealt with at the Council Meeting to be held on **22 MAY 2012** as this is outside the Committee's delegated powers.

ATTACHMENTS

- 1 Minutes - Works and Community Committee - 15 May 2012

ITEM 3 (continued)

ATTACHMENT 1

**Works and Community Committee
MINUTES OF MEETING NO. 6/12**

Meeting Date: Tuesday 15 May 2012

Location: Committee Room 1, Level 5, Civic Centre, 1 Devlin Street, Ryde

Time: 4.32pm

Councillors Present: Councillors Campbell, Perram (Chairperson), Petch and Tagg

Apologies: Councillors Li and Maggio

Councillor Campbell arrived at 5.00pm and did not attend the inspection at Charity Creek Cascades.

Staff Present: Group Manager – Community Life, Group Manager – Public Works, Service Unit Manager – Open Space, Section Manager – Traffic and Governance, Councillor Support Coordinator and Executive Assistant to the Mayor and Other Councillors

DISCLOSURES OF INTEREST

There were no disclosures of interest.

1 CONFIRMATION OF MINUTES - Meeting held on 17 April 2012

RESOLUTION: (Moved by Councillors Petch and Tagg)

That the Minutes of the Works and Community Committee 5/12, held on Tuesday 17 April 2012, be confirmed.

Record of Voting:

For the Motion: Unanimous

Note: This is now a resolution of Council in accordance with the Committee's delegated powers.

2 TREE REMOVAL – CHARITY CREEK CASCADES

Report: The Committee inspected the property at Charity Creek Cascades.

Note: Councillor Campbell arrived at 5.00pm during the inspection of this Item.

RESOLUTION: (Moved by Councillors Petch and Tagg)

- (a) That Council approve the removal of nine trees within the Charity Creek Cascades parklands as identified in Drawing 017-LP-000.

ITEM 3 (continued)

ATTACHMENT 1

- (b) That Council plant 18 advanced size suitable tree species within the Charity Creek Cascades parklands.

Record of Voting:

For the Motion: Unanimous

Note: This is now a resolution of Council in accordance with the Committee's delegated powers.

3 TRAFFIC & PARKING MATTERS PRESENTED TO RYDE LOCAL TRAFFIC COMMITTEE MEETING held on 29 March 2012

RESOLUTION: (Moved by Petch and Campbell)

That the traffic and parking measures resulting from the Ryde Traffic Committee at its meeting on 29 March 2012 be dealt with in seriatim.

Record of Voting:

For the Motion: Unanimous

RESOLUTION: (Moved by Councillors Petch and Tagg)

- (a) That Council adopt the following recommendation in relation to the report titled "HIGGINBOTHAM ROAD, GLADESVILLE Request for No Stopping restrictions" as follows:

That Council approve No Stopping restrictions on both sides along Higginbotham Road, east of Lyndhurst Street for a distance of 20 metres at the bend, including barrier lines for 20 metres.

Record of Voting:

For the Motion: Unanimous

Note: This is now a resolution of Council in accordance with the Committee's delegated powers.

RESOLUTION: (Moved by Councillors Petch and Tagg)

- (b) That Council adopt the following recommendation in relation to the report titled "MONCRIEFF DRIVE AND ELLIOTT AVENUE, EAST RYDE Request for parking restrictions" as follows:

That Council install 'No Stopping' restrictions in Moncrieff Drive on both sides between property numbers 81 and 95 to reinforce existing statutory regulations of 3m from barrier lines rule (Road Rule 208).

Record of Voting:

For the Motion: Unanimous

ITEM 3 (continued)

ATTACHMENT 1

Note: This is now a resolution of Council in accordance with the Committee's delegated powers.

RECOMMENDATION: (Moved by Councillors Tagg and Petch)

- (c) That Council defer consideration of the report titled "MCGREGOR STREET, NORTH RYDE – Request for parking restrictions on one side" for further clarification.

Record of Voting:

For the Motion: Unanimous

Note: This matter will be dealt with at the Council Meeting to be held on **22 MAY 2012** as substantive changes were made to the published recommendation.

RESOLUTION: (Moved by Councillors Petch and Tagg)

- (d) That Council adopt the following recommendation in relation to the report titled "BAY DRIVE, MEADOWBANK Request for short term parking" as follows:

That one (1) of the 3P indented 90 degree parking spaces be converted to a P10 minute (8am to 10pm) parking space on Bay Drive to allow community groups to unload goods for events at the community centre.

Record of Voting:

For the Motion: Unanimous

Note: This is now a resolution of Council in accordance with the Committee's delegated powers.

RESOLUTION: (Moved by Councillors Petch and Tagg)

- (e) That Council adopt the following recommendation in relation to the report titled "LYNDHURST STREET, GLADESVILLE Request for parking restrictions" as follows:

That Council install delineation lines for the driveways which will relieve the need for introducing short term parking restrictions at the present time and no other action be taken.

Record of Voting:

For the Motion: Unanimous

Note: This is now a resolution of Council in accordance with the Committee's delegated powers.

ITEM 3 (continued)

ATTACHMENT 1

RESOLUTION: (Moved by Councillors Petch and Tagg)

- (f) That Council adopt the following recommendation in relation to the report titled "CURTIS STREET, RYDE Request for 'Rear to Kerb' Parking" as follows:

That Council approve the installation of 'Rear to Kerb' parking restrictions and wheel stops in the angled parking spaces on Curtis Street, Ryde.

Record of Voting:

For the Motion: Unanimous

Note: This is now a resolution of Council in accordance with the Committee's delegated powers.

RECOMMENDATION: (Moved by Councillors Campbell and Perram)

- (g) That Council adopt the following recommendations in relation to the report titled "VIMIERA ROAD, MARSFIELD Black Spot Program 2011/2012 – Black Length" as follows:

That this matter be referred to members of the Bicycle Advisory Committee (out of session) for comment with an update provided at the Council Meeting on 22 May 2012.

Record of Voting:

For the Motion: Unanimous

Note: This matter will be dealt with at the Council Meeting to be held on **22 MAY 2012** as substantive changes were made to the published recommendation

RESOLUTION: (Moved by Councillors Petch and Tagg)

- (h) That Council adopt the following recommendations in relation to the report titled "QUARRY ROAD, RYDE Black Spot Program 2011/2012 – Black Length" as follows:

In principle, the committee supports the proposed improvements along Quarry Road subject to the standard technical approval and specifically:

- i. In general pedestrian refuges being altered to current standards as far as practicable.
- ii. Remove "keep left" totem poles from central median at the speed hump east of Boyce Street.
- iii. Chevron signs not being attached to guard rails or guard rail supports.
- iv. Review of chevron signboards along the radius bend opposite Niara Street.

ITEM 3 (continued)

ATTACHMENT 1

Record of Voting:

For the Motion: Unanimous

Note: This is now a resolution of Council in accordance with the Committee's delegated powers.

RESOLUTION: (Moved by Councillors Petch and Tagg)

- (i) That Council adopt the following recommendations in relation to the report titled "ROWE STREET, EASTWOOD Amended Public Domain Upgrade Plan" as follows:
- i. That consideration be given as to how to calm traffic and make pedestrians more aware of traffic at the intersection of Rowe Street and Railway Pde (on Rowe Street) (eg with raised platform - integrated refuge), given the possibility the existing refuge may be removed.
 - ii. That ways be considered to reduce or replace loss of parking spaces. Eg these displaced parking spaces may be able to be recovered with additional spaces in other location/s through VPA, Section 94 or other considerations.
 - iii. That consideration be given to the difficulty of making a left hand turn from Railway Pde into Rowe Street (improved turning radii).
 - iv. That pedestrian sight lines be maintained in relation to any proposed overhead structure.

Record of Voting:

For the Motion: Unanimous

Note: This is now a resolution of Council in accordance with the Committee's delegated powers.

RECOMMENDATION: (Moved by Councillors Campbell and Perram)

- (j) That Council adopt the following recommendation in relation to the report titled "BALACLAVA ROAD AND AGINCOURT ROAD Bus Priority Improvement - Proposed Traffic Signals" as follows:

That the proposal be noted.

Record of Voting:

For the Motion: Councillors Campbell, Perram and Petch

Against the Motion: Councillor Tagg

Note: This matter will be dealt with at the Council Meeting to be held on **22 MAY 2012** as dissenting votes were recorded

ITEM 3 (continued)

ATTACHMENT 1

RESOLUTION: (Moved by Councillors Campbell and Tagg)

- (k) That Council adopt the following recommendation in relation to the report titled "SHAFTSBURY ROAD AND GLEN STREET Proposed Pedestrian Refuge and Traffic Islands" as follows:

That a kerbside traffic island be constructed within the parking lane (the north east corner) on Shaftsbury Road.

Record of Voting:

For the Motion: Unanimous

Note: This is now a resolution of Council in accordance with the Committee's delegated powers.

RECOMMENDATION: (Moved by Councillors Petch and Tagg)

- (l) That Council adopt the following recommendations in relation to the report titled "MORRISON ROAD AND CHARLES STREET Proposed Roundabouts – Ryde Rehabilitation Centre Development" as follows:
- i. That ADCO Constructions investigate the potential of converting splitter islands to pedestrian refuges to improve pedestrian access adjacent to roundabouts (considering the likely increase in both density of pedestrian traffic and an ageing population).
 - ii. That ADCO Constructions consult the NSW Fire Brigade to seek advice as to the type of service vehicle that may be used in an emergency situation to ensure that accessibility will be maintained.
 - iii. That ADCO constructions review the bus / heavy vehicle movements across roundabouts to ensure that compliance with Australian road rules is maintained (50% overlap rule).
 - iv. That ADCO Constructions undertake supplementary modelling analysis to confirm if a left in / left out arrangement at the intersection of Morrison Road and Payten Street could be considered in lieu of a roundabout. (This consideration is being given due to the close proximity of the proposed roundabouts as presently proposed. Consideration should also be made to minimise the loss of parking).
 - vii. That this matter be referred to the next Local Traffic Committee meeting on 24 May 2012 for further consideration.
 - viii. That the intersection of Princes Street and Morrison Road be investigated on two fronts:
 - i) Whether or not it is in the developer's scope
 - ii) If not, that Council explore possible traffic interventions at that location and report back to the Works and Community Committee.

Record of Voting:

For the Motion: Unanimous

ITEM 3 (continued)

ATTACHMENT 1

Note: This matter will be dealt with at the Council Meeting to be held on **22 MAY 2012** as substantive changes were made to the published recommendation

RESOLUTION: (Moved by Councillors Petch and Tagg)

(m) That Council adopt the following recommendations in relation to the report titled "MARKET STREET, WEST RYDE Temporary Closure on Saturday, 31 March 2012" as follows:

- i. That Council approve, in principle, the proposed closure of Market Street, West Ryde on Saturday, 31 March 2012 for the conduct of the Easter Fair.
- ii. That West Ryde Easter Parade and Fair Committee be requested to provide a copy of the Certificate of Currency to Council before the event to protect City of Ryde against any claim arising from activities on Council land.

Record of Voting:

For the Motion: Unanimous

Note: This is now a resolution of Council in accordance with the Committee's delegated powers.

4 CORRECTION - Community Grants Allocation 2011-12

RECOMMENDATION: (Moved by Councillors Campbell and Petch)

That the Committee recommend that Council endorse the correction in the amount of grants allocated to provide a total allocation of:

- i. Ryde Community Hub (Good Beginnings Australia) \$3,000
- ii. The Senior Agenda Inc \$2,000

Record of Voting:

For the Motion: Unanimous

Note: This matter will be dealt with at the Council Meeting to be held on **22 MAY 2012** as this is outside the Committee's delegated powers.

The meeting closed at 5.42pm.

CONFIRMED THIS 5TH DAY OF JUNE 2012.

Chairperson

4 DEFERRED REPORT: LIVI'S PLACE STATUS REPORT - PROJECT UPDATE

Report prepared by: Service Unit Manager – Open Space

Report dated: 18/04/2012

File No.: GRP/09/4/6 - BP12/443

This report is deferred from the Council Meeting held on 8 May 2012.

REPORT SUMMARY

Council, in partnership with the Touched By Olivia Foundation (TBOF), has undertaken design of an all abilities playground that is proposed to replace the existing playground at Yamble Reserve, Ryde. The final concept plan was subject to the public exhibition and Council's Works and Community Committee consideration on 20 September 2011, a copy of which is an attachment to this report.

Whilst the detailed design is almost complete, at this point in time, Council does not hold in its accounts all of the funds required to complete Stage 1 of the project scope, due to the status of a number of grant funding applications and the current status of collection of community funding pledges. This report recommends that the procurement for the project does not commence until Council has adequate funds at hand to complete Stage 1. This will delay the project temporarily.

As part of the development of the project, the TBOF has had the services of Lend Lease Corporation (Project Management and Construction) and Aecom as a major sponsor for the provision of detailed design, documentation and construction management services. These services are being provided pro bono to the project. A simple service agreement between Council and Lend Lease Corporation has been signed by both parties. Recent verbal advice received by the TBOF indicates that the Land Lease has decided to withdraw their sponsorship offer for this project thus making their service agreement with Council void. This withdrawal of Land Lease will affect the procurement strategy for the project, which will now involve formal tender, delaying the completion of works.

RECOMMENDATION:

- (a) That Council postpone the continuation of the project until such time as the TBOF received all outstanding pledges and Council holds within its accounts the required funds to complete Stage 1 of the project.
- (b) That Council seek formal confirmation from Lend Lease Corporation regarding their ongoing sponsorship offer for services relating to this project, and thank them for their assistance to date.
- (c) That Council request the General Manager to develop an agreement with the Touched by Olivia Foundation that covers the receipt and payment of the charitable funds raised for this project on their behalf.

ITEM 4 (continued)

- (d) That Council endorse the unexpended funds for this project in 2011/2012 to be carried over to the 2012/2013 financial year.

ATTACHMENTS

There are no attachments for this report.

Report Prepared By:

Tatjana Domazet
Service Unit Manager – Open Space

Report Approved By:

Danielle Dickson
Group Manager - Community Life

Terry Dodds
Group Manager - Public Works

ITEM 4 (continued)

Discussion

Background

Council, in partnership with the TBOF, proposed for the Yamble Reserve (Quarry Road, Ryde) to become destination parkland for children with special needs and their carers. The design of the Reserve and playground aspires to offer a parkland experience that will be fully integrated, universally accessible environment for people of all ages and abilities. The Yamble Reserve Plan of Management that was adopted by Council in October 2010 includes an inclusive playground.

The aim of the play area is to enable children with and without disabilities to have opportunities to play together, encouraging all children to explore, imagine, create, learn and just have fun playing with friends. The focus of the design of the playground and the wider parkland areas is to allow children with disabilities to participate and join in and no longer be segregated and watch from the sidelines as other kids have fun.

The project did not originally form part of the Operation Plan for Council for 2011/12 but was included as a late project following consideration of the Concept Plan.

The current estimated cost of design, project management and construction of the proposed all abilities playground is \$1.5m. The playground includes the following components:

- The all abilities playground as defined by those elements inside the playground fence and connecting path to Clermont Avenue car park
- Clermont Avenue car park modifications to provide adequate drop off and turning area for mini buses
- Quarry Road car park modifications to provide a mini bus parking and drop off area
- Modifications to the existing amenities building including the provision of an adult change table and to meet current Building Code of Australia standards

All of the above elements of the proposed playground were requested by the TBOF and are deemed essential for the playground to be fully compliant with relevant codes and standards.

The delivery of the playground and associated facilities is subject to funding availability and as a result, Council has proposed a 2 staged approach to the project with the following stages being clearly identified to date:

Stage 1

Construction of all abilities playground, Quarry Road carpark, pathways and drop off and turning area for mini buses, modifications to amenities building and associated landscape works.

ITEM 4 (continued)

Stage 2

Creation of mini bus parking areas at Quarry Road.

Partnerships

As part of the development of the project, the TBOF has had the services of Lend Lease Corporation as a major sponsor for the provision of documentation and construction management services. These services are being provided pro bono to the project. A simple service agreement between Council and Lend Lease Corporation has been signed by both parties. Recent verbal advice received by the TBOF indicates that the Land Lease has decided to limit their sponsorship offer for this project thus terminating their service agreement with Council. Council intends to seek formal confirmation from Land Lease regarding their ongoing sponsorship offer for the project.

It should also be noted that the TBOF has had the services of Aecom as another sponsor that provided detailed design for the playground.

Statutory Considerations

Council is required to operate within the provisions of the Local Government Act and the tendering guidelines as well as Council's own procurement procedures. By its complex nature, this project was difficult to fit within these guidelines due to the proposed levels of community donation of both funds or in kind materials or labour to assist in the delivery of the project. Advice has been sought from Council's Internal Audit and General Counsel.

Financial Implications

The working estimate for the Stage 1 of the project is \$1.5 million (including the amenities building). These include estimated construction cost of \$1.297 million.

Funding	Committed	Available in 2011/12	Available in 2012/13	Comment
\$350,000	Yes, Council	\$350,000		Playground Renewal and Construction Budget
\$50,000	Yes, Council	\$50,000		Savings from Park Planting and Playground Softfall Budget
\$170,000	Yes, Council		\$170,000	Playground Renewal and Construction Budget
\$150,000	Yes, Council	\$150,000		Savings from Sportsground Amenities Upgrades Renewal
\$147,000	Yes, Federal Grant Funding	\$147,000		Confirmed and spent on playground equipment purchase

ITEM 4 (continued)

Funding	Committed	Available in 2011/12	Available in 2012/13	Comment
\$200,000	Yes, State Government contribution	\$200,000		Confirmed and received
\$50,000	Yes, Department of Sport and Recreation	\$50,000		Confirmed and received in part
\$100,000	Yes, Lend Lease	\$100,000		In kind contribution (to complete design documentation)
\$80,000	Yes, AECOM	\$80,000		In kind contribution (to complete detail design)
\$116,789	Yes, TBOF	\$116,789		To be transferred to Council once agreement in place
\$141,350	No, TBOF	\$141,350	\$141,350	Could be collected from outstanding pledges
Total Available without outstanding pledges		\$1,243,789	\$1,413,789	
Total Available with outstanding pledges		\$1,385,139	\$1,555,139	
Total required		\$1,500,000	\$1,500,000	
(Shortfall)/Surplus without outstanding pledges		(\$256,211)	(\$86,211)	
(Shortfall)/Surplus with outstanding pledges		(\$114,861)	\$55,139	

As can be seen from the above, to deliver this project, the TBOF had \$258,139 worth of pledges with \$116,789 collected to date and expected to be received by Council from the TBOF. Whilst none of these funds are currently held in Council accounts, verbal agreement has been reached with the TBOF and advice received that the cheque for the collected amount is forthcoming.

Council has also applied for a number of grants to fund the shortfall and the future project stages however, all but one, Metropolitan Green space grant, have been unsuccessful to date.

In addition to the shortfall, it is recommended that Council develop an agreement with the TBOF in relation to the receipt, management and authority to spend the funds raised by the community for the delivery of this project to ensure that the funds are transparently accounted for.

Since the inception of this project, Council has improved its understanding of the asset condition of its playgrounds across the City. In addition, all of Council's playgrounds are being assessed against the recent changes to the Australian Standards in order to determine if further pieces of equipment will require removal. To respond to this, Council is preparing a Children's Play Implementation Plan that will inform Council's management of these assets within our existing budget

ITEM 4 (continued)

allocation. It should be noted that a significant proportion of the current and coming financial year budget allocation for the maintenance of these assets is being directed to the capital delivery of Livvi's Playground. This investment will be reduced if Council is successful in the above grant applications.

Options

Council should not tender or commence the project until all funds are available. If Council wishes to proceed immediately, additional funds would need to be allocated to cover the projected shortfall.

Council could delay the project until all funds, including funding of Stage 2 for the project, have been raised.

5 DEFERRED REPORT: PUTNEY PARK PLAN OF MANAGEMENT ACTION PLAN UPDATE

Report prepared by: Open Space Planner**Report dated:** 27 April 2012**File No.:** GRP/09/4/6 - BP12/479

This report is deferred from the Council Meeting held on 8 May 2012.

REPORT SUMMARY

The Putney Park Plan of Management was adopted by Council on 11 October 2011 and guides the future development and management of Putney Park. The Plan of Management recommends a series of actions that support the sustainable management and conservation of Putney Parks' natural, cultural and indigenous resources while promoting public recreation and leisure within the Park. The management actions are aimed at meeting current and future demands on the Park while improving the quality of the Park, responding to the needs of the community, and reinforcing the community values of the Park.

During exhibition and adopting process of the Plan of Management, Council requested a further report to be provided on the high priorities for Putney Park as identified by the community. This report provides further information and financial considerations on these items.

RECOMMENDATION:

That Council receive and note the information contained in the body of this report.

ATTACHMENTS

- 1 Masterplan and Action Plan for Council

Report Prepared By:

Fiona Morrison
Open Space Planner

Report Approved By:

Tatjana Domazet
Service Unit Manager - Open Space**Danielle Dickson**
Group Manager - Community Life

ITEM 5 (continued)

Discussion

At its meeting on 11 October 2011, Council adopted the Putney Park Plan of Management and resolved, in part, the following:

- (b) *That a further report be provided to Council regarding a plan of action addressing the following matters:*
- *to improve the site from Pellisier Road to the punt (relocation of gates);*
 - *the upgrading and remediation of the triangular park;*
 - *the improvement to the sea wall;*
 - *the removal of the Camphor Laurel trees;*
 - *the pruning of trees throughout the park to improve the security;*
 - *the development of the perimeter track; and*
 - *the exploration of provision of accessible equipment in the southern playground.*

The Putney Park Plan of Management includes a Masterplan and an Action Plan that contains actions that respond to the community needs for the Park. These two items are contained in **ATTACHMENT 1**. The report provides information on the timing and financial impact for the implementation of the Plan of Management and Masterplan.

Recommended Actions

The Putney Park Plan of Management has been prepared with a series of actions linked to the values of the reserve. Strategies, actions, priorities, responsibilities and performance measurement are outlined in more detail in Section 5 of the Plan (and as attached), and are to be used for projects bidding for future budgets and work programs.

The Plan's Action Plan has been prepared to coordinate the future management of Park. The Plan contains actions needed to:

- Improve the quality of the Park;
- Respond to the needs of the community and Park users;
- Achieve the core objectives of the Local Government Act and the Crown Lands Act; and
- Reinforce the values of the Park.

All actions have been assigned a priority rating of short, medium, long or ongoing. In addition, during the exhibition process, the community has identified a number of high priority actions for Putney Park. All of these actions together with approximate costs are listed in the table below.

Priority Ranking	Key Actions	Approx Cost	Notes:
Short Term	<ul style="list-style-type: none"> • Expand the southern playground 	\$200,000	Proposed for 2012/13

ITEM 5 (continued)

Priority Ranking	Key Actions	Approx Cost	Notes:
	<ul style="list-style-type: none"> Prepare a Bush Care Management Strategy 	\$15,000	
	<ul style="list-style-type: none"> Design and construction of the foreshore path 	\$500,000	
	<ul style="list-style-type: none"> Bindii weed management 	\$80,000	Additional works are required to change grass species
Sub-total for Short Term priorities		\$796,000	
Community High Priority	<ul style="list-style-type: none"> Upgrading and remediation of the triangular park; 	\$60,000	
	<ul style="list-style-type: none"> Improvement to the sea wall; 	\$200,000	To scope the extend of the repairs and conduct geotechnical investigations
	<ul style="list-style-type: none"> Removal of the Camphor Laurel trees; 	\$30,000	Review underway
	<ul style="list-style-type: none"> Pruning of trees throughout the park to improve the security; 	\$30,000	Works programmed
	<ul style="list-style-type: none"> Apply the Ryde River Walk Masterplan to Putney Park that includes development of the perimeter track and implementation of the parkland loop path network; 	\$550,000	Project delayed to allow for additional community consultation
	<ul style="list-style-type: none"> Improve the site from Pellisier Road to the punt (relocation of gates); 	\$230,000	Project not commenced due to lack of funding
	<ul style="list-style-type: none"> Provision of accessible equipment in the southern playground. 		<i>Note: consideration to the inclusion of accessible equipment will be undertaken during the design process</i>
Sub-total for community high priorities		\$1.103 mil	
Medium Term	<ul style="list-style-type: none"> Implement natural and cultural heritage interpretation signage and art works throughout the Park 	\$57,500	Estimated at 10 signs located throughout the Park.
	<ul style="list-style-type: none"> Construction of a path within the southern triangular area of the Park 	\$20,000	

ITEM 5 (continued)

Priority Ranking	Key Actions	Approx Cost	Notes:
	<ul style="list-style-type: none"> Installation of additional seating throughout the Park 	\$440,000	
Sub-total for Medium Term priorities		\$517,500	
Long Term	<ul style="list-style-type: none"> Create a connection between the punt ferry and the Park 	\$50,000	
	<ul style="list-style-type: none"> Demolition of southern toilet block and replace with a new facilities closer to the southern playground area 	\$500,000	
	<ul style="list-style-type: none"> Development of an interpretation strategy 	\$30,000	
Sub-total for Long Term Priorities		\$580,000	
TOTAL		\$2,996,500	

Timeline for implementation

The implementation of a complex Plan of Management such as Putney Park requires a long term commitment. While the Plan of Management provides direction on the priority of works, a timeframe for the implementation of these priorities is dependent upon the funding available.

Financial Implications

The estimated value identified in the Putney Park Plan of Management Action Plan is approximately \$2.9 million.

Council's commitment to the management and maintenance of this park over a long period of time has been significant. The ultimate implementation of all actions identified within the Plan of Management will require a sustained investment over a long period of time.

The majority of actions identified in the Action Plan are capital upgrades of the Park. Resourcing these upgrades will need to be identified through council's long term financial plan and yearly capital works programs within the operational plan. Sources of funding will include general funds, Section 94, grants, sponsorship and partnership contributions.

In the draft 2012/13 budget, \$200,000 has been allocated towards the expansion of the southern playground.

ITEM 5 (continued)**Conclusion**

Council's adopted Plan of Management for Putney Park including an Action Plan. Some of the high priorities actions that have been identified in the Action Plan are being addressed through the operational plan whilst the expansion of playground has been identified in 2012/13 budget.

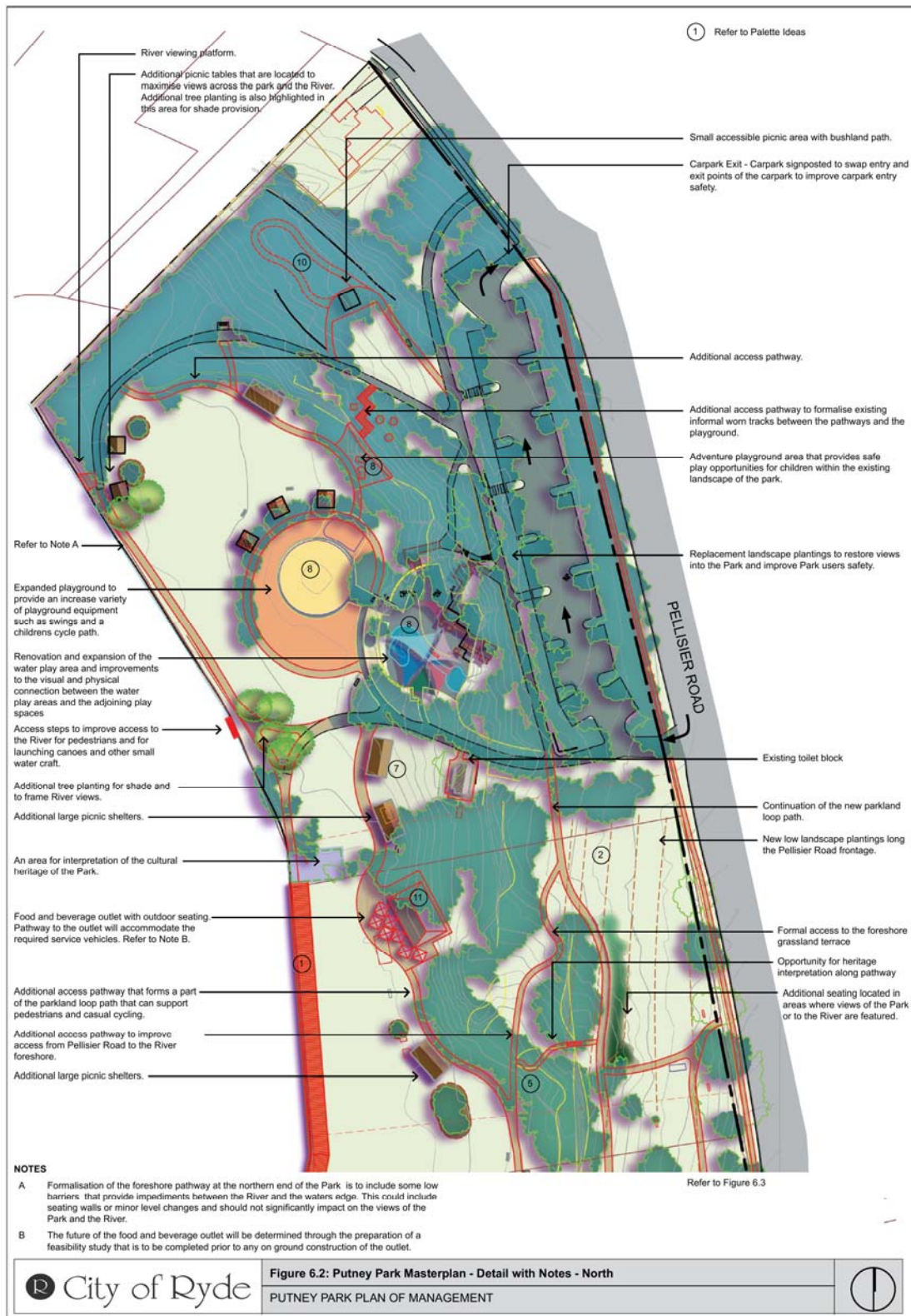
ITEM 5 (continued)

ATTACHMENT 1



ITEM 5 (continued)

ATTACHMENT 1








ITEM 5 (continued)

ATTACHMENT 1



ITEM 5 (continued)

ATTACHMENT 1

<p>IMAGE</p> 	<p>NOTE</p> <p>1. Boardwalk along Foreshore: To provide an opportunity for connection with the foreshore and between other park elements, particularly the historic Putney Park baths.</p>	<p>IMAGE</p> 	<p>NOTE</p> <p>7. Picnic Shelters: To provide a consistent appearance of picnic shelters, including both large and small sizes. The style propose has been used in other City of Ryde standard shelter.</p>
	<p>NOTE</p> <p>2. Ornamental Shrubs and Garden: To revive the concept of the "pleasure garden" which was in Putney Park in the 1920's. There is an opportunity to highlight the natural features of the park in this area.</p>		<p>NOTE</p> <p>8. Playgrounds: North Play Area: The existing playground is expanded to increase play value The propose play space would build upon the existing use of the sandstone rock shelf being used as a climbing wall. Included in this playground would be "parkour" play items.</p>
	<p>NOTE</p> <p>3. Heritage Interpretation: To provide an opportunity to celebrate the historic sites in Putney Park such as Lunnhilda / Dunhope House and the Putney Baths through interpretation such as sculptures and ground plan artworks.</p>		<p>NOTE</p> <p>South Play Area: This playspace is replaced with a themes playground that is built around the tree canopy and heritage character of the Park. Element in this playspace could include a "ruins trail" with imaginary heritage exploration elements.</p>
	<p>NOTE</p> <p>4. Heritage Planting and Garden: To enhance the heritage interpretation of the historic Lunnhilda / Dunhope House site and protect the existing plantings that are remnants of the House's original garden.</p>		<p>NOTE</p> <p>9. New Amenity Block: To provide a safe amenity block located at the southern end of the Park. An adjacent shelter should ne used by nearby playground users.</p>
	<p>NOTE</p> <p>5. Native Plants and Gardens: To highlight the rich array of landscape elements at Putney Park such as the sandstone rock shelf between the upper level of the Park and the foreshore.</p>		<p>NOTE</p> <p>10. Bushcare and Interpretation Trail: To provide and opportunity for signage that identifies comes of the native plants species grown in the Park. To provide an opportunity for public art to be incorporated within the bushland areas as another from of environmental education.</p>
	<p>NOTE</p> <p>6. Viewing Areas: To provide opportunities to enjoy the great views available over the Parramatta River. The viewing areas are purposed where there are natural break in the existing vegetation.</p>		<p>NOTE</p> <p>11. New Kiosk / Cafe: To provide a food and beverage outlet in Putney Park that takes advantage of the great views.</p>
<p>City of Ryde</p>	<p>Figure 6.4: Putney Park Masterplan - Ideas Palette PUTNEY PARK PLAN OF MANAGEMENT</p>		

ITEM 5 (continued)

ATTACHMENT 1



ITEM 5 (continued)

ATTACHMENT 1



ITEM 5 (continued)

ATTACHMENT 1

PUTNEY PARK PLAN OF MANAGEMENT

City of Ryde

7. ACTION PLAN

The overall management for Putney Park is to preserve it as a regional community resource. This can be achieved by maintaining and strengthening the features of the Park, providing suitable parklands facilities, strengthen the interface between the Park and the foreshore and to maximise opportunities for a wide range of leisure and recreational uses. Building on from the values and roles of the Park, it is important to establish some management principles against which the opportunities for the future management and development of the Park can be assessed against.

The following Action Plan (as listed in the tables and shown on Figure 7.1) has been prepared to coordinate the future management of Park. The Plan contains actions needed to:

- Improve the quality of the Park
- Respond to the needs of the community and Park users
- Achieve the core objectives of the Local Government Act and the Crown Lands Act
- To reinforce the values of the Park.

All actions have been assigned a priority rating.

Table 71 Priority Rankings

TERM	ACTIONS
Short Term	<ul style="list-style-type: none"> • Safety Issues • Park functional improvements • Severe environmental rectifications • Management of unauthorised use
Medium Term	<ul style="list-style-type: none"> • Preventative and remedial maintenance • Resolution of park users conflicts • Moderate environmental rectifications • Improve park user use and enjoyment
Long Term	<ul style="list-style-type: none"> • Long term quality improvements • Reduction of maintenance costs
Ongoing	<ul style="list-style-type: none"> • Regular actions for the life of the Plan of Management

Each action is also accompanied by a notation of legislative compliance and the key for this is contained in Table 7.2 below.

Table 7.2 Legislative Compliance

LEGISLATION	DETAILS	ACTION PLAN NOTATION
Crown Lands Act		
Section 11	Observe environmental protection principles in relation to the management and administration of Crown land.	1
	Conserve the natural resources of Crown land (including water, soil, flora, fauna, and scenic quality) wherever possible.	2
	Encourage public use and enjoyment of appropriate Crown land.	3
	Encourage multiple use of Crown land, where appropriate.	4
	Use and manage Crown land in such a way that both the land and its resources are sustained in perpetuity, where appropriate	5
	Occupy, use, sell, lease, license, or otherwise deal with Crown land in the best interests of the State, consistent with the above principles.	6

ITEM 5 (continued)

ATTACHMENT 1

PUTNEY PARK PLAN OF MANAGEMENT

City of Ryde

LEGISLATION	DETAILS	ACTION PLAN NOTATION
Local Government Act		
Section 36E - Natural Areas	To conserve biodiversity and maintain ecosystem function in respect of the land, or the feature or habitat in respect of which the land is categorised as a natural area.	36E (a)
	To maintain the land, or that feature or habitat, in its natural state and setting.	36E (b)
	To provide for the restoration and regeneration of the land.	36E (c)
	To provide for community use of and access to the land in such a manner as will minimise and mitigate any disturbance caused by human intrusion.	36E (d)
Section 36G - Park	To assist in and facilitate the implementation of any provisions restricting the use and management of the land that are set out in a recovery plan or threat abatement plan prepared under the Threatened Species Conservation.	36E (e)
	To encourage, promote and facilitate recreational, cultural, social and educational pastimes and activities.	36G (a)
	To provide for passive recreational activities or pastimes and for the casual playing of games.	36G (b)
	To improve the land in such a way as to promote and facilitate its use to achieve the other core objectives for its management.	36G (c)
Section 36J - Bushland	To ensure the ongoing ecological viability of the land by protecting the ecological biodiversity and habitat values of the land, the flora and fauna (including invertebrates, fungi and micro-organisms) of the land and other ecological values of the land.	36J (a)
	To protect the aesthetic, heritage, recreational, educational and scientific values of the land.	36J (b)
	To promote the management of the land in a manner that protects and enhances the values and quality of the land and facilitates public enjoyment of the land, and to implement measures directed to minimising or mitigating any disturbance caused by human intrusion.	36J (c)
	To restore degraded bushland.	36J (d)
	To protect existing landforms such as natural drainage lines, watercourses and foreshores.	36J (e)
	To retain bushland in parcels of a size and configuration that will enable the existing plant and animal communities to survive in the long term.	36J (f)
Section 36N - Foreshore	To protect bushland as a natural stabiliser of the soil surface.	36J (g)
	To maintain the foreshore as a transition area between the aquatic and the terrestrial environment, and to protect and enhance all functions associated with the foreshore's role as a transition area.	36N (a)
	To facilitate the ecologically sustainable use of the foreshore, and to mitigate impact on the foreshore by community use.	36N (b)

7.1 Implementation of the Plan of Management

Once the Council and the Lands Minister adopts this Plan of Management, it is incumbent on the Reserve Trust to "carry out and give effect to it" (Section 114 of the Crown Lands Act 1989). The Trust must only allow operations or development that is in accordance with the Plan of Management.

Implementation of the Plan will be monitored annually with the preparation of annual performance standards and capital works programs. Performance standards and works programs for administration, maintenance and upgrading works are revised each year to meet allocated budgets and works priorities determined in Council's Management Plan.

ITEM 5 (continued)

ATTACHMENT 1

7.1.1 Review of this Plan of Management

Alteration of the adopted Plan of Management may be undertaken under Section 115 of the *Crown Lands Act*, and may be required after a period of five years to keep abreast of government legislation and policy, Ministerial directions, to cater for the changing expectations and requirements of the community, to recognise completed actions, and to ensure the Plan of Management remains useful and relevant. Review of this Plan of Management should also take into account the outcomes of periodic reviews of Council's strategic and operational plans. The Action Plan tables have a shorter life and therefore require more frequent reviews and updating. The Action Plan tables should be reviewed and revised yearly in accordance with Council's budgets, Capital Works Program and changing priorities.

Funding for management of the Reserve will be sought from a range of Government, Council and community sources.

7.1.2 Funding Sources and Opportunities

There are a number of approaches that Council and Crown Reserve Trusts can take in funding the implementation of this Plan of Management. City of Ryde, as Trust Manager and Owner, is likely to fund most of the proposed improvements to the Reserve.

Reserve Trust proceeds

Under Section 106 of the *Crown Lands Act 1989*, the Minister may direct that proceeds from a sale, lease, easement or licence (including a temporary licence) of a Crown reserve be paid to:

- Another Reserve Trust to be used for care, control and management of the other Trust's reserve.
- The Consolidated Fund or to a Public Reserves Management Fund under the *Public Reserves Management Fund Act 1987*.

The Public Reserves Management Fund provides loans or grants that assist Crown Reserve Trusts in the management, planning and development of Crown reserves. The fund principally relies on levies on coastal caravan parks, and repayments of loan principal and interest. A 15% levy on the proceeds from leases and licenses that can then be applied for the care and maintenance of reserves also contributes to the Public Reserves Management Fund. Funds are distributed on a merit basis to Trusts that apply for grant funds for specific projects.

Council funding

The implementation of this Plan of Management is achieved through its linkage with Council's Management Plan, Operational Budget, and Capital Works Program. Funding is integral to implementing the Plan.

Funding arrangements for the foreshores need to address recurrent costs of management and maintenance, together with capital costs for new facilities or upgrading works. Council currently funds management and maintenance costs through its annual budget allocation, and uses capital funds and Section 94 funding for capital and non-recurrent works.

Funding for construction of new facilities is generally through the annual budgeting process, but special projects may be partly funded through State government grant allocations, which may involve matching funding from Council.

Staging of works will need to occur because Council cannot meet the cost of every single item of work proposed at one time, due to other financial commitments throughout the City. Actions listed in the Action Plans have been prioritised, which will assist in preparing forward open space work programs and annual budgets. This Plan will therefore provide direction for future works in the foreshore parks.

- Section 94A contributions - Council currently enters into planning agreements, or levies contributions or works in kind from developers towards the cost of upgrading facilities, including parks, to meet the needs of new development.

ITEM 5 (continued)

ATTACHMENT 1

PUTNEY PARK PLAN OF MANAGEMENT

City of Ryde

- Partnerships - Local residents and corporate groups participate in bushcare activities. There is an opportunity to develop further partnerships with residents and interested people in relation to park improvements and ongoing management.
- Rental income - Income from the Reserve is generated by lease and licence fees, and from applicants for approved functions and events.
- Rationalisation and disposal - Revenue for park projects and improvements may be raised from the sale of assets, such as surplus or inappropriate land.

Grants

A number of Commonwealth and State government grants are available to assist with capital works along the foreshore area. While not exhaustive, the following list gives an indication of the range of available grant programs through which improvements to the Reserve consistent with its size, catchment and intended uses could be funded.

Table 7.3 Grant Funding Opportunities

GRANT	ORGANISATION	PURPOSE
Commonwealth		
Natural Heritage Trust	Department of Environment and Heritage	Bushcare Program: conserving and restoring habitat for native flora and fauna
Public Art Program	Ministry for the Arts	Grants of up to \$4,000 are available to assist in the commissioning of concept proposals by artists. Matching grants of up to \$20,000 are available for commissioning public art.
Australia Council for the Arts	Australia Council	Community cultural development, visual arts / crafts, theatre, dance, music
State		
Public Reserve Management Fund	Department of Lands	Assists Crown Reserve Trusts in the management, planning and development of Crown reserves.
Metropolitan Greenspace Program	Department of Planning	Planning and improvement of regionally significant open space in Sydney.
Capital Assistance Program	Department of Tourism, Sport and Recreation	Community-oriented sporting and / or recreational facilities.
Regional Sports facilities Program	Department of Tourism, Sport and Recreation	High quality sporting facilities with a regional catchment.
Environmental Trust: Integrated Environmental Program	Department of Environment and Conservation	Environmental restoration and rehabilitation to prevent or reduce pollution, waste or other environmental degradation.
Regional Cycleway Network	Roads and Traffic Authority	The RTA matches Council funding for regional cycleway routes.
Heritage Study and Promotion Projects	NSW Heritage Office	Studies, promotion, interpretation and presentation, histories and other projects for heritage items in NSW.
Sharing Sydney Harbour Access Program	Department of Planning	Improve public access to and enhance the recreational enjoyment of Sydney Harbour and its tributaries for the people of Sydney and visitors to the city. Funding for specific capital works projects such as walking tracks, cycle paths, new public waterfront parks, jetties, pontoons and boat launching facilities.

7.1.3 Reporting

Under Section 122 of the *Crown Lands Act* 1989, a Reserve Trust must furnish a report on its activities for the previous financial year. Contents of the report are listed in Clause 32(2) of the *Crown Lands Regulation* 2006.

ITEM 5 (continued)

ATTACHMENT 1

City of Ryde

PUTNEY PARK PLAN OF MANAGEMENT

7.2 Putney Park Masterplan

ITEM	SPECIFIC OBJECTIVE	ACTION	PRIORITY	PERFORMANCE MEASURE(S)	PARK VALUE	LEGISLATIVE COMPLIANCE	
						CROWN LANDS ACT PRINCIPLE	LOCAL GOVT ACT CORE OBJECTIVE
Putney Park Masterplan	To implement the Putney Park Masterplan as a component of the plan of management implementation	Undertake community consultation, design and implementation of the Masterplan in accordance with all relevant Council's policies, legislation and Australian Standards.	Ongoing	Implementation of the Masterplan	Recreation Open Space & Landscape Cultural Environment Access & Linkages	1.2.3.4.5	Sections 36E, 36G, 36J and 36N
		Prepare a business case(s) to obtain funding for the implementation of the Masterplan.	Short	Funds provided via Council, grant or other sources of funding.	Recreation Open Space & Landscape Cultural Environment Access & Linkages	1.2.3.4.5	Sections 36E, 36G, 36J and 36N
		Implement the Masterplan in accordance with Masterplan and Plan of Management priorities.	Ongoing	Implementation of the Masterplan	Recreation Open Space & Landscape Cultural Environment Access & Linkages	1.2.3.4.5	Sections 36E, 36G, 36J and 36N

Adopted 11 October 2011

115

ITEM 5 (continued)

ATTACHMENT 1

City of Ryde

PUTNEY PARK PLAN OF MANAGEMENT

7.3 Recreation

ITEM	SPECIFIC OBJECTIVE	ACTION	PRIORITY	PERFORMANCE MEASURE(S)	PARK VALUE	LEGISLATIVE COMPLIANCE	
						CROWN LANDS ACT PRINCIPLE	LOCAL GOVT ACT CORE OBJECTIVE
Recreation	That Putney Park is managed as a regional park within the City of Ryde open space network.	Recognise Putney Park as a regionally significant parkland within the strategic planning of open space within the City.	Short	Listing of Putney Park as a regional park within the Integrated Open Space Strategic Plan.	Recreation	3, 5	36G, 36E
		Update all park promotional material to market the Park as a regional park.	Medium	All park marketing material updated.	Recreation	3, 5	36G, 36E
		Revised all service level agreements relating to Putney Park to reflect the regional status of the Park and ensure maintenance expectations are revised accordingly.	Short	Revised service level agreements for park maintenance	Recreation Open Space & Landscape Environment	3	36G, 36E, 36J, 36N
	To provide a range of quality unstructured recreational opportunities based on identified community needs.	Implement the Masterplan which incorporates new and upgraded recreation opportunities for all ages.	Short	Implementation of the Masterplan	Recreation	2, 3	36G, 36E
		Construct additional areas for passive recreation that includes walking paths, playgrounds, picnic areas, viewing areas and complementary landscaping.	Short	Provision of additional passive recreation areas in alignment with the Masterplan	Recreation Open Space & Landscape	3	36G
		Undertake community consultation, design and implementation of the Masterplan in accordance with all relevant Council's policies, legislation and Australian Standards.	Ongoing	Implementation of the Masterplan	Recreation Open Space & Landscape	3	36G, 36E
		Engage with the local community and park users during the design and implementation of the Masterplan.	Ongoing	The community and park users are engaged and informed during the implementation of the Masterplan.	Recreation Open Space & Landscape Cultural Environment Access & Linkages	3, 5	36G, 36E

Adopted 11 October 2011

116

ITEM 5 (continued)

ATTACHMENT 1

City of Ryde

PUTNEY PARK PLAN OF MANAGEMENT

ITEM	SPECIFIC OBJECTIVE	ACTION	PRIORITY	PERFORMANCE MEASURE(S)	PARK VALUE	LEGISLATIVE COMPLIANCE	
						CROWN LANDS ACT PRINCIPLE	LOCAL GOVT ACT CORE OBJECTIVE
	To limit negative impacts from Park activities on surrounding private residential areas.	Engage with the local community during the design and implementation of the Masterplan to mitigate impacts on local residents.	Ongoing	The local community is engaged and informed of the implementation of the Plan of Management and Masterplan.	Recreation	3	36G, 36E
	To ensure that the quality of the environment and landscape remains the focus of the recreational experience at Putney Park	Ensure the implementation of the Masterplan protects and enhances the opportunities for environmental focused recreation, such as bush walks, bush care and viewing of the River.	Ongoing	The landscape of the Park is enhanced through the implementation of the Masterplan.	Recreation Open Space & Landscape Environment	2,3,5	36G, 36E, 36J, 36N
Children's Playgrounds	To ensure all park playground facilities are safe for use.	Review and audit all Park playgrounds regularly for compliance with the relevant safety standards and issue repairs as necessary.	Ongoing	Playground equipment and surrounds comply with relevant Australian Standards.	Recreation	3	36G
		Prepare suitable service level agreements for the maintenance of the playgrounds as regional playgrounds	Short	Service level agreements for playground maintenance prepared and adhered to.	Recreation	5	36G
		Review the provision of shade sails or trees at the playground areas and install / plant where necessary.	Medium	Adequate provision of shade at all playgrounds.	Recreation	5	36G
		Conduct routine safety audits on all playgrounds where all defects and noncompliance is reported to Councils for action.	Ongoing	Periodic safety audits completed and referred to Council for action.	Recreation	5	36G
		Replace playground equipment as required.	Ongoing	Playground equipment replaced when necessary.	Recreation	5	36G
	To expand the northern play area to provide a additional play opportunities for all ages and amenity for parents and carers.	Expand the footprint and play value of the northern playground in accordance with the Masterplan and community needs.	Short	Playground expanded	Recreation	3	36G
		Provide additional seating areas within the vicinity of the northern playground for park users.	Short	Additional seating installed	Recreation	3	36G

Adopted 11 October 2011

117

ITEM 5 (continued)

ATTACHMENT 1

City of Ryde

PUTNEY PARK PLAN OF MANAGEMENT

ITEM	SPECIFIC OBJECTIVE	ACTION	PRIORITY	PERFORMANCE MEASURE(S)	PARK VALUE	LEGISLATIVE COMPLIANCE	
						CROWN LANDS ACT PRINCIPLE	LOCAL GOVT ACT CORE OBJECTIVE
		Incorporate into the expansion of the playground and the foreshore path a low informal barrier between the playground and the River, such as a sitting wall.	Medium	Informal barrier installed between the playground and the foreshore.	Recreation Open Space & Landscape Access & Linkages	3	36G
	To improve the water play area for users.	To improve safety and reduce risk of user injury, consider the use of softer surface treatments within the water play area, such as soft fall rubber.	Medium	Installation of softer surfaces within the water play area.	Recreation	3.5	36G
		Provide additional seating areas within the vicinity of the water play area for parents and carers. Seating areas must be located to allow clear view lines for parents / carers to the water areas.	Short	Installation of additional seating in accordance with the Masterplan.	Recreation	3	36G
		Improve the physical and visual interface between the water play area and the northern playground and the River.	Long	Sight lines and access between the two play areas are improved in accordance with the Masterplan.	Recreation Open Space & Landscape	3	36G
	To promote the safe use of the water play area .	Instal signs that remind children not to run within the water play area.	Short	Installation of signage.	Recreation	3	36G
	To ensure the water play area is safe for use.	Ensure the water play areas is maintained to meet all relevant water quality control standards.	Ongoing	Water quality complys with relevant Australian Standards.	Recreation	3	36G
		Conduct routine water testing and take action as necessary.	Ongoing	Programmed water quality inspections completed.	Recreation	3.5	36G, 36E, 36J
	To expand the southern play area to provide a additional play opportunities and amenity for parents and carers.	Expand the existing playground to provide a suitable alternative play area for younger children with a high play value and incorporated landscape.	Medium	Expanded playground constructed.	Recreation Open Space & Landscape Environment	3	36G
		Provide additional seating and picnic areas near the playground for park users.	Medium	Additional seating installed.	Recreation	3	36G
		Provide a pathway that connects the southern playground to the play opportunities at the northern end of the Park.	Medium	Pathways constructed.	Recreation Access & Linkages	3	36G

Adopted 11 October 2011

118

ITEM 5 (continued)

ATTACHMENT 1

City of Ryde

PUTNEY PARK PLAN OF MANAGEMENT

ITEM	SPECIFIC OBJECTIVE	ACTION	PRIORITY	PERFORMANCE MEASURE(S)	PARK VALUE	LEGISLATIVE COMPLIANCE	
						CROWN LANDS ACT PRINCIPLE	LOCAL GOVT ACT CORE OBJECTIVE
Dog Walking & Exercising	To provide a safe and accessible park for dog walking.	Install and maintain signage that encourages dog owners to act responsibly keep out of bushland and playground areas, keep their dog under control at all times & to pick up after their dog.	Short	Installation of signs and minimal complaints from Park users and the community.	Recreation Environment	2,3,5	36E, 36G, 36J, 36N
	To minimise the potential conflicts between dog owners and other Park users.	Install dog waste bins and water bowls throughout the park.	Medium	Installation of bins and water bowls	Recreation	3	36G
Ryde River Walk	To apply the Ryde River Walk Masterplan to Putney Park.	Maintain regular and prompt attention by Council Rangers to matters relating to dogs acting contrary to notices at the Park. Design and construct a loop path within the Park that connects to the Ryde River Walk .	Ongoing	Minimal complaints from Park users and the community.	Recreation	3.5	36G
		Install signage at key locations to inform users of the Ryde River Walk of Putney Park and the amenities within the Park.	Short	Construction of a loop path within Putney Park	Recreation Access & Linkages	3	36E, 36G
		Install seating along the path to provide rest areas for Ryde River Walk users.	Short	Installation of signage	Recreation Access & Linkages	3	36E, 36G
		Improve the park entry points and connections to the surrounding street	Medium	Installation of seating	Recreation	3	36G
		Investigate future foreshore connection between Kissing Point Park and Putney Park	Medium	Install Pathways that connect entry points and paths	Access & Linkages	3	36G
Food and Beverage Facility	To improve foreshore connections between Kissing Point Park and Putney Park	Conduct a feasibility study on the provision of a food and beverage outlet within the Park.	Long	Connection between Kissing Point Park and Putney Park made.	Recreation	3	36E, 36G
	To provide a food and beverage outlet within the Park.	Implement the findings of the feasibility study	Medium	Completion of feasibility study.	Recreation	3.6	36G
	To control vehicle access for private service vehicles to ensure the safety of park users	Limit the operation of all coffee carts, ice cream vans and similar to the southern carpark or other designated car park areas.	Medium	Actioning the feasibility study.	Access & Linkages	3.6	36G
			Ongoing	No food selling vehicles driving in the Park.	Recreation Access & Linkages	2.6	36G

Adopted 11 October 2011

119

ITEM 5 (continued)

ATTACHMENT 1

City of Ryde

PUTNEY PARK PLAN OF MANAGEMENT

7.4 Park Elements

ITEM	SPECIFIC OBJECTIVE	ACTION	PRIORITY	PERFORMANCE MEASURE(S)	PARK VALUE	LEGISLATIVE COMPLIANCE	
						CROWN LANDS ACT PRINCIPLE	LOCAL GOVT ACT CORE OBJECTIVE
Tree Management	To review and implement the recommendations of the Tree Survey (2008) - Appendix C.	Conduct a review of the Tree Survey and identify all tree management actions required.	Short	Actions in the Tree Survey are implemented	Open Space and Landscape	1, 2, 5	36G, 36E, 36J
		Develop and implement a program for tree works as a result of the review of the Tree Survey.	Short	Actions in the Tree Survey are implemented	Open Space and Landscape	1, 2, 5	36G, 36E, 36J
	To manage the tree assets sustainably.	Council arborists are to conduct regular inspections and monitor the health and condition of the trees as a part of regular Park maintenance. Undertake tree surgery, removal and replanting as required.	Ongoing	Ongoing inspections are undertaken and recommendations implemented	Open Space and Landscape	1, 2, 5	36G, 36E, 36J
		Council arborists are to conduct regular inspections as a part of regular Park maintenance and to identify the occurrences of tree vandalism and report to the regulatory officers for action is appropriate.	Ongoing	Ongoing inspections are undertaken and recommendations implemented	Open Space and Landscape	1, 2, 5	36G, 36E, 36J
		Undertake habitat assessment prior to the removal of any tree or limbs.	Ongoing	Habitat inspections completed prior to any tree or limb removal	Open Space and Landscape Environment	1, 2, 5	36G, 36E, 36J
	To protect the significant trees planted within the Park.	Identify all significant trees located within Putney Park and register these trees on the City of Ryde Significant Tree Register.	Short	Significant trees registered and management appropriately	Open Space and Landscape Environment Cultural	1, 2, 5	36G, 36E
	Enhance the landscape character of the Park.	Ensure all replacement tree plantings are consistent with the landscape character of the Park and maintain Park users safety.	Ongoing	Unhealthy trees are removed and replace with appropriate species	Open Space and Landscape Environment	1, 2, 5	36G, 36E, 36J
		Use only high branching tree habits for tree plantings along the Parramatta River foreshore to protect views to the River.	Ongoing	Key view lines in and through park are protected	Open Space and Landscape	1, 2, 5	36G, 36E, 36J, 36N
		Prepare and implement a Succession Planting Plan for <i>Ficus rubiginosa</i> and other significant tree within the Park	Short	Succession planting scheme developed and implemented	Open Space and Landscape Cultural	1, 2, 5	36G, 36E, 36J, 36N

Adopted 11 October 2011

120

ITEM 5 (continued)

ATTACHMENT 1

PUTNEY PARK PLAN OF MANAGEMENT		City of Ryde					
ITEM	SPECIFIC OBJECTIVE	ACTION	PRIORITY	PERFORMANCE MEASURE(S)	PARK VALUE	LEGISLATIVE COMPLIANCE	
						CROWN LANDS ACT PRINCIPLE	LOCAL GOVT ACT CORE OBJECTIVE
		Plant additional trees in those areas identified in the Masterplan.	Ongoing	Masterplan implemented	Open Space and Landscape Environment	1, 2, 5	36G, 36E, 36J, 36N
Vegetation Management	To manage the Park's vegetation so as to complement the recreation role of the Park.	Undertake a programmed bindii weed management program for all turfied areas.	Ongoing	Bindii weed management program and infestation of Bindee weed reduced	Open Space and Landscape Recreation	3, 5	36G
		Review the vegetation planting within the vicinity of the northern carpark and modify to increase sight line into and out of the Park.	Short	Sight lines around north car park are improved	Open Space and Landscape	1, 3, 5	36G, 36E, 36J, 36N
		Provide additional landscape areas to complement picnic areas and rest areas and in accordance with the Masterplan.	Medium	Masterplan implemented	Open Space and Landscape	1, 2, 3, 5	36G, 36E, 36J, 36N
	To improve the landscape and visual access to the park area located to the south of the punt access road.	Conduct a program of vegetation management that focuses on removal of weed species and replanting with appropriate species.	Short	Weeds removed and replaced with suitable plant species	Open Space and Landscape Environment	1, 2, 3, 5	36G, 36E, 36J, 36N
		Improve River viewing areas through the management of vegetation and weed species removal.	Ongoing	Sight lines to the River are improved and or protected	Open Space and Landscape Environment	1, 2, 3, 5	36G, 36E, 36J, 36N
	To ensure all community involvement with bush care within the Park is managed in accordance with Council policies and priorities.	Prepare and implement a Bush Care Management Strategy to define areas and priorities for all bush care activities within the Park.	Short	Bush Care Management Strategy implemented	Open Space and Landscape Environment	1, 2, 3, 4, 5	36G, 36E, 36J, 36N
		Ensure all community members volunteering are inducted as specified in Council's policies and procedures prior to undertaking any works on site.	Ongoing	All bush care volunteers follow Council direction and procedures	Open Space and Landscape Environment	1, 2, 3, 4, 5	36G, 36E, 36J, 36N
	Enhance vegetation corridors along the Parramatta River	As a part of the Bushland Management Strategy, identify areas within the Park for planting to enhance vegetation corridor along the Parramatta River	Short	Bush Care Management Strategy implemented	Open Space and Landscape Environment	1, 2, 3, 4, 5	36G, 36E, 36J, 36N
Park Furniture	To install park furniture that is suitable for a foreshore location and a palette complementary to other parks in Ryde.	To undertake a program of furniture replacement to standardise all furniture within the park.	Ongoing	Older furniture replaced with Council standard furniture range	Open Space and Landscape Recreation	3	36G, 36E, 36J, 36N

ITEM 5 (continued)

ATTACHMENT 1

PUTNEY PARK PLAN OF MANAGEMENT		City of Ryde					
ITEM	SPECIFIC OBJECTIVE	ACTION	PRIORITY	PERFORMANCE MEASURE(S)	PARK VALUE	LEGISLATIVE COMPLIANCE	
						CROWN LANDS ACT PRINCIPLE	LOCAL GOVT ACT CORE OBJECTIVE
	To increase the provision of seating, picnic areas, BBQ's and shelters	Provide new picnic and informal areas within the Park in accordance with the Masterplan.	Short	Additional picnic areas provided across the Park	Open Space and Landscape Recreation	3	36G, 36E
		Create larger picnic and BBQ areas that can accommodate larger family and community gatherings. These should be located in alignment with the Masterplan.	Medium	Additional large picnic areas provided across the Park	Open Space and Landscape Recreation	3, 4	36G
		Increase seating and picnic opportunities along the foreshore areas where viewing of the River can be enjoyed.	Short	Additional seating and viewing areas provided across the Park	Open Space and Landscape Recreation	3, 4	36G
Park Lighting	To improve safe evening access to the Park	Complete a lighting plan to along key pathways (as identified in the Masterplan) to increase the availability of the Park for recreation into the evening.	Medium	Preparation and implementation of a lighting plan for the Park	Open Space and Landscape Recreation	3	36G, 36E, 36J, 36N
		Install all lighting in accordance with the relevant Australian Standards	Ongoing	All lighting designed and installed to meet all relevant Australian Standards	Open Space and Landscape Recreation	3, 5	36G, 36E, 36J, 36N
Signage and Public Art	To increase legibility of the foreshore pathways, connection, regional links and connections to public transport.	Prepare a signage plan for the Park then install entry signage and directional signage accordingly.	Short	Preparation and implementation of a signage plan	Open Space and Landscape Recreation	3	36G, 36E, 36J, 36N
		Include references to the Ryde River Walk on all directional signage to promote the Walk within the park and its surrounds.	Ongoing	Ryde River Walk references placed on all relevant signage within the Park	Open Space and Landscape Recreation Access and Linkages	3	36G, 36E, 36J, 36N
		Review all signage in car parking areas and ensure all sign meet all regulatory requirements.	Ongoing	Appropriate regulation signage installed	Open Space and Landscape Access and Linkages	3	36G, 36E, 36J, 36N
	To tell the story of the Parramatta River and the local history of Putney Park.	Develop an interpretation strategy for the Park and its surrounds that is complementary to the Ryde River Walk and the Draft Ryde Foreshore Natural and Cultural Study.	Long	Interpretation strategy developed and implemented	Open Space and Landscape Access and Linkages Cultural	3	36G, 36E, 36J, 36N

Adopted 11 October 2011

122

ITEM 5 (continued)

ATTACHMENT 1

City of Ryde

PUTNEY PARK PLAN OF MANAGEMENT

ITEM	SPECIFIC OBJECTIVE	ACTION	PRIORITY	PERFORMANCE MEASURE(S)	PARK VALUE	LEGISLATIVE COMPLIANCE	
						CROWN LANDS ACT PRINCIPLE	LOCAL GOVT ACT CORE OBJECTIVE
		Create opportunities for public art and community art within the Park.	Ongoing	Public art installed in the Park	Open Space and Landscape Cultural	3	36G, 36E, 36J, 36N
Public Toilets	To provide quality facilities Park users.	Maintain the public toilet facilities to a suitable level.	Ongoing	Customer satisfaction	Open Space and Landscape Recreation	3	36G
		Consider the demolition of the southern toilet facilities and construction of a new facilities within the vicinity of the expanded southern playground	Long	New toilet facilities constructed	Open Space and Landscape Recreation	3	36G, 36E, 36J
	Embrace environmental design principles.	Incorporate environmental design principles in the future development of public toilets within the Park.	Long	New toilet facilities constructed	Open Space and Landscape Recreation Environment	1, 3	36G, 36E, 36J

ITEM 5 (continued)

ATTACHMENT 1

City of Ryde

PUTNEY PARK PLAN OF MANAGEMENT

7.5 Access and Movement

ITEM	SPECIFIC OBJECTIVE	ACTION	PRIORITY	PERFORMANCE MEASURE(S)	PARK VALUE	LEGISLATIVE COMPLIANCE	
						CROWN LANDS ACT PRINCIPLE	LOCAL GOVT ACT CORE OBJECTIVE
Pathway Network	To have a network of pathways that encourage the use and enjoyment of the park for people of all abilities.	Develop a pathway network within the Park that includes a loop path and a networks that enables users to enjoy the variety of landscape settings.	Medium	Pathway network developed in accordance with the Masterplan.	Recreation Access and Linkages Open Space and Landscape	3	36G, 36E
		Create a pathway link between the northern / water play area with the southern playground.	High	Pathway network developed in accordance with the Masterplan.	Recreation Access and Linkages	3	36G, 36E
		Establish a path networks that offers opportunities for cycling within the Park.	Medium	Pathway network developed in accordance with the Masterplan.	Recreation Access and Linkages	3, 4	36G, 36E
		Install signage and seating along pathway network.	Medium	Provision of information and rest areas along the path network.	Recreation Access and Linkages	3	36G, 36E
	To formalise the access between the Punt and the Park and the park area to the south east.	Create a pathway connection between the vehicular ferry and the Park to improve the safety of Park users.	High	Pathway constructed in accordance with the Masterplan.	Access and Linkages	3, 4	36G
		Establish a pathway connection that traverses the southern triangular area of the Park.	Medium	Pathway constructed in accordance with the Masterplan.	Access and Linkages Open Space and Landscape	3, 4	36G, 36E, 36J, 36N
	To provide accessible access into the Park.	Aim to provide suitable grade access throughout the Park.	High	Suitable grade access provided throughout the Park.	Recreation Access and Linkages	3	36G, 36E, 36J, 36N
	To enhance the connection along the River Foreshore.	Develop a foreshore pathway in alignment with the Masterplan, that connects the southern and northern sections of the Park.	High	Foreshore pathway constructed in accordance with the Masterplan.	Recreation Access and Linkages Open Space and Landscape	3	36G, 36E, 36N
		In the design of the pathway, resolve the ongoing tidal inundation issues during king tides events.	High	Tidal inundation across the Park is eliminated.	Environment Open Space and Landscape	1, 2, 3	36G, 36E, 36N

Adopted 11 October 2011

124

ITEM 5 (continued)

ATTACHMENT 1

ITEM	SPECIFIC OBJECTIVE	ACTION	PRIORITY	PERFORMANCE MEASURE(S)	PARK VALUE	LEGISLATIVE COMPLIANCE	
						CROWN LANDS ACT PRINCIPLE	LOCAL GOVT ACT CORE OBJECTIVE
		Incorporate into the foreshore path a low informal barrier between the northern playground and the River, such as a sitting wall.	Medium	Foreshore pathway constructed in accordance with the Masterplan.	Recreation Open Space and Landscape	1, 3	36G, 36E, 36N
		Investigate opportunities to provide public art or interpretation signage along the foreshore pathway.	Medium	Interpretation opportunities are created along the pathway network	Cultural Access and Linkages Open Space and Landscape	2, 3	36G, 36E, 36N
Entry Points	To promote the Park through carefully considered and formalised park entry points.	Formalise the main entry points within the Park.	Medium	Entry points formalised	Access and Linkages Open Space and Landscape	3	36G
Car Management	To provide adequate on and off street car parking for Park Users.	Any further provision of off street car parking areas must not impact on the recreation values of the Park and should be design to minimise impact local resident amenity.	Long	Additional carparks no not impact on local residential area or on the recreation value of the Park	Recreation Open Space and Landscape Access and Linkages	3	36G
		Install line markings on the existing 90 degree parking area at the southern end of the Park to maximise capacity of the existing car parking area and to provide no parking areas across the Park entry points.	Short	Line markings painted in the southern car park area	Access and Linkages	3	36G
	To improve the safety of park users in car park areas.	Swap the entry and exit points of the northern carpark to improve access and visibility into the main Park carpark.	Short	Entry signs repositioned	Access and Linkages	3	36G
		Install signage to alert drivers of children in the area and directions to additional parking.	Short	Signage installed	Access and Linkages	3	36G
	To upgrade the access between the car park areas and the Park.	Replace existing steps with ramps and resurface existing refuge islands in the northern car park to improve the interface and accessibility between the car park and the park pathway	Medium	Access between carpark and park pathway network improved	Access and Linkages Recreation	3	36G

PUTNEY PARK PLAN OF MANAGEMENT

City of Ryde

Adopted 11 October 2011

125

ITEM 5 (continued)

ATTACHMENT 1

City of Ryde

PUTNEY PARK PLAN OF MANAGEMENT

ITEM	SPECIFIC OBJECTIVE	ACTION	PRIORITY	PERFORMANCE MEASURE(S)	PARK VALUE	LEGISLATIVE COMPLIANCE	
						CROWN LANDS ACT PRINCIPLE	LOCAL GOVT ACT CORE OBJECTIVE
	To ensure private vehicles cannot access the Park or encroach onto the Park.	Manage private car encroachment along the section of Pellissier Road south of McGowan Street heading towards the small wharf at the end of the Road. The use of bollards or other landscape elements to prevent cars parking or driving onto the Park areas is required.	Medium	Private vehicles cannot park on parkland	Access and Linkages Open Space and Landscape	3	36G, 36E, 36J, 36N
		Ongoing operational management of all entry gates is needed to ensure private vehicles cannot freely access the Park.	Ongoing	Council staff lock gates at all times	Access and Linkages Open Space and Landscape and Recreation	3	36G, 36E, 36J, 36N
		Due to the Park's role in hosting community events, control vehicular access has been provided for in the Masterplan. There must be strict operational control on the access of vehicles within the Park.	Ongoing	Vehicles within the Parks for events purposes (only) are limited to specific locations at all times	Access and Linkages Open Space and Landscape Recreation Cultural	3, 4, 6	36G, 36E, 36J, 36N
Mortlake Ferry Punt	To improve the safety of Punt and Park users along the access road to the Ferry.	Create a vehicle turning area located at separation point of Pellissier Road and the two lane access road to the punt ferry. This turning area should also be sign posted to advise drivers of ferry operation times	Medium	Turning area and signage installed	Access and Linkages	3, 4	36G
		Install signage and road markings to provide a safe pedestrian crossing point across the two lane access road to the punt ferry. This should include removal of vegetation to improve sight lines.	Short	Safe crossing area and signage installed	Access and Linkages	3	36G,
		Create a connection between the Park and the Ferry to provide safe pedestrian access of people visiting the Park from the southern foreshore of the Parramatta River.	Short	Safe crossing area and signage installed	Access and Linkages	3	36G

Adopted 11 October 2011

126

ITEM 5 (continued)

ATTACHMENT 1

City of Ryde

ITEM	SPECIFIC OBJECTIVE	ACTION	PRIORITY	PERFORMANCE MEASURE(S)	PARK VALUE	LEGISLATIVE COMPLIANCE	
						CROWN LANDS ACT PRINCIPLE	LOCAL GOVT ACT CORE OBJECTIVE
	To educate the community on the history of the Ferry.	Erect signage that provides information on the history of the Punt as an example of a form of transport once relatively common on New South Wales rivers and harbours prior to the advancement of bridge building technology that enabled the bridging of large or wide waterways.	Long	Signage installed	Cultural	3	36G
	To apply an operational land classification on the access road to the Ferry.	Consider future consideration of reclassifying the punt access road to operational land.	Long	Reclassification of punt road area	Access and Linkages	3, 4, 6	36

PUTNEY PARK PLAN OF MANAGEMENT

Adopted 11 October 2011

127

ITEM 5 (continued)

ATTACHMENT 1

City of Ryde

PUTNEY PARK PLAN OF MANAGEMENT

7.6 Foreshore Open Space

ITEM	SPECIFIC OBJECTIVE	ACTION	PRIORITY	PERFORMANCE MEASURE(S)	PARK VALUE	LEGISLATIVE COMPLIANCE	
						CROWN LANDS ACT PRINCIPLE	LOCAL GOVT ACT CORE OBJECTIVE
Views and access to the River	To protect the views to the River from within the Park.	Ensure the placement of park buildings, park infrastructure (including playgrounds, picnic shelters etc.) and vegetation does not excessively block or obstruct important views throughout the Park.	Ongoing	River views are protected	Open Space and Landscape Cultural	1, 2, 3	36G, 36N
		Ensure all future improvements within the Park consider future impacts on views and where possible, these improvements should be located and designed to frame and or enhance views towards the River.	Ongoing	River views are protected	Open Space and Landscape Cultural	1, 2, 3	36G, 36N
	To provide safe access to the Parramatta River.	Repair access pathways to the River at the southern end of the Park.	Short	Pathway improved	Recreation Access and Linkages	1, 2, 3	36G, 36N
		Provide access to the River along the western foreshore of the Park as indicated in the Masterplan.	Short	Masterplan implemented	Recreation Access and Linkages	1, 2, 3	36G, 36N
Sea Wall	To ensure the sea wall is in good repair.	Repair the sea wall as required with suitable materials	Ongoing	Implement upgrades to sea walls	Environment	1, 2, 3	36G, 36N
		As a part of the design of the pathway, resolve the ongoing tidal inundation issues during king tides events through modify the existing sea wall where necessary.	High	Tidal inundation across the Park is eliminated.	Recreation Open Space and Landscape Environment	1, 2, 3	36G, 36N
Beaches and Tidal Areas	To manage the use of watercraft within and adjoining the Park.	Remove all authorised dinghy storage within the Park.	Ongoing	Unauthorised dinghies removed	Recreation Environment	1, 2, 3	36G, 36N

Adopted 11 October 2011

128

ITEM 5 (continued)

ATTACHMENT 1

City of Ryde

PUTNEY PARK PLAN OF MANAGEMENT

7.7 Natural and Cultural Heritage

ITEM	SPECIFIC OBJECTIVE	ACTION	PRIORITY	PERFORMANCE MEASURE(S)	PARK VALUE	LEGISLATIVE COMPLIANCE	
						CROWN LANDS ACT PRINCIPLE	LOCAL GOVT ACT CORE OBJECTIVE
Natural Heritage	To retain and rehabilitated the sandstone scarps as a significant natural feature in the park.	Install signage to provide information on the geology of the Park and the vegetation communities that would have existing in the Park prior to European settlement. Ensure no park furniture to infrastructure is sited on or adjacent to scarps.	Medium	Signage installed	Cultural Environment	1, 2, 3	36G, 36E 36J
		Ensure no planting of additional native or exotic plant species on or adjacent to scarps.	Ongoing	Scarps are protected	Cultural Environment Recreation	1, 2, 3	36G, 36E 36J
Cultural Heritage	To manage and protect the Park's heritage elements	Erect interpretive signage that provides information on the transformation of the Park from its industry history to the Park it is today.	Ongoing	Scarps are protected	Cultural Environment	1, 2, 3	36G, 36E 36J
	To conduct investigations on the history of the Park including Lunnhilda house and the houses associated features.	Research potential through archaeological investigations of Lunnhilda house and the houses associated features.	Medium	Signage installed	Cultural Environment	1, 2, 3	36G, 36E
	To represent the site of Siazenger's boat yard, which operated during the Second World War to supply the allied armies with boats and craft for the Park	Erect interpretive signage and or public art that provides information on the location of the House, the role the House had in the social history of the Ryde Community, colonial house layout and uses, cultural plantings associated with the house and nineteenth century garden design and trends. Erection of interpretive signage and or public art.	Long	Archaeological investigations completed	Cultural Environment	1, 2, 3	36G, 36E
			Medium	Signage installed	Cultural Environment	1, 2, 3	36G, 36E
			Medium	Signage and or public art installed	Cultural Environment	1, 2, 3	36G, 36E, 36N

Adopted 11 October 2011

129

ITEM 5 (continued)

ATTACHMENT 1

City of Ryde

PUTNEY PARK PLAN OF MANAGEMENT

7.8 Event Management

ITEM	SPECIFIC OBJECTIVE	ACTION	PRIORITY	PERFORMANCE MEASURE(S)	PARK VALUE	LEGISLATIVE COMPLIANCE	
						CROWN LANDS ACT PRINCIPLE	LOCAL GOVT ACT CORE OBJECTIVE
Event Management	To provide facilities that can accommodate a range of opportunities for social and cultural activities	Park amenities and services to accommodate a range of size gatherings including shelters, food preparation areas	Ongoing	Park can accommodate community events	Recreation Cultural	3, 4, 5, 6	36G
		Develop three distinct event spaces on the lower grass waterfront of the Park that can be hired for suitable private and community events.	Short	Three areas identified and are sign posted	Recreation Cultural	3, 4, 5, 6	36G
		Modify Council Fees and Charges Register in accordance with the creation of designated events areas within the Park.	Short	Fees and charges are modified to reflect the events management in Putney Park.	Recreation	3, 4, 5, 6	36G
	To ensure the event function of the Park has minimal impact local residents	The ongoing assessment, determination and subsequent management of all future events and activities within the Park must be done so as to protect the availability of the Park to the general public and to minimise impacts, such as noise, lighting and access etc. on local residents	Ongoing	Community satisfaction and no complaints to Council	Recreation Cultural	3, 4, 5, 6	36G
	To ensure private events do not impact on the role of the park as a public open space.	Ensure all events are held only within designated areas and adhere to Council's standard conditions of hire.	Ongoing	Community satisfaction and no complaints to Council	Recreation Cultural	3, 4, 5, 6	36G
	To establish a program of events and festivals focused on the use of the Park.	Coordinate existing program of events and develop potential new events with a publicised calendar	Long	Community events calendar formulated	Recreation Cultural	3, 4, 5, 6	36G

Adopted 11 October 2011

130

ITEM 5 (continued)

ATTACHMENT 1

City of Ryde

PUTNEY PARK PLAN OF MANAGEMENT

7.9 Supplementary Actions

ITEM	SPECIFIC OBJECTIVE	ACTION	PRIORITY	PERFORMANCE MEASURE(S)	PARK VALUE	LEGISLATIVE COMPLIANCE	
						CROWN LANDS ACT PRINCIPLE	LOCAL GOVT ACT CORE OBJECTIVE
Land Zoning	To ensure appropriate environmental protection and recreation zoning are applied to the Putney Park.	Recommended future environmental protection zoning applied to the Park includes E3 (Environmental Management).	Long	Recommendations are incorporated into future reviews of the Ryde Local Environment Plan (LEP)	Environment	5	36E, 36G
		Rezone areas within the Park in accordance with the Review of Environmental Protection Zones Report, January 2011.	Long	Recommendations are incorporated into future reviews of the Ryde (LEP)	Environment	5	36E, 36G
Park Categorisation	To ensure appropriate land categorisation under the Local Government Act 1993 are applied to the Park.	Consider the future re-categorisation of the community land within the Park to compliment the future zoning of the Park.	Long	Changes made to the categorisation of community land within the Park	Environment	5	36E, 36G

Adopted 11 October 2011

131

ITEM 5 (continued)

ATTACHMENT 1

City of Ryde

PUTNEY PARK PLAN OF MANAGEMENT

7.10 Park Maintenance

ITEM	SPECIFIC OBJECTIVE	ACTION	PRIORITY	PERFORMANCE MEASURE(S)	PARK VALUE(S)	LEGISLATIVE COMPLIANCE	
						GROWN LANDS ACT PRINCIPLE	LOCAL GOVT ACT CORE OBJECTIVE
Park Maintenance	To carry ensure grass cover is adequate and weed free.	Implement mowing program. Undertake turf maintenance as required.	Ongoing	High quality and durable grass cover	Recreation Open Space and Landscape	3, 4, 5	36G, 36E, 36J, 36N
	To ensure healthy and attractive garden beds	Minimum monthly garden bed maintenance. Clean up and mulch garden beds. Undertake horticultural maintenance.	Ongoing	Garden beds are free of weeds and rubbish, well-mulched. Healthy, viable plants	Environmental Open Space and Landscape	3, 4, 5	36G, 36E, 36J, 36N
	To ensure safe surfaces of footpaths and steps	Maintain footpaths and steps. Remove weeds. Barricade dangerous / broken pavement and arrange for repairs	Ongoing	Paths and steps are clear of obstructions and weed free. Path surface are even, free draining and clean.	Recreation Access and Linkages	3, 4, 5	36G, 36E, 36J, 36N
	To ensure maintenance of lighting furniture and fixtures	Check lighting monthly. Repaint damage annually. Replace or repair items within 2 weeks of being notified	Ongoing	All lights are operational and with posts and fittings of good quality	Open Space and Landscape	3, 4, 5	36G, 36E, 36J, 36N
	To provide comfortable and safe, drinking fountains, picnic shelters and seats	Check seating monthly. Replace or repair or clean as required.	Ongoing	Seats are good quality, clean and fixed to ground.	Open Space and Landscape	3, 4, 5	36G, 36E, 36J, 36N
	To ensure signs are functional	Check signage monthly for damage and cleanliness	Ongoing	Signs are clean and undamaged	Open Space and Landscape Access and Linkages	3, 4, 5	36G, 36E, 36J, 36N
	To ensure maintenance, operation and cleanliness of toilets	Check toilets daily for cleanliness, replacement of items and other repairs as required.	Ongoing	Toilet buildings are clean and in good condition, toilet paper and soap available, lights working.	Recreation	3, 4, 5	36G, 36E, 36J, 36N
	To minimise use of water on turf sporting fields.	Investigate opportunities for water harvesting and reuse in the Park.	Ongoing	Develop plan for water management practices to be implemented	Environmental	3, 4, 5	36G, 36E, 36J, 36N

Adopted 11 October 2011

132

ITEM 5 (continued)

ATTACHMENT 1

City of Ryde

PUTNEY PARK PLAN OF MANAGEMENT

ITEM	SPECIFIC OBJECTIVE	ACTION	PRIORITY	PERFORMANCE MEASURE(S)	PARK VALUE(S)	LEGISLATIVE COMPLIANCE	
						CROWN LANDS ACT PRINCIPLE	
						LOCAL GOVT ACT CORE OBJECTIVE	
	To discourage encroachments on the open space of the Park.	Identify park boundaries and determine encroachments. Remove encroachments and dumped refuse.	Ongoing	No reports of encroachments.	Open Space and Landscape	3, 4, 5	36G, 36E, 36J, 36N

6 DEFERRED REPORT: ACCUMULATED LIBRARY FINES

Report prepared by: Group Manager - Community Life**Report dated:** 12/04/2012**File No.:** GRP/09/3/2/7 - BP12/405

This report is deferred from the Council Meeting held on 8 May 2012.

REPORT SUMMARY

In 2010 Councils Internal Audit section completed a "*Review of the Cash Handling Procedures – Library Services Unit*".

Following commencement of the current Group Manager Community Life it has become clear that not all of the recommendations of the review have been implemented and verified. This is now underway, with the key gap in the implementation of the review being the subject of this report.

This report recommends a short term resolution to improve the management of the outstanding accumulated Library Fines held in Council's Library Management System and in the medium term the development of a Policy and Procedure to assist staff to manage this issue across the organisation.

RECOMMENDATION:

- (a) That Council request the General Manager to write off as unrecoverable debts \$521,549.16 of library fines and fees registered in the Library Management System from prior to 2006/7 until the current financial year.
- (b) That Council promote an amnesty period for the month of June 2012, and that the General Manager, or his delegate, is given authority to waive accumulated fines and fees for 'lost' items returned to the library in good condition.
- (c) That Council commence appropriate external debt recovery procedures in July 2012 for all fines and fees accumulated in the current financial year that remain following (b) and exceed \$50 per library member.
- (d) That Council endorse the exclusion of borrowers who are aged under 18 or over 65 from the debt recovery process.

ATTACHMENTS

There are no attachments for this report.

Report Prepared By:

Danielle Dickson**Group Manager - Community Life**

Report Approved By:

John Neish**General Manager**

ITEM 6 (continued)

Report

In 2010 Councils Internal Audit section completed a “*Review of the Cash Handling Procedures – Library Services Unit*”. The implementation of this report was accepted by the Management Team in Community Life. Following commencement of the current Group Manager Community Life it became clear that not all of the recommendations of the review had been implemented and verified. This is now underway, with the key gap being the subject of this report.

One of the primary issues identified in the review was the need to resolve the accumulated overdue library fines and fees. The current outstanding debt is made up as follows:

Year	Total outstanding fines and fees <small>(note 1)</small>	Recoverable outstanding fines and fees <small>(note 2)</small>
All years prior to 30/6/2007	\$564,521.40	\$376,491.34
FY2007/08	\$58,396.18	\$36,606.83
FY2008/09	\$58,544.46	\$35,507.91
FY2009/10	\$58,046.16	\$37,134.66
FY2010/11	\$63,423.92	\$35,808.42
FY2011/12	\$57,750.64	\$41,615.74
TOTAL	\$860,682.76	\$563,164.90

There are a number of key items to note in regard to this table:

- The outstanding fines and fees are currently held in the Library Management System and do not appear in Council’s Financial Systems.
- The total debt fluctuates daily. Existing fines are paid and new fines are generated.
- Column (1) shows totals that are not totally recoverable as library processes allow borrowers the choice of:
 - Returning items and paying overdue fines and fees, or
 - Paying lost item and associated fees
 This process leads to the waiving of either the fines or the lost fees
- Column (2) shows the figures that are the recoverable component of the figures contained in Column (1).
- The statute of limitations applies to these charges, meaning that any fines older than three years are unable to be pursued through Debt Recovery.

This amount of un-recovered public funds is a concern that needs to be resolved. This report recommends a two stage approach to the issue and has been developed following analysis of the source of the above figures.

ITEM 6 (continued)

The preceding overall total is made up of many small fines. Currently here are 16,723 borrowers with outstanding fines, of these only 3,249 are current active library members and the vast majority of fines are for less than \$300. There are only 457 borrowers who have fines and charges greater than \$300.

Library fines and fees are essentially in place to encourage members to return books on time to allow their access and availability to others. Council's current fine regime and communication with borrowers to recover these charges is as follows:

- Items are generally borrowed for three weeks, excluding DVDs and magazines which are borrowed for one week.
- At the point of borrowing a date due slip is issued that provides item details, due date and contact information if a renewal is required.
- An email notification is sent three days before the due date to remind borrowers that their item is due. This courtesy service was introduced in 2010 and is only available to those borrowers who have provided an email address.
- Once an item is overdue, renewal or further borrowing is not allowed.
- An overdue notice is generated when items are one week overdue. This notice is mailed or emailed to the borrower. The generation of the notice incurs a fee of \$5.
- A weekly fine of \$2.50 per item is added to the borrowers record at the end of the second overdue week, and each subsequent week up until the eighth overdue week. This means that the maximum fine per item is \$17.50.
- At the end of the eighth week, the item is considered to be long overdue and declared 'lost'.
- The fine (of \$17.50 per item plus the \$5 notice fee) is replaced by the purchase price of the lost item plus a processing fee of \$16.20 per item.
- A 'long overdue' notice is mailed to the borrower. This notice is a formal tax invoice and provides the detail, cost and fees associated with each item.
- If the item is found and returned after the eight week overdue period the fine and overdue notice fee is paid, the cost of the item and associated fees are waived.
- In cases where a borrower is able to show genuine hardship or an emergency library procedures provide a process whereby a fine can be waived or reduced. These transactions are documented and reviewed quarterly.

From 1 July 2012 the long overdue fines and charges will be managed through a debt recovery process. As such the amount outstanding in the library management system will be removed, although the borrower will remain barred until confirmation is provided by finance that the debt has been cleared.

Financial Implications

Any write off of these fees and fines have no impact on working capital as the income is not recognised in the Financial System until it is received by the Council.

ITEM 6 (continued)

The library service generates about \$60,000 income annually from fines and charges. This sum includes library fines, notice and processing charges, lost item charges and sale of replacement cards. Recent benchmarking indicates that our charge regime is high and the process protracted. A review of this process is underway and is expected to inform the development of the coming delivery plan. The aim of this review is to ensure that the process is fair, transparent and consistent with the overall objective of ensuring ongoing access to library materials to the community without discouraging participation in this service.

As an immediate step outstanding debts will be listed for financial recovery and reported monthly to the Group Manager Community Life and the Group Manager Corporate Services.

The approach recommended by this report is expected to recover less than \$15,000 in revenue given the age of the debt and the costs of any external debt recovery.

Policy Implications

As a result of the review undertaken into the implementation of this Internal Audit report Council has assembled a working party to address the issue of debt recovery across the organisation. This will include the preparation of a policy and procedure in relation to the management of debts, once implemented this will ensure that debts are not allowed to accumulate and are managed in a timely manner.

Other Options

Council could choose to transfer all debts to an external debt recovery agency for action. This not recommended due to the age of many of the amounts and the likelihood that many of the contact details for the members of the public would be outdated. This will affect the potential for recovery of funds. The statute of limitations applies to these charges, meaning that any fines older than three years are unable to be pursued through Debt Recovery.

In the absence of a clear Policy and Procedure on Debt Recovery Management this would represent a significant change in practice and may conflict with Councils encouragement of the community's involvement and support of 2012 as the National Year of Reading. This option is not recommended.

7 PROPOSED SITE FOR HOUSING COUNCIL STAFF AND MOVEMENT OF STAFF TO NEW PREMISES

Report prepared by: Development Director - Civic Precinct Project**Report dated:** 10/05/2012**File No.:** PM2010/37/007/11 - BP12/552

REPORT SUMMARY

This report responds to a recent Council resolution and outlines the approximate timelines for the provision of Council's new Civic Office accommodation, subject to the appointment of a proponent, and confirms the provision of facilities for Council meetings within the new Office building until the new Civic Centre is provided.

RECOMMENDATION:

That Council receives and notes this Report.

ATTACHMENTS

There are no attachments for this report.

Report Prepared By:

Mitch Corn
Development Director - Civic Precinct Project

Report Approved By:

John Neish
General Manager

ITEM 7 (continued)**Discussion**

At its meeting of 24 April 2012 Council resolved:

That the General Manager report back to the Councillors on the proposed site (Civic Centre) for Council staff to be housed and Council meetings conducted. When the sale goes through and the expected turn around time from the winning tenders announced and the expected movement of staff to new premises.

The Civic Precinct site, as defined by Ryde LEP 2010 Amendment 2, consists of the triangular site (Site A) on which the existing Civic Centre and Civic Hall are located, Blaxland Road immediately west of that land and the site (Site B) currently used by Council for parking on the corner of Blaxland Road and Parkes Street.

As discussed at Councilor workshops, Civic Precinct Committee meetings, and at Council, the proponents have been advised that Council's preferred position was to move once. This avoids business disruption and reduces costs of the move. As such the preferred location for the new staff accommodation and the Council meeting facilities (accommodating the Council Chamber, Mayoral suite, Councillors' facilities, meeting rooms etc) is that it remain on our site. However in keeping with Councils resolution to keep the redeveloped Civic Precinct in Top Ryde, the Request For Tender (RFT) documents, (previously distributed to Councilors) state that the new Council Office (administration) could be provided either within Site A integrated with the new Civic Centre, as a standalone building on Site B or located on another site (proponent to identify and propose) within a radius of 1km of the Civic Precinct Site.

Both proponents have now confidentially submitted their proposals in response to the RFT which are being evaluated before a detailed report is brought to Council. This process is in accordance with section 55 of the Local Government Act and the Probity Plan adopted for the Civic Precinct project.

The evaluation of the tenders is not yet complete, and it is not possible to be certain at this time of the dates that the new buildings will be available for Council's use. However, given the detailed design, Development Application processes and construction periods that would be required for both, a potential time line (as previously presented to Council) may be:

Appointment of Proponent	Mid 2012
Provision of new Council Offices	Early to Mid 2015
Provision of new Civic Centre	Mid 2017

Using these guide dates, staff would move in the new Council Office building and demolition of the existing Civic Centre and adjacent Civic Hall occur in Early-Mid 2015.

ITEM 7 (continued)

As can be seen from the above timetable, there may be a need for transitional arrangements relating to the Council meeting spaces and the location of the Mayor's office during the construction period. However this may vary in each of the responses from the proponents. Once evaluation of each proponents bid has been completed, Councilors will be provided with a confidential briefing on each proposal, at the Civic Precinct Committee on 6 June. At this time the staging arrangements will be known.

As previously reported to Council, the new staff accommodation has a 15% contingency space allowed to accommodate growth over the next 20 years. To accommodate the transition, the Performance Brief for the new Council office building includes meeting rooms and multifunction spaces. It is planned to design these for utilisation outside business hours to accommodate the various meetings of Council for approximately two years until the new Civic Centre becomes available. It is also planned to provide a temporary Mayoral suite within the Office building for the same period. The Performance brief included in the tender documentation, highlights the need for this temporary integrated use and the proponents have been requested to acknowledge this in their pricing structure.

Upon selection of the most appropriate proponent, further work will take place to define the use of the administration and the integration of temporary Civic functions in the Civic Office building.

Financial Implications

The financial aspects of the provision of new Council buildings are integral to each proponent's submission now under evaluation. The financial implications are not yet known but will be reported to the Civic Precinct Committee at its confidential briefing on 6 June.

8 ONE ASSOCIATION - ENDORSEMENT OF DELEGATES FOR VOTING

Report prepared by: Manager - Governance**Report dated:** 9/05/2012**File No.:** COR2008/353 - BP12/545

REPORT SUMMARY

The Local Government Association of NSW has written to Council regarding a proposed secret ballot to be conducted of members of the Local Government Association and Shires Association. A copy of the letter is **ATTACHED**.

The Associations are seeking confirmation of City of Ryde's voting delegates by 31 May 2012. The City of Ryde is entitled to nominate five delegates.

The purpose of this report is for Council to determine five nominated voting delegates to take part in the forthcoming secret postal ballot to deal with the matter of One Association.

RECOMMENDATION:

That Council nominate five voting delegates to take part in the forthcoming secret postal ballot to deal with the matter of One Association and that their names and personal postal addresses be forwarded to the Associations to form the Roll of Voters.

ATTACHMENTS

- 1 One Association, Request for list of delegates and addresses for voting and report

Report Prepared By:

Shane Sullivan
Manager - Governance

Report Approved By:

Roy Newsome
Group Manager - Corporate Services

ITEM 8 (continued)**Discussion**

The Local Government Association has written to Council providing an update and status report regarding the progress towards One Association. The **ATTACHED** letter and report outlines the next steps and asks Council to nominate five voting delegates.

The date for the proposed secret postal ballot is not currently known. Staff contacted the Association who have advised it was anticipated for July 2012. However, this date will be dependant on when Fair Work Australia determines the application for the proposed ballot regarding amalgamation.

Nominated Councillors will be required to provide their private mailing address for the secret postal ballot. It is anticipated that the Australian Electoral Commission will manage the voting process.

Financial Implications

Adoption of the recommendation will have no financial impact.

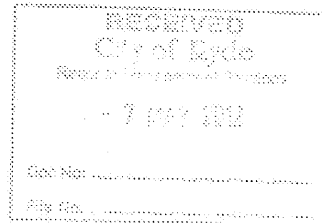
ITEM 8 (continued)

ATTACHMENT 1

Local Government
Association of NSW

2 May 2012

Mr John Neish
General Manager
Ryde City Council
Locked Bag 2069
NORTH RYDE NSW 1670



Dear Mr Neish,

ONE ASSOCIATION - URGENT - LIST OF DELEGATES AND ADDRESSES FOR VOTING

Last week the Executive Committees of both Associations each separately took important formal steps for progressing the proposal to establish "One Association" to the next stage, which is to have the proposal submitted to a secret postal ballot of delegates of the members of each Association.

On 17 April 2012, in the case of the Executive Committee of the Shires Association, and on 20 April 2012 in the case of the Executive Committee of the Local Government Association, a number of formal resolutions were adopted authorising the two Associations to jointly apply to Fair Work Australia for its approval for the submission of the proposed amalgamation to ballot.

As a result of the resolutions being passed by both Executive the Application was lodged on Friday afternoon 20 April 2012 and a hearing before Fair Work Australia is now awaited.

If, as is hoped Fair Work Australia gives its approval in the near future, the conduct of the vote will be handed to the Australian Electoral Commission who will independently manage the voting process.

Members will be required to supply an up to date list of their voting delegates for this ballot and this process needs to be undertaken as a matter of priority, to ensue that the completion of the ballot is not delayed.

WHAT COUNCILS NEED TO DO NOW

All Councils need to supply the following to the Association by 31 May 2012:

1. The full name of their voting delegate/s; and
2. The private mailing address of their delegate/s.

The Association's staff will be following up with all members about this important information over the next few weeks, and to assist with any enquiries you may have.

In addition, your Association will be providing you with regular communications as this matter progresses through what is now the critical stages of this important initiative.

To assist you with this matter I enclose a report which I urge you to provide to your next available Council meeting.

If you have any enquiries at this stage please contact Peter Coulton at the Associations on 9242 4030.

Yours Sincerely,



Cr Keith Rhoades AFSM
President

SPD Box 7603 Sydney NSW 2001
L8, 28 Margaret St Sydney NSW 2000
Tel: (02) 9242 4080 • Fax: (02) 9242 4111
www.lgsa.org.au • lgsa@lgsa.org.au
ABN 49 853 913 882

ITEM 8 (continued)

ATTACHMENT 1

One Association – Update & Status Report

May 2012

Summary

This report provides Council with an update regarding the progress towards One Association, outlines next steps and outlines what Council needs to do next. A number of Frequently Asked Questions are also provided with answers to assist Council with their discussions surrounding this very important matter.

Report

Status as at end April 2012

On the 17 April 2012 the Shires Executive and on 20 April 2012 the Local Government Association Executive passed the formal resolutions required to progress the One Association matter to go to a vote of the members' delegates.

The Shires Association Executive unanimously resolved in favour of the resolutions. The Local Government Association Executive adopted the resolutions by a majority of 21 to 3.

The formal documentation has been lodged with Fair Work Australia. Shortly Fair Work Australia will engage the Australian Electoral Commission to undertake the secret postal ballot of members' delegates.

It is important to note that there are actually two separate secret postal ballots; one will be a ballot of LGA member's delegates, and the other will be a ballot of SA members' delegates. Both ballots need to achieve a majority of "yes" votes to enable the formation of One Association.

It is anticipated that the ballots will occur before the September 2012 Local Government general elections but exact timing will depend on Fair Work Australia.

What Councils need to do

All Councils need to supply the following to the Association by 31 May 2012:

1. The full name of their voting delegate/s, and,
2. The private mailing address of the delegate/s

This is very important as the Association is required to prepare the Roll of Voters for the Australian Electoral Commission.

ITEM 8 (continued)

ATTACHMENT 1

Frequently Asked Questions

Q: *Why is the ballot being held before the September elections?*

A: This process has been ongoing for many years. Current Councillors should be aware of the progress of the matter. If the ballot is held over until after the 2012 general elections new councillors will not be aware of the history or the process and would not be in a position to make an informed decision.

Q: *When would One Association take effect?*

A: Assuming that the majority of delegates vote "yes" forming One Association would not take place until after 1 March 2013, but no later than 2 June 2013. Even after a positive vote there is significant work to be done in conjunction with Fair Work Australia as well as making provision for the numerous administrative changes which would have to take place, such as transferring assets and transitioning staff. The transition however needs to take effect before 2 June 2013 otherwise the Shires Association would need to hold fresh Executive elections.

Q: *Why is the ballot a secret postal ballot?*

A: Because it is a requirement under the Fair Work (Registered Organisations) Act. The Associations have no choice in this decision.

Q: *Has there been enough consultation?*

A: The issue of One Association has been discussed over many years. In more recent times it has been discussed:

- At the 2003 LGA Conference
- At the 2004 SA Conference
- At the 2004 LGA Conference
- As part of the 2005 Woods/Wearne report titled "Options for One Local Government Association in NSW"
- At the 2005 SA Conference
- At the 2005 LGA Conference
- At the 2006 SA Conference
- At the 2006 LGA Conference
- At the 2007 SA Conference
- At the 2007 LGA Conference
- At the 2008 SA Conference
- At the 2008 LGA Conference
- At the 2009 SA Conference
- At the 2009 LGA Conference
- At the One Association Convention held in August 2010
- At the 2010 LGA Conference
- In February 2011 the Associations sent all Councils a draft Constitution requesting feedback and comments
- In February 2011 the SA held a Special Conference to discuss the Principles set out at the 2010 Convention
- At the 2011 SA Conference
- In November 2011 the Associations sent all Councils a further draft Constitution requesting feedback and comments

In addition there have been numerous presentations made to all Shires Divisional meetings at various times, and to various LGA ROC meetings and in other forums.

Q: *Why is there no "No" Case?*

A: There are two reasons, firstly the Fair Work (Registered Organisations) Act does not require a "No" case to be prepared because it presumes a process towards an amalgamation would not have started in the first place unless it had been directed by members – which is the case in this instance. The issue of One Association has arrived

Page 2 of 5

ITEM 8 (continued)

ATTACHMENT 1

at the stage of a ballot after repeated Conference resolutions calling for a single Association. It is not in the interests of the Association to prepare a case which cuts across the wishes and resolutions of the majority of our members.

Q: *How many voting delegates does my Council have for the secret postal ballot?*

A: The numbers are calculated under the current rules of each Association, so for:

- Shires Association members, each has one voting delegate, and for
- Local Government Association Members it depends on the member's population, and is calculated in accordance with the following scale:

Group No.	Population	Delegates
1	Less than 10,000	1
2	10,000 - 20,000	2
3	20,000 - 50,000	3
4	50,000 - 100,000	4
5	100,000 - 150,000	5
6	Over 150,000	7
7	County councils	2
8	Aboriginal Land Council	27

(To independently determine a Council's population see the latest release of Australian Bureau of Statistics publication 3218.0)

Q: *Can Associate members vote?*

A: No, only ordinary members can vote in the secret ballot. The Fair Work (Registered Organisations) Act treats this ballot the same as if it was a ballot for the election of members of the Executive.

Q: *How does voting work under One Association:*

A: One of the key principles to come from the One Association Convention held in August 2010 was to enshrine the concept that the overall voting numbers of the rural/regional area would be the same as the overall voting numbers of the Metropolitan/Urban areas. This was covered as Principles 4 and 5, and was, with the other Principles ratified by subsequent Conferences of both Associations. These Principles say:

- 4 *"For the purpose of voting for the Board of Directors, each region will have an equal number of votes, which will be distributed proportionally on a basis to be determined among those ordinary member councils who fall within that region, with all ordinary member councils receiving at least one vote."*
- 5 *"For the purpose of voting on motions at Conference, each region will have an equal number of votes, which will be distributed proportionally on a basis to be determined among those ordinary member councils who fall within that region, with all ordinary member councils receiving at least one vote."*

The voting arrangements satisfy the overarching requirements of equality among the regions. What this means in effect is that councils in the same region with similar populations will have the same number of votes, but this will not always be the case for similar sized councils in different regions. The reason for this is the difference in council numbers between the regions, the Rural/Regional Region has 114 general purpose Councils, 10 County Councils and 8 Regional Aboriginal Lands Councils. The Metropolitan/Urban Region has 38 general purpose Councils, 2 County Councils and 1 Regional Aboriginal Lands Council. Due to the larger number of Councils in the Rural/Regional Region additional votes needed to be allocated to the Councils in the Metropolitan/Urban Region to balance the overall voting numbers.

ITEM 8 (continued)

ATTACHMENT 1

Q: *But is this "fair"*

A: The One Association rules have been developed to ensure equity across the membership in a number of ways. Importantly, the One Association rules provide that only Rural/Regional voting delegates are able to vote for the 10 Rural/Regional Board members and the Rural/Regional Vice President in the same way that only Metropolitan/Urban voting delegates are able to vote for the 10 Metropolitan/Urban Board members and the Metropolitan/Urban Vice President. It makes no difference if a Metropolitan/Urban Council with the same population has a different number of voting delegates to a Rural/Regional Council with a similar population as they won't be voting for the same candidates in the same elections.

For the positions of President and Treasurer both regions have the same number of votes in total. This will allow for these positions be popularly elected overall – however, the rules also ensures that the position of President must alternate between the Metropolitan/Urban and Rural/Regional areas. This further enhances the equity.

Similarly with Conference motions, both Regions have the same overall numbers. This provides for Association policy to be made which has the sanction of the majority of members, and ensures that no Region can dominate the other.

Q: *What about the Assets of my current Association?*

A: The assets of both Associations will be merged together on the amalgamation date. Neither Association will be financial detrimentally affected in any consequential way by this merger. To illustrate this we need to use the last full year's financial statements, 2010/2011 which showed the total equity of each Association as follows:

	Total Equity (\$)	% Equity	Subscriptions \$	% Subscriptions
LGA	19,015,275	66.19	2,876,208	65.77
SA	9,713,269	33.81	1,496,629	34.23
Total Combined	28,728,544	100.00	4,372,837	100.00

The Associations' Rules (and the rules for the new One Association) provide that if the Association is dissolved any surplus funds are paid to the members in the proportion which each member's subscription for the year bears to the total amount of subscriptions for that year.

What this means is that had the Associations dissolved at the end of the 2010/11 financial year the members of each Association would have received in total the complete equity of their Association, that is, for the LGA members 100% X \$19,015,275 and for the SA 100% X \$9,713,269.

If the Associations had merged and immediately dissolved at the end of the 2010/11 financial year:

LGA members would have received: 65.77% of \$28,728,544 = \$18,894,763
 SA members would have received: 34.23% of \$28,728,544 = \$9,833,781

ITEM 8 (continued)

ATTACHMENT 1

The overall affect would be:

	No Merge \$	Merge \$	Difference \$
LGA	19,015,275	18,894,763	(120,512)
SA	9,713,269	9,833,781	120,512
Total Combined	28,728,544	28,728,544	0

For this example, at this point in time, the LGA members combined would be "worse off" by \$120,512 on dissolution, and SA members combined would be "better off" by the same amount. On an individual Council basis Association's calculations have shown the "worse off" Councils range in dollar terms from (\$43.05) to (\$2,202.46) while the "better off" Councils range in dollar terms from \$165.47 to \$2,457.64. As the combined difference represents less than half a percent of overall total equity ($\$120,512 / \$28,728,544 \times 100 = .419\%$) it is not considered significant.

Recommendation:

That Councillor/s ~~XXXXX~~ be nominated as Councils voting delegates to take part in the forthcoming secret postal ballot to deal with the matter of One Association, and that their names and personal postal addresses be forwarded to the Associations to form the Roll of Voters.

9 INVESTMENT REPORT - April 2012

Report prepared by: Chief Financial Officer**Report dated:** 8/05/2012**File No.:** GRP/09/3/2/7 - BP12/527

REPORT SUMMARY

This report details Council's performance of its investment portfolio for the month of April 2012 and compares it against key benchmarks. The report includes the estimated market valuation of Council's investment portfolio, loan liabilities, an update on Council's legal action and a commentary on significant events in global financial markets.

Council's financial year to date return is 5.79%, 0.97% above benchmark. Income from interest on investments and proceeds from sale of investments totals \$4.59 million, which is \$511,000 above budget projections.

RECOMMENDATION:

That Council endorse the report of the Chief Financial Officer dated 8 May 2012 on Investment Report – April 2012.

ATTACHMENTS

There are no attachments for this report.

Report Prepared By:

John Todd
Chief Financial Officer

Report Approved By:

Roy Newsome
Group Manager - Corporate Services

ITEM 9 (continued)

Discussion

Council's Responsible Accounting Officer, is required to report monthly on Council's Investment Portfolio and certify that the Investments are held in accordance with Council's Investment Policy and Section 625 of the Local Government Act.

Council's investments complied with the Minister for Local Government's Investment Order dated 12 January 2011 and Council's Investment Policy when acquired, however the following investments are now outside the Minister's Order:

Investment	Rating	Maturity	Face Value	Book Value
• Grange IMP - Merimbula CDO	N/R	20/06/2013	\$0.20m	\$0.00m
- Global Bank Note CDO	N/R	20/09/2014	\$0.50m	\$0.00m
• Oasis CDO *	CC	04/09/2014	\$1.00m	\$0.00m
• FOCUS Note	AA	20/12/2012	\$0.50m	\$0.50m

(* Council at its meeting of 25 May 2010 wrote down/ impaired the Oasis CDO to a nominal value, this being funded from the Financial Security Reserve.)

Under the Minister's Order, Council is required to divest itself of these investments as soon as practicable. These investments were purchased with the intention of holding them to maturity, with the exception of the investments in the Grange IMP, which was a managed fund.

Investment Performance Commentary

Council's performance against the benchmark for returns of its investment portfolio for the month of April 2012 and the financial year to date are as follows:

	Apr 2012	12 Mth	Fin YTD
Council Return	5.78	5.90	5.79
Benchmark	4.74	4.87	4.82
Variance	1.04	1.03	0.97

Council's investment portfolio as at the end of April was as follows:

Cash/Term Deposits	\$ 48.6M	57.1%
Floating Rate Notes	\$ 18.9M	22.2%
Fixed Rate Bonds	\$ 2.0M	2.34%
Other Financial Products	\$ 0.5M	0.59%
Total Cash Investments	\$ 70.0M	
Property	\$ 15.1M	17.7%
Total Investment Portfolio	\$ 85.1M	

Council continues to utilise the Federal Government's current guarantee (\$250K) investing in Term Deposits with a range of Authorised Deposit Taking Institutions (ADI's) on short to medium term investments (generally 30 days to six months maturity) where more competitive rates are available.

ITEM 9 (continued)

This guarantee is in a transitory period, where term deposits made before 10 September 2011 continue to be covered at the current \$1 million level from now until 31 December 2012, or until the deposit matures, whichever occurs sooner. Any term deposits made after 10 September 2011 are guaranteed by the Federal Government up to \$250K.

Financial Security Reserve (FSR)

The Financial Security Reserve has a balance of \$2.065M as at April 2012 as detailed below:

Financial Security Reserve	(\$'000)
Balance 1 July 2011	1,005
Interest on Written Down CDO's ⁽¹⁾	60
Proceeds from Sales & Maturities ⁽²⁾ of Written Down CDO's	1,000
Balance of Financial Security Reserve	2,065

(1) Council continues to receive interest on the written down CDO investments.

(2) There have been no sales to date in 2011/2012.

Economic Commentary

Chinese GDP came in at 8.1% for the March quarter, however, residential floor space sold has shrunk by almost 20% year on year, whilst total floor space starts is at almost zero growth, and both are clearly trending downwards. Further, the Financial Times reports that in the first quarter, a group of 80 steel mills monitored by CISA (China Iron and Steel Association) reported record losses, equivalent to \$159m in Australian dollars terms, due to low steel prices and weak steel demand.

There was mixed data out of the US, with better than expected retail sales, tempered by a sharp slowdown in New York manufacturing levels. Retail sales rose by 0.8%, beating expectations of a rise of 0.3% and showing that consumers are weathering the higher gas prices well. On the other hand, higher than expected jobless claims, lower than expected payroll numbers, poor regional manufacturing numbers and a drop in home sales points towards a very slow recovery and a prolonged period of low interest rates. 11 million American homeowners are still 'underwater', with every one of those houses a candidate for foreclosure, and placing downward pressure on the housing market.

Economists now believe that Spain will require a bailout at some stage, if not the country, then its banks. The belief is that the nation's banks will have to turn to the Eurozone's Rescue Fund in order to cover losses caused by the country's property crash, with Spanish bank's bad loans rising to 8% of their credit portfolios, their highest levels since October 1984. A large number of the EU economies are in recession.

ITEM 9 (continued)

The RBA reduced the official cash rate to 3.75% in its May meeting, with the board judging that it was desirable due to financial conditions, plus easing monetary policy in advance of what was expected to be a contractionary Federal budget.

Legal Issues

As previously reported to Council, the LGFS Rembrandt CDO Investment and the Grange (Lehman Brothers) IMP Investment are currently before the Courts. The following update is provided in respect of Council’s legal action in these matters due to recent developments. The details are as follows:-

Lehman / Grange IMP

Legal action in respect of this matter has been on going for some time with the matter to be determined by the Federal Court in the next few months. No further information has been received on this matter since last reported to Council.

LGFS – Rembrandt

Preparation of final submissions continued, with the hearing commencing in late March in the Federal Court. No further update has been received on this matter and when advised it will be reported to Council.

Council’s Property Investment Portfolio

The following properties were held as part of Council’s Property Investment portfolio:

- 2 Dickson Avenue, West Ryde
- 1a Station St, West Ryde
- 8 Chatham Road, West Ryde
- 202 Rowe St, Eastwood (commercial)
- 226 Victoria Rd, Gladesville (commercial)
- West Ryde Car Park Site
- Herring Road Air Space Rights

The properties within this portfolio are under review as part of the updating of the Asset Management Plans to ensure that Council clearly identifies those properties that are held as an investment, which may also include commercial properties and other operational assets that may be earmarked for future development. Once this review is complete, it will be reported to Council for consideration.

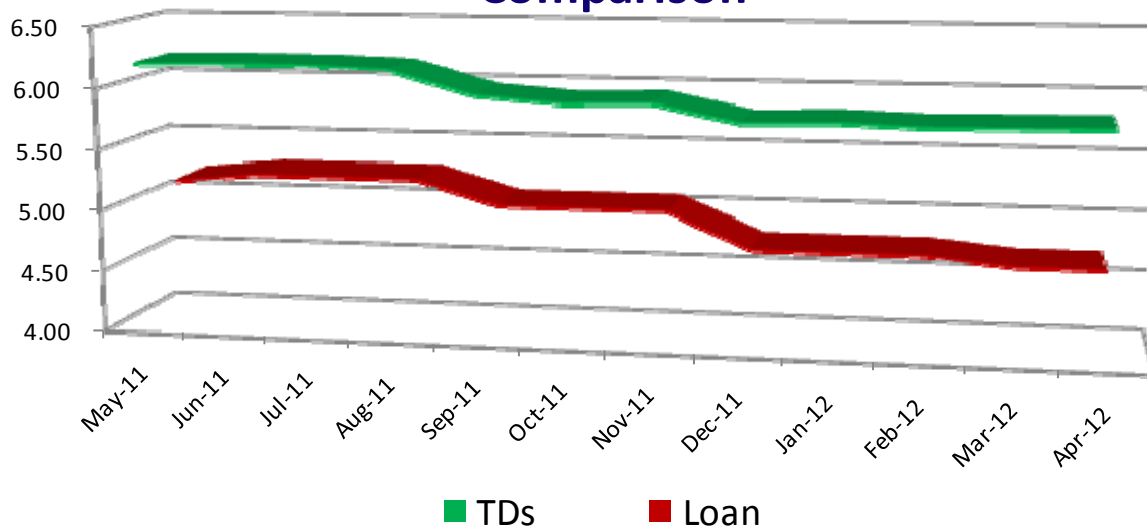
Loan Liability

Council’s loan liability as at 30 April 2012 was \$4 million which represents the balance of one loan taken out in 2004 for the Civic Centre Redevelopment and refinancing the West Ryde Tunnel. This loan was for 15 years and was negotiated at a very attractive rate for Council at 90 Day BBSW + 20 basis points and is reset every quarter.

There is no advantage to Council in changing these arrangements or repaying this loan earlier than planned. Council is receiving a better rate of return on its investments than it is paying on the loan. The following graph shows the gap between the average interest rate earned on Council’s term deposits (top line) compared to the interest rate applying to this loan (bottom line).

ITEM 9 (continued)

Term Deposits/Loan Interest Rate Comparison



Debt Service Ratio

It should be noted that whilst Council’s debt service ratio is low, all of Council’s funds are committed to operational costs and projects of a capital and non-capital nature. This means that Council does not have the capacity to take on any additional debt without a new dedicated revenue stream to fund the loan repayments or by cutting services.

Debt Service Ratio	
Category 3 Councils 2009/10	2.77%
City of Ryde 2010/11	0.83%

Types of Investments

The following are the types of investments held by Council:

- **At Call** refers to funds held at a financial institution, and can be recalled by Council either same day or on an overnight basis.
- A **Floating Rate Note (FRN)** is a debt security issued by a company with a variable interest rate. This can either be issued as Certificates of Deposit (CD) or as Medium Term Notes (MTN). The interest rate can be either fixed or floating, where the adjustments to the interest rate are usually made quarterly and are tied to a certain money market index such as the Bank Bill Swap Rate.
- A **Fixed Rate Bond** is a debt security issued by a company with a fixed interest rate over the term of the bond.

ITEM 9 (continued)

- A **Floating Rate Collateralised Debt Obligation (CDO)** is an investment backed by a diversified pool of one or more classes of debt. These investments are for longer terms and offer a higher rate of interest. Credit ratings are assigned to these investments as detailed in the portfolio.

Credit Rating Information

Credit ratings are generally a statement as to an institution's credit quality. Ratings ranging from AAA to BBB- (long term) are considered investment grade.

A general guide as to the meaning of each credit rating is as follows:

AAA:	the best quality companies, reliable and stable
AA:	quality companies, a bit higher risk than AAA
A:	economic situation can affect finance
BBB:	medium class companies, which are satisfactory at the moment
BB:	more prone to changes in the economy
B:	financial situation varies noticeably
CCC:	currently vulnerable and dependent on favourable economic conditions to meet its commitments
CC:	highly vulnerable, very speculative bonds
C:	highly vulnerable, perhaps in bankruptcy or in arrears but still continuing to pay out on obligations
D:	has defaulted on obligations and it is believed that it will generally default on most or all obligations

Note: Ratings from 'AA' to 'CCC' may be modified by the addition of a plus (+) or minus (-) sign to show relative standing within the major rating categories.

A "p" after the rating is a commonly used shorthand method of indicating that the investment principal is given a rating, but the interest is not. This is most commonly used for capital protected products, where the income stream is derived from a number of factors and/or variables which are unable to be reliably estimated, such as share prices.

ITEM 9 (continued)
INVESTMENT SUMMARY AS AT 30 APRIL 2012

Issuer	Investment Name	Investment Rating	Invested at 30-Apr-12 \$000's	Annualised Period Return (%)	12 Month Average Return on Current Investments	Return since 01 July 2011	% of Total Invested	Indicative Market Value ** \$000's	% Market Value
Helix Capital	1. OASIS	CC	0	6.38	6.73	6.69	0.00	0	0.00%
Westpac	2. Focus	AA-	500	0.00	0.00	0.00	0.71	492	98.46%
Grange	3. Grange IMP	Unrated	0	0.00	10.00	10.00	0.00	0	100.00%
Westpac	4. Westpac At Call	AA-	3,872	4.17	4.64	4.60	5.53	3,872	100.00%
CBA	5. CBA TCD 5 Yr (Floating)	AAA	1,000	5.75	6.02	5.99	1.43	1,017	101.70%
Bank of Queensland	6. Bank of Queensland TD	BBB	750	6.00	6.39	6.34	1.07	750	100.00%
ANZ	7. ANZ Term Deposit	AA-	2,000	5.48	5.75	5.75	2.86	2,000	100.00%
NAB	8. NAB Term Deposit	AA-	1,000	6.02	6.10	6.05	1.43	1,000	100.00%
NAB	9. NAB Term Deposit	AA-	1,000	6.60	6.60	6.60	1.43	1,000	100.00%
AMP	10. AMP TD	A	1,000	6.08	6.08	6.08	1.43	1,000	100.00%
MyState CU	11. MyState CU TD	BBB	500	5.76	6.07	6.02	0.71	500	100.00%
NAB	12. NAB Term Deposit	AA-	1,000	5.86	6.00	5.89	1.43	1,000	100.00%
Police & Nurses Credit Union	13. Police & Nurses Credit Union	Unrated	500	5.67	5.94	5.87	0.71	500	100.00%
Bankwest	14. Bankwest TD	AA-	1,000	5.93	6.07	6.06	1.43	1,000	100.00%
NAB	15. NAB Term Deposit	AA-	3,000	5.76	5.90	5.85	4.28	3,000	100.00%
Defence Bank	16. Defence Bank TD	Unrated	500	5.89	6.18	6.16	0.71	500	100.00%
Railways CU	17. Railways CU	Unrated	500	5.94	6.10	6.07	0.71	500	100.00%
Qld Police CU	18. Qld Police CU TD	Unrated	500	5.72	6.08	5.96	0.71	500	100.00%
Qld Country CU	19. Qld Country Credit Union	Unrated	500	5.88	6.21	6.13	0.71	500	100.00%
Community CPS	20. Community CPS TD	Unrated	500	5.82	5.79	5.79	0.71	500	100.00%
Bendigo and Adelaide Bank CUA	21. Bendigo Bank TD	A-	1,000	5.78	5.89	5.84	1.43	1,000	100.00%
	22. Credit Union Australia TD	BBB+	1,000	5.82	6.12	6.09	1.43	1,000	100.00%
Coastline CU	23. Coastline Credit Union TD	Unrated	500	5.72	6.12	5.72	0.71	500	100.00%
Peoples Choice CU	24. Peoples Choice CU	Unrated	500	5.65	6.06	6.01	0.71	500	100.00%
Bank of Cyprus (Aust)	25. Bank of Cyprus (Aust) TD	Unrated	250	5.97	6.60	6.45	0.36	250	100.00%
Australian Defence Credit Union	26. Australian Defence CU TD	Unrated	500	5.68	6.13	6.08	0.71	500	100.00%
Rural Bank	27. Rural Bank	BBB	1,000	6.48	6.48	6.48	1.43	1,000	100.00%
Banana Coast CU	28. Banana Coast CU TD	Unrated	500	5.85	6.12	6.03	0.71	500	100.00%
Southern Cross CU	29. Southern Cross CU TD	Unrated	500	6.04	6.21	6.18	0.71	500	100.00%
B&E Ltd	30. B & E Building Soc TD	Unrated	500	5.60	5.93	5.86	0.71	500	100.00%
Victoria Teachers CU	31. Victoria Teachers CU	Unrated	500	5.91	6.17	6.15	0.71	500	100.00%
CBA	32. CBA TD	AA-	2,000	5.76	5.76	5.76	2.86	2,000	100.00%
Macquarie Bank	33. Macquarie Bank Term Deposit	A	500	5.73	5.73	5.73	0.71	500	100.00%
Bankwest	34. Bankwest Term Deposit	AA-	1,000	7.00	7.00	7.00	1.43	1,000	100.00%
Summerland CU	35. Summerland CU TD	Unrated	500	5.68	5.95	5.91	0.71	500	100.00%
Wide Bay CU	36. Wide Bay CU TD	BBB	500	5.83	6.07	6.02	0.71	500	100.00%
Queenslanders CU	37. Queenslanders CU TD	Unrated	500	5.58	5.97	5.92	0.71	500	100.00%
Warwick CU	38. Warwick CU TD	Unrated	500	5.88	5.95	5.95	0.71	500	100.00%
Maitland Mutual	39. Maitland Mutual Bldg Soc TD	Unrated	500	5.76	5.88	5.88	0.71	500	100.00%
AMP	40. AMP eASYSaver	A	918	5.10	5.53	5.48	1.31	918	100.00%
Gateway CU	41. Gateway CU TD	Unrated	500	5.83	6.21	6.17	0.71	500	100.00%
Rabobank	42. Rabobank TD	AA	500	6.04	6.08	6.04	0.71	500	100.00%
QT Mutual Bank	43. QT Mutual Bank	Unrated	500	5.83	5.91	5.86	0.71	500	100.00%
ING	44. ING TD	A	1,000	6.62	6.62	6.62	1.43	1,000	100.00%
Greater Bldg Soc	45. Greater Bldg Soc TD	Unrated	1,000	5.63	6.00	5.94	1.43	1,000	100.00%
Holidaycoast CU	46. Holidaycoast CU TD	Unrated	500	5.88	6.12	6.01	0.71	500	100.00%
The Rock Bldg Soc	47. The Rock Bldg Soc TD	BBB-	500	5.98	6.02	5.95	0.71	500	100.00%
Police CU (SA)	48. Police CU - SA	Unrated	500	5.45	6.03	5.94	0.71	500	100.00%
Bank of Queensland	49. BoQ TCD	BBB	2,000	5.91	6.29	6.23	2.86	2,003	100.14%
Suncorp-Metway	50. Suncorp Metway FRN	A+	1,000	5.60	5.89	5.85	1.43	1,001	100.15%

ITEM 9 (continued)

Issuer	Investment Name	Investment Rating	Invested at 30-Apr-12 \$000's	Annualised Period Return (%)	12 Month Average Return on Current Investments	Return since 01 July 2011	% of Total Invested	Indicative Market Value ** \$000's	% Market Value
Intech CU	51. Intech CU TD	Unrated	500	5.82	5.84	5.81	0.71	500	100.00%
Beirut Hellenic Bank (Aust)	52. Beirut Hellenic Bank TD	Unrated	250	5.90	6.16	6.12	0.36	250	100.00%
AMP	53. AMP TD	A	1,000	7.14	7.14	7.14	1.43	1,000	100.00%
Rabobank	54. Rabobank TD	AA	500	5.88	6.17	6.09	0.71	500	100.00%
Bendigo and Adelaide Bank	55. Bendigo and Adelaide Bank FRN	A-	1,000	5.99	6.32	6.28	1.43	990	99.00%
Community First CU	56. Community First CU TD	Unrated	500	5.80	5.99	5.92	0.71	500	100.00%
Heritage Bank	57. Heritage Bank	BBB-	1,000	5.71	6.00	5.94	1.43	1,000	100.00%
Rabobank	58. Rabodirect At-call	AA	595	4.91	5.27	5.22	0.85	595	100.00%
Me Bank	59. ME Bank At Call Account	BBB	998	5.12	5.44	5.41	1.43	998	100.00%
NAB	60. NAB FRN	AA-	1,001	5.69	5.96	5.95	1.43	992	99.23%
NAB	61. NAB FRN	AA-	997	5.80	6.01	6.01	1.42	992	99.23%
CBA	62. CBA FRN	AA-	999	5.61	5.96	5.96	1.43	992	99.21%
Westpac	63. Westpac FRN	AA-	996	5.73	6.00	6.00	1.42	994	99.39%
CBA	64. CBA FRN	AA-	997	5.68	6.01	6.01	1.42	992	99.21%
CBA	65. CBA FRN	AA-	999	5.54	5.83	5.83	1.43	997	99.74%
NAB	66. NAB FRN	AA-	991	6.01	6.19	6.19	1.42	992	99.23%
Westpac	67. Westpac FRN	AA-	998	5.66	5.90	5.90	1.43	997	99.68%
NAB	68. NAB FRN	AA-	992	5.98	6.12	6.12	1.42	992	99.23%
CBA	69. CBA FRN	AA-	992	5.85	6.11	6.11	1.42	992	99.21%
NAB	70. NAB Flexi Deposit	AA-	1,000	5.73	5.95	5.95	1.43	1,000	100.00%
ANZ	71. ANZ FRN	AA-	990	5.96	6.16	6.16	1.41	994	99.35%
Northern Beaches CU	72. Northern Beaches CU TD	Unrated	500	5.93	6.24	6.24	0.71	500	100.00%
Rabobank	73. Rabobank FRN	AA	987	5.99	6.19	6.19	1.41	984	98.35%
Police CU (SA)	74. Police CU - SA	Unrated	500	5.70	5.61	5.61	0.71	500	100.00%
NAB	75. NAB FRN	AA-	1,001	5.82	5.82	5.82	1.43	1,007	100.73%
Investec	76. Investec TD	BBB-	250	6.17	6.17	6.17	0.36	250	100.00%
Territory Insurance Office	77. TIO Term Deposit	AA+	1,000	5.73	5.73	5.73	1.43	1,000	100.00%
NAB	78. NAB Fixed MTN	AA-	993	6.30	6.30	6.30	1.42	1,014	101.39%
Suncorp-Metway	79. Suncorp - Metway TD	A+	1,000	6.04	6.04	6.04	1.43	1,000	100.00%
Bankstown City CU	80. Bankstown City CU TD	Unrated	250	5.83	5.83	5.83	0.36	250	100.00%
Westpac	81. Westpac Fixed MTN	AA-	996	6.21	6.20	6.20	1.42	1,020	102.03%
ING	82. ING Direct	A	1,000	6.22	6.22	6.22	1.43	1,000	100.00%
Macquarie Bank	83. Macquarie Bank TD	A	500	6.50	6.50	6.50	0.71	500	100.00%
CBA	84. CBA Retail Bond	AA-	952	4.82	4.82	4.82	1.36	951	98.00%
B&E Ltd	85. B & E Building Society TD	UNRATED	500	5.88	5.88	5.88	0.71	500	100.00%
			70,014	5.77	5.96	5.92	100	70,039	

*Monthly returns when annualised can appear to exaggerate performance

**Market valuations are indicative prices only, and do not necessarily reflect the price at which a transaction could be entered into.

Return including Matured/Traded Investments

Weighted Average Return	5.78	5.90	5.79
Benchmark Return: UBSA 1 Year Bank Bill Index (%)	4.74	4.87	4.82
Variance From Benchmark (%)	1.04	1.03	0.97

Investment Income

	\$000's
This Period	340
Financial Year To Date	4,594
Budget Profile	4,083
Variance from Budget - \$	<u>511</u>

I certify that as at the date of this report, the investments listed have been made and are held in compliance with Council's Investment Policy and applicable legislation, with the exception of the following investments:

- Grange IMP - Merimbula CDO NR
- Global Bank Note CDO NR
- Oasis CDO CC
- FOCUS Note AA-



John Todd Date: 08/05/2012

ITEM 9 (continued)**Council's Investment Powers**

Council's investment powers are regulated by Section 625 of the Local Government Act, which states:

- (1) A council may invest money that is not, for the time being, required by the council for any other purpose.
- (2) Money may be invested only in a form of investment notified by order of the Minister published in the Gazette.
- (3) An order of the Minister notifying a form of investment for the purposes of this section must not be made without the approval of the Treasurer.
- (4) The acquisition, in accordance with section 358, of a controlling interest in a corporation or an entity within the meaning of that section is not an investment for the purposes of this section.

Council's investment policy requires that all investments are to be made in accordance with:

- Local Government Act 1993 - Section 625
- Local Government Act 1993 - Order (of the Minister) dated 12 January 2011
- The Trustee Amendment (Discretionary Investments) Act 1997 – Sections 14A(2), 14C(1) & (2)
- Local Government (Financial Management) Regulation 1993
- Investment Guidelines issued by the Department of Local Government

Overview of Investments

An overview of all investments held by the City of Ryde is provided below:

1. **OASIS (Originally AA now CC):** This is a CDO that pays 140 bps above 90 day BBSW. This investment was purchased on 4 September 2006. The investment is for eight years and matures on 4 September 2014. This is a CDO that is actively managed by Société Générale. The CDO was downgraded to BBB- on 29 September 2008 with advice being received in early April 2009 that this investment has been further downgraded to CCC-. Defaults within the portfolio have resulted in a capital loss of approximately 35%. No fees are payable by Council on this investment. Council impaired this investment to a nominal value at its meeting of 25 May 2010 with such being funded from the Financial Security Reserve.
2. **FOCUS Note (AA-p):** This investment was purchased on 20 December 2006. This is a medium to long term investment (three-seven years) and matures on 20 December 2012. The capital of the investment is guaranteed by Westpac on maturity. This investment consists of a dynamically managed portfolio comprising investments in the BT Focus Australian Share Fund, and aims to outperform the S&P/ASX 300 Accumulation Index by 5% over a three to five year horizon. Westpac receive a principal protection fee of 0.90 p.a., an upfront structuring and distribution fee of 2.50%. BT Financial Group receives a management fee of

ITEM 9 (continued)

0.60% p.a., and a performance fee of 15%. The performance fee is only paid if the performance of the fund before fees exceeds the S&P/ASX Accumulation index plus the management fee. On 28 October 2008 advice was received that the recent volatility in the global financial markets had triggered the capital protection mechanism in this investment with 100% of the portfolio now invested in a zero coupon bond . Council will not receive any further coupon payments between now and the December 2012 maturity date but will receive the full face value of the investment at maturity.

- 3. Grange (Lehman Brothers) IMP:** This is a portfolio of FRNs, CDOs and Bank issued securities managed by Grange Securities on Council's behalf. Lehman Brothers have cancelled the management agreement, and this portfolio is currently static. The IMP comprises the following investments:

<i>Investment</i>	<i>Maturing</i>
Merimbula CDO	20/06/2013
AAA (Berryl) Global Bank Note CDO	20/09/2014

- 4. Westpac at Call Account (AA-):** This investment is an at call account, paying the short term money market rate. These funds are used for operational purposes.
- 5. CBA TCD 5 Yr (Floating) (AAA):** This is a floating rate note issued at a margin of 120 points above 90 day BBSW, maturing 17 December 2013. Council took up the optional government guarantee on this investment at a fee of 70 basis points.
- 6. Bank of Queensland TD (BBB):** This investment is a 153 day term deposit, paying 6.00% (6.13% annualised), and matures on 2 August 2012.
- 7. ANZ Term Deposit (AA-):** This investment is a 30 day term deposit, paying 5.35% (5.48% annualised), and matures on 4 May 2012.
- 8. NAB Term Deposit (AA-):** This investment is a 120 day term deposit, paying 5.90% p.a. (6.02% annualised), and matures 11 May 2012.
- 9. NAB Term Deposit (AA-):** This investment is a three year term deposit, paying 6.60% p.a., and matures 4 April 2014.
- 10. AMP TD (A):** This investment is a 209 day term deposit, paying 6.00% (6.08% annualised), and matures 6 September 2012.
- 11. MyState CU (BBB):** This investment is a 182 day term deposit paying 5.68% (5.76% annualised) and matures 20 August 2012.
- 12. NAB Term Deposit (AA-):** This investment is a 120 day term deposit, paying 5.75% p.a. (5.86% annualised), and matures 3 May 2012.
- 13. Police & Nurses Credit Union (Unrated):** This investment is a 182 day term deposit, paying 5.59% (5.67% annualised) and matures on 9 July 2012.

ITEM 9 (continued)

- 14. Bankwest Term Deposit (AA-):** This investment is a 91 day term deposit paying 5.80% (5.93% annualised) and matures on 14 June 2012.
- 15. NAB Term Deposit (AA-):** This investment is a 122 day term deposit, paying 5.65% p.a. (5.76% annualised), and matures 21 May 2012.
- 16. Defence Bank Term Deposit (Unrated):** This investment is a 180 day term deposit paying 5.80% (5.89% annualised) and matures on 8 October 2012.
- 17. Railways CU Term Deposit (Unrated):** This investment is a 30 day term deposit paying 5.85% (5.94% annualised) and matures on 7 August 2012.
- 18. Queensland Police CU (Unrated):** This investment is a 182 day term deposit paying 5.64% (5.72% annualised) and matures on 9 July 2012.
- 19. Queensland Country Credit Union Term Deposit (Unrated):** This investment is a 90 day term deposit, paying 5.75% (5.88% annualised), and matures 21 May 2012.
- 20. Community CPS Term Deposit (Unrated):** This investment is a 90 day term deposit paying 5.70% (5.82% annualised) and matures on 2 July 2012.
- 21. Bendigo Bank Term Deposit (A-):** This investment is a 180 day term deposit paying 5.70% (5.78% annualised) and matures on 9 July 2012.
- 22. Credit Union Australia Term Deposit (BBB+):** This investment is a 333 day term deposit paying 5.81% (5.82% annualised) and matures on 21 December 2012.
- 23. Coastline CU Term Deposit (Unrated):** This investment is a 90 day term deposit, paying 5.60% (5.72% annualised), and matures on 11 June 2012.
- 24. Peoples Choice Credit Union Term Deposit (Unrated):** This investment is a 62 day term deposit paying 5.52% (5.65% annualised) and matures on 25 June 2012.
- 25. Bank of Cyprus (Aust) Term Deposit (Unrated):** This investment is a 90 day term deposit, paying 5.81% (5.97% annualised), and matures on 4 June 2012.
- 26. Australian Defence Force CU Term Deposit (Unrated):** This investment is a 150 day term deposit paying 5.59% (5.68% annualised) and matures on 7 Jun 2012.
- 27. Rural Bank Term Deposit (BBB):** This investment is a 5 year term deposit, paying 6.48% p.a., and matures on 21 March 2017.
- 28. Bananacoast CU Term Deposit (Unrated):** This investment is a 150 day term deposit paying 5.75% (5.85% annualised) and matures on 28 June 2012.

ITEM 9 (continued)

29. **Southern Cross CU Term Deposit (Unrated):** This investment is a 183 day term deposit paying 5.95% (6.04% annualised) and matures on 12 June 2012.
30. **B & E Ltd Building Society Term Deposit (Unrated):** This investment is a 120 day term deposit paying 5.50% (5.60% annualised) and matures on 10 May 2012.
31. **Victoria Teachers CU Term Deposit (Unrated):** This investment is a 120 day term deposit paying 5.80% (5.911% annualised) and matures on 15 June 2012.
32. **CBA Term Deposit (AA-):** This investment is a three year term deposit paying 5.76% p.a. and matures on 8 December 2014.
33. **Macquarie Bank Term Deposit (A):** This investment is a 183 day term deposit paying 5.65% (5.73% annualised) and matures on 12 June 2012.
34. **Bankwest TD (AA-):** This investment is a 4 year term deposit paying 7.00% (7.00% annualised) and matures on 13 February 2015.
35. **Summerland Credit Union Term Deposit (Unrated):** This investment is a 91 day term deposit paying 5.60% (5.68% annualised) and matures on 9 July 2012.
36. **Wide Bay Building Society Term Deposit (BBB):** This investment is a 182 day term deposit paying 5.75% (5.83% annualised) and matures on 9 July 2012.
37. **Queenslanders Credit Union Term Deposit (Unrated):** This investment is a 182 day term deposit paying 5.50% (5.58% annualised) and matures on 25 July 2012.
38. **Warwick CU Term Deposit (Unrated):** This investment is a 90 day term deposit paying 5.75% (5.88% annualised), and matures 9 June 2012.
39. **Maitland Mutual Building Society (Unrated):** This investment is a 120 day term deposit paying 5.65% (5.76% annualised) and matures on 3 May 2012.
40. **AMP eASYsaver at call account (A):** This investment is an at-call account earning 5.60%. No fees are payable by Council on this investment.
41. **Gateway Credit Union Term Deposit (Unrated):** This investment is a 183 day term deposit paying 5.75% (5.83% annualised) and matures on 16 June 2012.
42. **Rabodirect Term Deposit (AA):** This investment is a 181 day term deposit, paying 5.95% (6.04% annualised), and matures on 10 September 2012.
43. **QT Mutual Bank (Unrated):** This investment is a 181 day term deposit paying 5.75% (5.83% annualised) and matures on 15 October 2012.
44. **ING Term Deposit (A):** This investment is a two year term deposit paying 6.84% (6.62% annualised) and matures on 18 February 2013.

ITEM 9 (continued)

- 45. Greater Building Society (Unrated):** This investment is a 182 day term deposit paying 5.55% (5.63% annualised) and matures on 10 July 2012.
- 46. Holidaycoast CU Term Deposit (Unrated):** This investment is a 90 day term deposit, paying 5.75% (5.88% annualised), and matures on 31 May 2012.
- 47. The Rock Building Society (BBB-):** This investment is a 91 day term deposit paying 5.85% (5.98% annualised) and matures on 30 May 2012.
- 48. Police Credit Union – SA Term Deposit (Unrated):** This investment is a 183 day term deposit paying 5.38% (5.45% annualised) and matures on 12 June 2012.
- 49. Bank of Queensland FRN (BBB):** This is a certificate of deposit issued at a margin of 140 points above 90 day BBSW, maturing 11 November 2013.
- 50. Suncorp Metway FRN (A+):** This is a floating rate note purchased at a margin of 106 points above 90 day BBSW, maturing 18 June 2013.
- 51. Intech CU Term Deposit (Unrated):** This investment is a 90 day term deposit paying 5.70% (5.82% annualised) and matures on 9 July 2012.
- 52. Beirut Hellenic Bank Term Deposit (Unrated):** This investment is a 151 day term deposit paying 5.80% (5.90% annualised) and matures 2 July 2012.
- 53. AMP Term Deposit (A):** This investment is a 4 year term deposit paying 7.14% which matures on 16 February 2015.
- 54. Rabobank Term Deposit (AA):** This investment is a 182 day term deposit paying 5.80% (5.88% annualised) and matures on 3 September 2012.
- 55. Bendigo & Adelaide Bank FRN (A-):** This is a floating rate note issued at a margin of 140 points above 90 day BBSW, maturing 17 March 2014.
- 56. Community First CU Term Deposit (Unrated):** This investment is a 90 day term deposit paying 5.68% (5.80% annualised), and matures on 9 July 2012.
- 57. Heritage Bank Term Deposit (BBB-):** This investment is a 120 day term deposit paying 5.60% (5.71% annualised), and matures on 8 May 2012.
- 58. Rabodirect At-Call (AA):** This investment is an at call account, paying the short term money market rate. These funds are used for operational purposes.
- 59. Members Equity Bank At-Call Account (BBB):** This investment is an at call account, paying the short term money market rate. These funds are used for operational purposes.

ITEM 9 (continued)

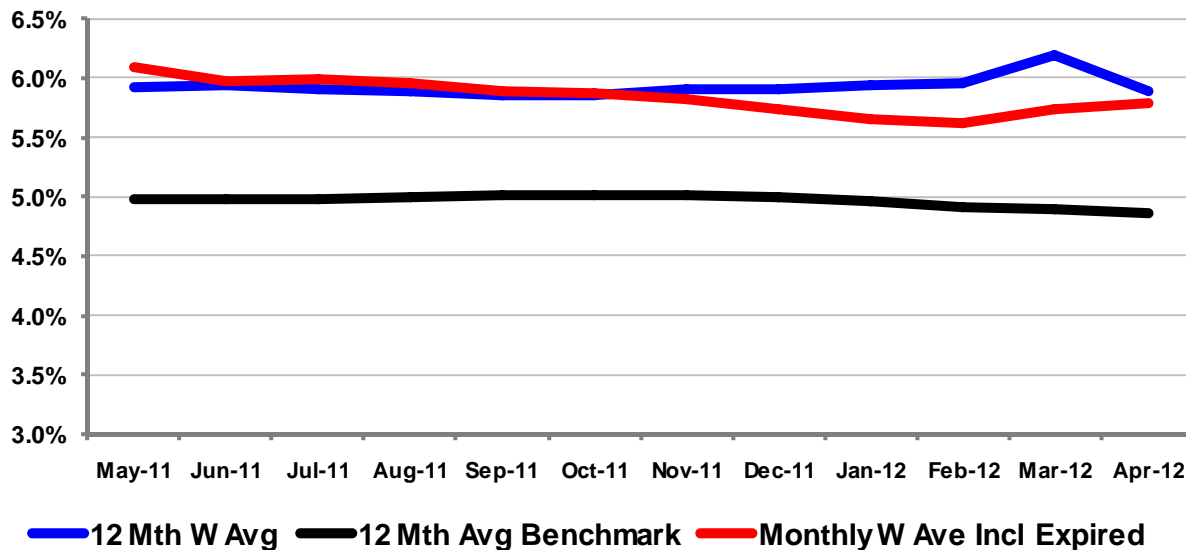
- 60. National Australia Bank Floating Rate Note (AA-):** This investment is a senior, unsecured floating rate note paying 115 above BBSW. This investment matures 21 June 2016.
- 61. National Australia Bank Floating Rate Note (AA-):** This investment is a senior, unsecured floating rate note paying 125 above BBSW. This investment matures 21 June 2016.
- 62. CBA FRN (AA-):** This investment is a senior, unsecured floating rate note purchased at a yield of 120 above BBSW. This investment matures 2 August 2016.
- 63. Westpac Floating Rate Note (AA-):** This investment is a senior, unsecured floating rate note purchased at a yield of 123 above BBSW. This investment matures 9 May 2016.
- 64. CBA FRN (AA-):** This investment is a senior, unsecured floating rate note purchased at a yield of 125 above BBSW. This investment matures 2 August 2016.
- 65. CBA FRN (AA-):** This investment is a senior, unsecured floating rate note purchased at a yield of 110 above BBSW. This investment matures 21 July 2015.
- 66. National Australia Bank FRN (AA-):** This investment is a senior, unsecured floating rate note purchased at a yield of 142 above BBSW. This investment matures 21 June 2016.
- 67. Westpac Floating Rate Note (AA-):** This investment is a senior, unsecured floating rate note purchased at a yield of 117 above BBSW. This investment matures 9 November 2015.
- 68. National Australia Bank FRN (AA-):** This investment is a senior, unsecured floating rate note purchased at a yield of 140 above BBSW. This investment matures 21 June 2016.
- 69. CBA FRN (AA-):** This investment is a senior, unsecured floating rate note purchased at a yield of 140 above BBSW. This investment matures 2 August 2016.
- 70. NAB Flexi Deposit (AA-):** This is a one year Term deposit, paying 6.00% for the first quarter, then paying 125bps above BBSW every quarter after that. This investment matures 1 October 2012.
- 71. ANZ FRN (AA-):** This investment is a senior, unsecured floating rate note purchased at a yield of 142 above BBSW. This investment matures 9 May 2016.
- 72. Northern Beaches Credit Union Term Deposit (Unrated):** This investment is a 91 day term deposit paying 5.80% (5.93% annualised) and matures on 9 July 2012.

ITEM 9 (continued)

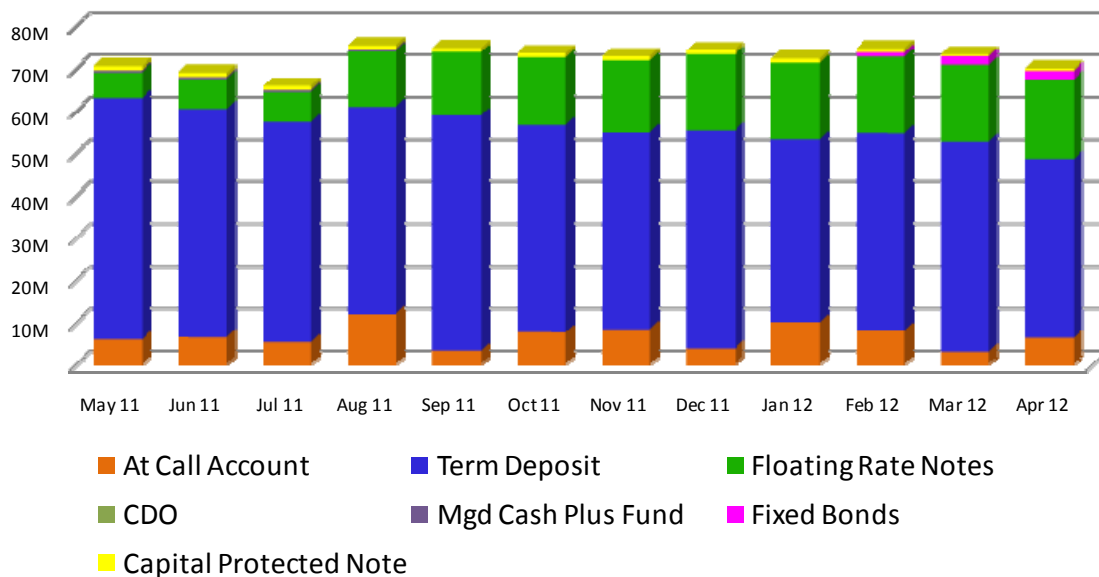
- 73. Rabobank FRN (AA):** This investment is a senior, unsecured floating rate note purchased at a yield of 151 above BBSW. This investment matures 27 July 2016.
- 74. Police CU (SA) Term Deposit (Unrated):** This investment is a 2 year TD paying 5.70% (5.70% annualised) and matures 18 April 2014.
- 75. NAB FRN (AA-):** This investment is a senior, unsecured floating rate note purchased at a yield of 127 above BBSW. This investment matures 19 December 2014.
- 76. Investec Term Deposit (BBB-):** This investment is a 180 day TD paying 6.08% (6.17% annualised) and matures 10 July 2012.
- 77. TiO Term Deposit (AA+):** This investment is a 152 day TD paying 5.64% (5.73% annualised) and matures 12 June 2012. These funds are not covered by the Federal Government Guarantee, but are guaranteed by the NT State Government.
- 78. NAB Fixed MTN (AA-):** This is a fixed rate bond paying 6.18% (6.30% annualised) and matures 15 February 2017.
- 79. Suncorp Metway Term Deposit (A+):** This investment is a 180 day term deposit paying 5.95% (6.04% annualised) and matures 15 August 2012.
- 80. Bankstown City CU Term Deposit (Unrated):** This investment is a 182 day term deposit paying 5.75% (5.83% annualised) and matures 20 August 2012.
- 81. Westpac Fixed MTN (AA-):** This is a fixed rate bond paying 6.00% (6.14% annualised) and matures 20 February 2017.
- 82. ING Direct Term Deposit (A):** This is a 210 day term deposit paying 6.14% (6.22% annualised) and matures 22 October 2012.
- 83. Macquarie Bank Term Deposit (A):** This is a 5 year term deposit paying 6.50% (6.50% annualised) and matures 3 April 2017.
- 84. CBA Retail Bond (AA-):** This is a senior, unsecured floating rate note purchased at a yield of 160 above BBSW. This investment matures 24 December 2015.
- 85. B & E Ltd Building Society Term Deposit (Unrated):** This investment is a 182 day term deposit paying 5.80% (5.88% annualised) and matures on 22 Oct 2012.

ITEM 9 (continued)

Performance - All Investments

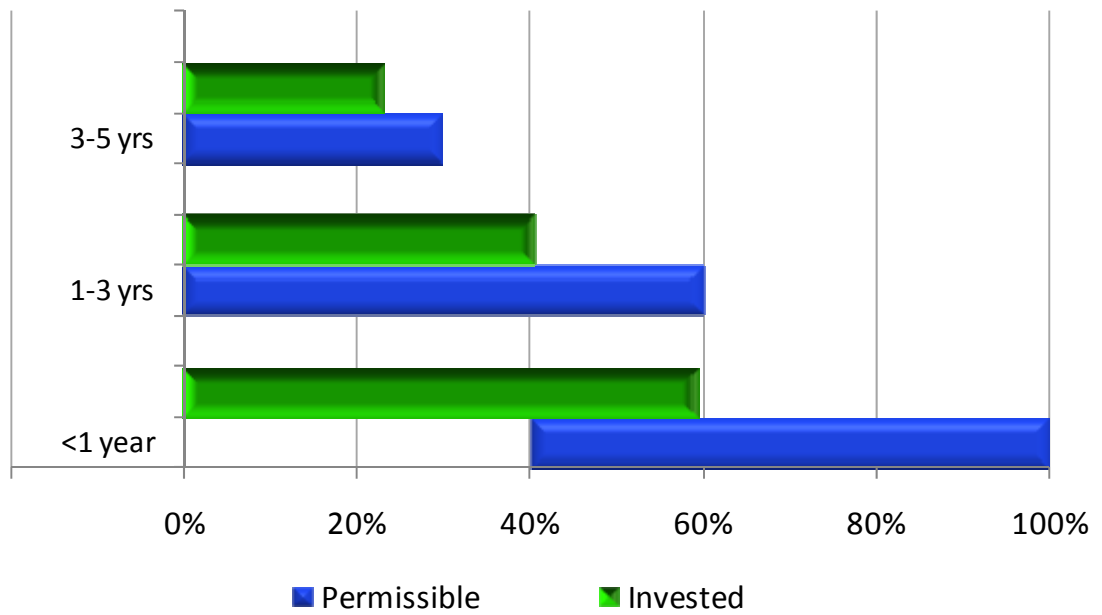


Total Funds Invested



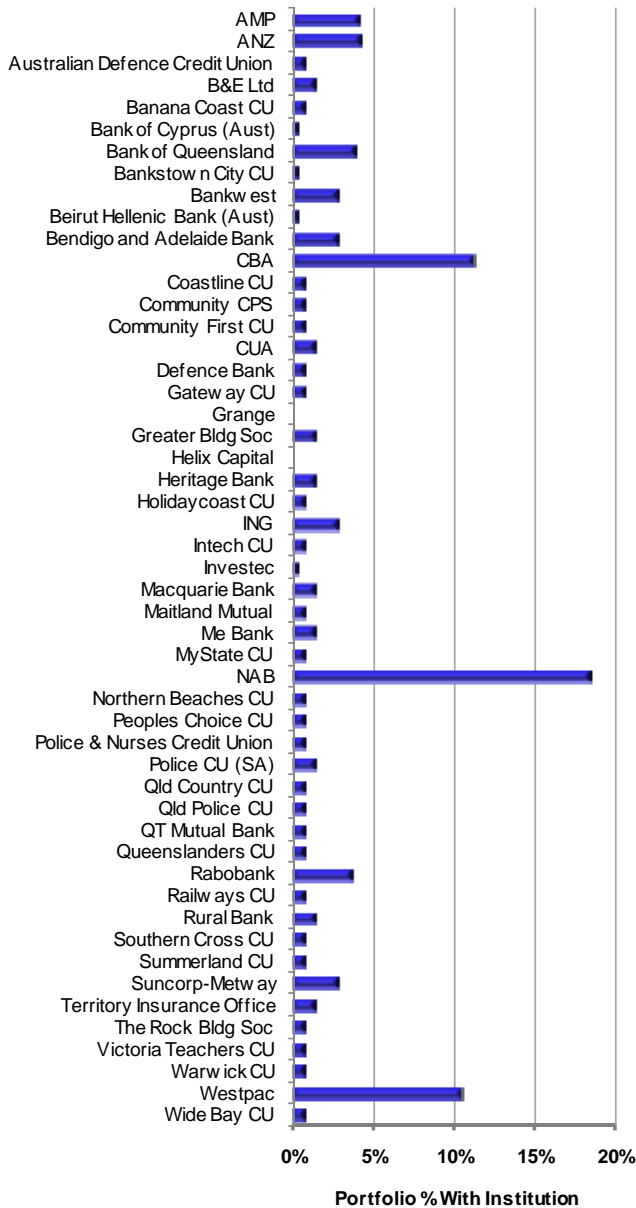
ITEM 9 (continued)

Policy Limits on Maturities

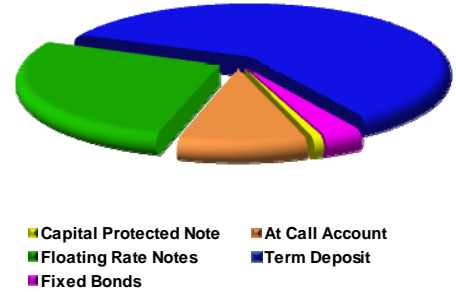


ITEM 9 (continued)

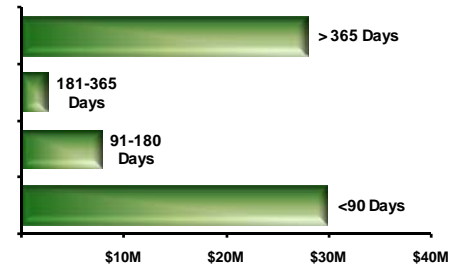
Active Investment by Institution



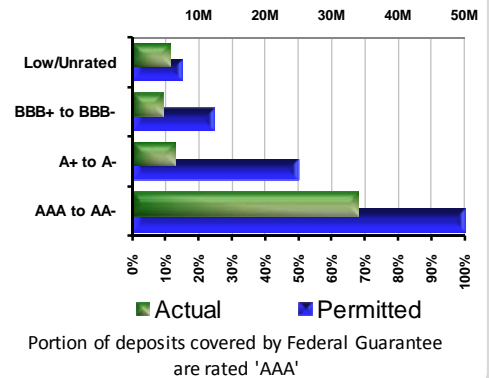
Summary by Investment Type



Summary by Duration



Investment Summary by Rating



	>365 days	<365 days
Cash/TDs	\$7.0M	\$41.6M
FRNs	\$18.9M	\$0.0M
Fixed Bonds	\$2.0M	\$0.0M
Mgd Funds	\$0.0M	\$0.0M
Other	\$0.0M	\$0.5M
CDO's	\$0.0M	\$0.0M
Total	\$27.9M	\$42.1M

ITEM 9 (continued)

Context

The recommendation is consistent with Section 625 of the Local Government Act, which deals with the investment of surplus funds by Council's.

Financial Implications

Income from interest on investments and proceeds from sales of investments totals \$4.59M, being \$511K above budget projections as per the Delivery and Operational Plan.

Interest received on written down CDO investments this year to date is \$60K. The Financial Security Reserve, following this transfer of additional funds, has a balance of \$2.065M.

**10 LOCAL GOVERNMENT REMUNERATION TRIBUNAL DETERMINATION -
Councillors and Mayoral fees for 2012/13**

Report prepared by: Manager - Governance**Report dated:** 11/05/2012**File No.:** CLR/07/8/24 - BP12/559

REPORT SUMMARY

This report is presented to Council to advise of the recent determination made by the Local Government Remuneration Tribunal with respect to Councillor and Mayoral fees.

In determining the Councillor and Mayoral fee increase, the Tribunal has determined that the City of Ryde remain in the "Metropolitan Centre" category.

The report recommends that Council endorse the maximum Councillor and Mayoral fees and confirms that there are sufficient funds in the 2012-2013 budget for this increase.

RECOMMENDATION:

That Council adopt the following increases to Councillor and Mayoral fees effective from 1 July 2012:

- (a) 2.5% increase to Councillor fees (total fee payment of \$21,700 per annum).
- (b) 2.5% increase to Mayoral fees (total fee payment of \$57,660 per annum), noting that 10% of the Mayoral fee is paid to the Deputy Mayor.

ATTACHMENTS

1 2012 Local Government Remuneration Tribunal Report and Determination

Report Prepared By:

Shane Sullivan
Manager - Governance

Report Approved By:

Roy Newsome
Group Manager - Corporate Services

ITEM 10 (continued)

Context

Section 241 of the Local Government Act 1993 (the Act) states that the Local Government Remuneration Tribunal will determine the category of each Council and the fees to be paid to Councillors and the Mayor. The Tribunal reviews and determines the fees annually.

At its meeting on 24 May 2011, Council resolved to adopt the maximum fees payable to Councillors for the period of 2012/13.

Discussion

The “*Report and Determination of the Local Government Remuneration Tribunal under Sections 239 and 241 of the Local Government Act 1993*” dated 27 April 2012 is **ATTACHED**.

The Tribunal undertook review of Council categories and the outcomes are included in the report. The City of Ryde is categorised as a “Metropolitan Centre” Council.

Under this category, the Tribunal provided for an increase to Councillors fees and Mayoral fees. It should be noted that this increase is subject to a 2.5 per cent cap on increases as determined by the NSW Parliament, thus removing the Tribunals discretion to determine any increase beyond this cap.

Tribunal Fee Range for 2012/13

	Minimum Fee Determined by the Tribunal	Maximum Fee Determined by the Tribunal	CoR 2011/12 Current Annual Fee
Councillor fee (per annum)	\$11,640	\$21,700	\$21,170
Mayoral additional fee (per annum)	\$24,700	\$57,660	\$56,250

The Mayor receives a Mayoral fee in addition to the Councillors fees. Currently, the Deputy Mayor receives 10% of the Mayoral fee in addition to the Councillor fees.

In previous years, Council resolved to endorse the maximum fees payable to Councillors and the Mayor.

Based on the table above, the total cost of paying the maximum Councillor and Mayoral fees will be \$318,060. There is provision for this in the 2012/13 Base Budget.

Critical Dates

The new fees are payable as at 1 July 2012.

ITEM 10 (continued)**Financial Impact**

There is adequate provision in the 2012/13 Budget to fund the maximum fees.

Policy Implications

Under Section 241 of the Local Government Act 1993, the Local Government Remuneration Tribunal determines the category of each Council and the fee range for Councillors and the Mayor. Council determines the fee within that range which will be paid.

Other Options

The following options are available:

1. That Council adopt no fee increase to the Councillors fee and Mayoral fee (noting that 10% is currently paid to the Deputy Mayor).
2. That Council adopt a partial fee increase to the Councillors fee and Mayoral fee (noting that 10% is currently paid to the Deputy Mayor).
3. That Council adopt a fee reduction to the Councillor and Mayoral fees (noting that 10% is currently paid to the Deputy Mayor).
4. That Council adopt the full fee increase to the Councillors fee and Mayoral fee (noting that 10% is currently paid to the Deputy Mayor)

Based on Council's previous resolution on this matter, this report recommends that Council endorse the maximum Councillor and Mayoral fees noting that there are sufficient funds in the 2012/13 Budget.

ITEM 10 (continued)

ATTACHMENT 1

cbd

REPORT

and

DETERMINATION

of

THE LOCAL GOVERNMENT REMUNERATION TRIBUNAL

under

SECTIONS 239 AND 241

of the

LOCAL GOVERNMENT ACT 1993

27 April 2012

ITEM 10 (continued)

ATTACHMENT 1

LOCAL GOVERNMENT REMUNERATION TRIBUNAL

2012 ANNUAL REVIEW

REPORT

INTRODUCTION

Pursuant to Section 241 of the Local Government Act 1993 (the LG Act) the Local Government Remuneration Tribunal hereby determines in each category of Council, the maximum and minimum amount of fees to be paid to Mayors and Councillors of Councils, as well as Chairpersons and Members of County Councils.

On 14 November 2011 the Tribunal wrote to all Mayors advising of the commencement of the 2012 annual review. In respect of this review the Tribunal advised Councils that in addition to reviewing the minimum and maximum fee levels it would undertake a fundamental review of the categories. Section 239 of the LG Act requires the Tribunal to determine the categories of Councils and Mayoral offices at least once every 3 years.

AMENDMENTS TO THE LOCAL GOVERNMENT ACT 1993 ("LG Act").

On 27 June 2011, the Parliament passed amendments to the LG Act to apply the same government public sector wages cap that binds the Industrial Relations Commission to the determination of ranges of fees for Councillors and Mayors. Similar amendments have been made to other legislation so that a similar cap applies to Members of Parliament, statutory officers and public sector executives.

For the LG Act the amendments provide for the addition of a new Section 242A.

" 242A Tribunal to give effect to declared government policy on remuneration for public sector staff

(1) In making a determination, the Remuneration Tribunal is to give effect to the same policies on increases in remuneration as those that the Industrial Relations Commission is required to give effect to under section 146C of the Industrial Relations Act 1996 when making or varying awards or orders relating to the conditions of employment of public sector employees.

2

ITEM 10 (continued)

ATTACHMENT 1

(2) The policies referred to in subsection (1) do not include any policy that provides for increases in remuneration based on employee-related savings.

Section 146C of the Industrial Relations Act 1996 Act ("the IR Act") provides

"...146C Commission to give effect to certain aspects of government policy on public sector employment

- (1) The Commission must, when making or varying any award or order, give effect to any policy on conditions of employment of public sector employees:*
- (a) that is declared by the regulations to be an aspect of government policy that is required to be given effect to by the Commission, and*
 - (b) that applies to the matter to which the award or order relates.*
- (2) Any such regulation may declare a policy by setting out the policy in the regulation or by adopting a policy set out in a relevant document referred to in the regulation."*

The current policy on wages pursuant to section 146C (1)(a) of the IR Act is articulated in the Industrial Relations (Public Sector Conditions of Employment) Regulation 2011.

Clause 6 of the Regulation provides;

"...Other policies

- (3) The following policies are also declared, but are subject to compliance with the declared paramount policies:*
- (a) Public sector employees may be awarded increases in remuneration or other conditions of employment that do not increase employee-related costs by more than 2.5% per annum.*
 - (b) Increases in remuneration or other conditions of employment that increase employee-related costs by more than 2.5% per annum can be awarded, but only if sufficient employee-related cost savings have been achieved to fully offset the increased employee-related costs. For this purpose:*
 - (i) whether relevant savings have been achieved is to be determined by agreement of the relevant parties or, in the absence of agreement, by the Commission, and*
 - (ii) increases may be awarded before the relevant savings have been achieved, but are not payable until they are achieved, and*

ITEM 10 (continued)

ATTACHMENT 1

- (iii) *the full savings are not required to be awarded as increases in remuneration or other conditions of employment.*
- (c) *For the purposes of achieving employee-related cost savings, existing conditions of employment of the kind but in excess of the guaranteed minimum conditions of employment may only be reduced with the agreement of the relevant parties in the proceedings."*

On 31 October 2011 the Industrial Court of NSW determined that a challenge to the constitutional validity of the legislation amending the IR Act had failed.

Accordingly, subject to any successful challenge to the validity of the legislation amending the LG Act, and so far as the Tribunal is aware no such challenge has been lodged, the Tribunal when making a determination must now apply the same public sector wages cap that binds the Industrial Relations Commission.

Increases beyond 2.5 per cent per annum can be awarded by the Industrial Relations Commission but subject to the requirement that:

"...sufficient employee-related cost savings have been achieved to fully offset the increased employee-related costs."

However no increase beyond 2.5 per cent may be applied by the Tribunal to the minimum and maximum amounts of fees to be paid to Councillors and Mayors, because although section 242A (1) of the LG Act requires the Tribunal to apply the same policies as those of the Industrial Relations Commission, section 242A (2) of the LG Act expressly provides:

(2) The policies referred to in subsection (1) do not include any policy that provides for increases in remuneration based on employee-related savings.

This intent was confirmed by the Hon. Greg Pearce (Minister for Finance and Services, and Minister for the Illawarra) in the Minister's Second reading speech: Legislative Council, *Parliamentary Debates (Hansard)*, 22 June 2011 at p. 3101 on the amendments to the Act where he stated;

"This bill will extend the Government's public sector wages policy to elected officials, State parliamentarians and local mayors and councillors, senior executives in the public service and statutory office holders. The Government's public sector wages policy is about delivering fair wage increases to hardworking public servants. It is also about ensuring that the State budget can be brought under control. This legislation means that we can get on with the business of delivering the infrastructure and services which this State needs and which its people deserve. Last week this Parliament passed the Industrial Relations Amendment (Public Sector Conditions of Employment) Bill 2011. That legislation

ITEM 10 (continued)

ATTACHMENT 1

requires the Industrial Relations Commission to give effect to the Government's wages policy when making decisions relating to public sector salaries. The reasons that bill was necessary are the very same reasons that it is now appropriate to extend the policy to other office holders who are paid from the public purse. If the policy is good enough for public servants it is certainly also good enough for senior executives and for elected officials. That is why, for the first time, the Government's wages policy will be formally extended to apply to elected officials and senior bureaucrats.

..Schedule 2 to the bill applies the same policy to elected officials at the local government level, to mayors and councillors. It provides that in future the Local Government Remuneration Tribunal will be required to give effect to the Government wages cap when setting the range of fees for mayors and councillors."

The intent of Parliament is clear. The 2.5 per cent cap on increases is to apply to the minimum and maximum fees that apply to Councillors and Mayors. The effect of the amendments to the LG Act is to remove the Tribunal's discretion to determine any increase in the minimum and maximum fees beyond 2.5 per cent.

2012 REVIEW OF CATEGORIES

Section 239 of the Act requires the Tribunal to determine categories for Councils and Mayoral offices for the purpose of determining fees, and Section 240 of the Act requires the Tribunal to determine categories according to the following matters:

"240 (1)

- the size of areas
- the physical terrain of areas
- the population of areas and the distribution of the population
- the nature and volume of business dealt with by each Council
- the nature and extent of the development of areas
- the diversity of communities served
- the regional, national and international significance of the Council
- such matters as the Remuneration Tribunal considers relevant to the provision of efficient and effective local government
- such other matters as may be prescribed by the regulations. "

Prior to undertaking its review of categories the Tribunal, as is its normal practice, invited submissions from Mayors. For the current review the Tribunal requested that any submissions made should address the following matters.

- Whether the existing categories should be reduced/expanded and if so on what

ITEM 10 (continued)

ATTACHMENT 1

basis

- Whether the current categorisation is appropriate for your Council. If not, where do you consider it should be categorised and on what basis do you consider this re-categorisation should be granted.
- Significant changes in the role and responsibilities of Councillors and Mayors since 2009.
- Other matters you may wish the Tribunal to consider as part of this review.

The Tribunal also wrote to the Presidents of the Local Government and Shires Associations (LGSA) in similar terms, and subsequently met with the President of the Shires Association and Deputy President of the Local Government Association. The Tribunal wishes to place on record its appreciation to the President and Deputy President for meeting with the Tribunal.

SUBMISSIONS RECEIVED

In response to this review the Tribunal received 19 submissions from individual Councils and a submission from the LGSA. The key points from those submissions are summarised below.

Metropolitan Major

Penrith supports the current system of categorisation for Councils. The Council considers it appropriate to reclassify Penrith from Metropolitan Major to Major City in view of the Council's identified regional planning and service delivery role.

Metropolitan Centre

Individual submissions have been received from Bankstown, Fairfield, Gosford, Randwick and Sutherland Shire Councils. All Councils in this group have sought recategorisation to the category of Metropolitan Major.

Bankstown has suggested that the Tribunal establish a minimum population threshold of 180,000 for those Councils within the category of Metropolitan Major. The Tribunal could also consider consolidating the current categories of Metropolitan Centre, Metropolitan Major and Major City into two categories to achieve a simpler and more equitable grouping of similar Councils.

The submission from Fairfield has argued for recategorisation to Metropolitan Major on the

ITEM 10 (continued)

ATTACHMENT 1

basis that its population exceeds that of Penrith which is categorised thus.

Gosford has sought recategorisation on the basis of its population increase, expanded budget and service delivery issues. The submission has also advised that Gosford has been identified (by the Department of Planning and Infrastructure) as one of six major regional cities around Sydney and the Central Coast is now recognised as a separate region by the Australian Bureau of Statistics (ABS).

Randwick City Council has sought recategorisation on the basis of its regional, state and national significance. The Council has indicated its support for the current categorisation system, but has suggested that the definition of Major Metropolitan be expanded to include a Council with a smaller population whose regional and national focus may be extensive.

The submission from Sutherland has again sought recategorisation to Metropolitan Major. The Council has argued that there is too great a disparity within the Metropolitan Centre Category between the larger Councils and the smaller Councils in the category. Sutherland suggests that the larger Councils in this category, including Sutherland, are as large as or larger than, and have responsibilities equal to or greater than, the Metropolitan Major Category and Major City Category Councils.

Metropolitan

Submissions have been received from Holroyd, Kogarah and Waverley Councils.

Holroyd Council seeks recategorisation to Metropolitan Centre. The submission states that Holroyd has both grown and changed dramatically in recent years and now finds itself to be a major industrial region. The submission argues that the Council is now a City of regional significance in the same way Councils such as Hurstville, North Sydney and Willoughby have grown into regionally dominant local government areas.

Kogarah seeks recategorisation to Metropolitan Centre. The Council's request is based on the growth and importance of Kogarah Town Centre and the impact this has had on the role and function of Councillors and Council.

ITEM 10 (continued)

ATTACHMENT 1

Waverley has argued that the existing categorisation does not adequately reflect the strategic make up of the metropolitan area of Sydney or its future direction. The categorisation should take into account and be consistent with the strategic direction of Sydney as set out in the Metropolitan Plan for Sydney 2036. In accordance with the strategy Waverley would be categorised with Hurstville, Willoughby and Campbelltown for remuneration purposes.

The Tribunal has also received a submission from the LGSA which supports the recategorisation of Auburn City Council and Canada Bay City Council to the category of Metropolitan Centre. Both Auburn and Canada Bay were found to have experienced significant growth and, based on population, population growth, revenue and expenditure those Councils were found to be comparable to other Councils in the Metropolitan Centre Category.

Regional Rural

Submissions from Councils in this group were received from Albury, Hawkesbury, Shellharbour, Shoalhaven and Wagga Wagga.

The submission received from Albury has not sought a change to the current method of categorisation but instead requested that the Tribunal consider the provision of a separate allowance for Deputy Mayors in recognition of their additional ongoing responsibilities.

Hawkesbury Council has argued that the work of its elected representatives, and in particular the Mayor, is equivalent to that experienced in the adjoining Councils of Penrith, Blacktown and The Hills, which are classified in higher categories. Hawkesbury Council has requested that the Tribunal give consideration to placing Hawkesbury City Council in a higher category, or at the very least introduce a new category.

Shellharbour supports its current categorisation, however requests that the maximum for the range be increased to provide a realistic payment for those Councils considered at the top of the range.

Shoalhaven has argued that a case exists to differentiate the smaller Councils in category 3

ITEM 10 (continued)

ATTACHMENT 1

from the larger Councils like Shoalhaven. Shoalhaven has also suggested an alternative category structure which would provide for a base level of remuneration together with additional incremental payments based upon the level of Council responsibility i.e. water/sewerage, population density etc.

Wagga Wagga supports the current categorisation model. The submission also notes the significant changes in the role and responsibilities of Councillors and Mayors since 2009 including:

- Increase in community expectations of Council
- Increase in governance requirements and legislative requirements
- Reduction in Councillor numbers
- Growth in population.

The Tribunal has also received a submission from the LGSA which supports the recategorisation of Cessnock, Coffs Harbour, Queanbeyan, Port Macquarie Hastings, Maitland, Port Stephens and Tamworth Regional to the category of Metropolitan. Those Councils were found to have experienced significant growth and based on population, population growth, revenue and expenditure were found to be comparable to other Councils in the Metropolitan Category.

Rural

Submissions from Councils in this group were received from Cabonne, Kiama, Kyogle and Muswellbrook.

Cabonne Council have supported the submission of the LGSA.

Kiama Council has argued that the current categorisation is inappropriate. The Council has additional pressures associated with being part of the Sydney Metropolitan Regional Planning area. In addition, the Council has a larger population, budget and area than a number of Councils categorised as metropolitan, but the Councillors and Mayors receive lower fees.

The submission from Kyogle has argued that the maximum fees payable to the rural category should be increased to the regional rural level. In support of this the Council has argued that there is essentially no difference in the role and responsibilities of Councillors/Mayors between these categories. They all handle varied functions, update their knowledge to understand long term strategic, financial and asset management planning issues as well as juggling Council

ITEM 10 (continued)

ATTACHMENT 1

workload.

Muswellbrook has also sought recategorisation to the category of regional rural. Muswellbrook submits that, notwithstanding its geographic area and population, it is the centre for the delivery of substantial regional services throughout the Upper Hunter Region.

CATEGORIES - FINDINGS

The Tribunal last undertook a fundamental review of the categories of Councils in 2009. In undertaking that review, the Tribunal found that there was no strong case to significantly alter the current categories of Councillor and Mayoral offices or to move individual Councils between categories. While the groupings remained unchanged, the Tribunal decided to apply descriptive titles to the categories to more accurately reflect the nature of the differences between the various groups.

While the majority of submissions indicated support for the existing categorisation framework, a number of submissions requested that the Tribunal have regard to the classification of metropolitan centres within Sydney as outlined in the "Metropolitan Plan for Sydney 2036" (Department of Planning and Infrastructure Dec 2010). The plan categorises suburbs within the Sydney metropolitan area as being Global Sydney, Regional Cities, Major Centres, Specialised Centres, Town Centres, Villages, and Neighbourhoods.

While those descriptors of the various categories are useful for comparative purposes, they do not present a relevant alternative to the current method of categorisation by the Tribunal which categorisation is purely for remuneration purposes. In addition, the categorisation of centres as outlined in the Metropolitan Plan is not based on local government boundaries and does not extend beyond the metropolitan area.

The categories as developed by the Tribunal are for the sole purpose of setting remuneration. In determining those categories the Tribunal is required to have regard to the matters outlined in section 240 of the Act. Those matters do not include having regard to plans or assumptions as to the future development of council areas. Having regard to the s.240 matters, the Tribunal has grouped Councils in categories on the basis that they have a

ITEM 10 (continued)

ATTACHMENT 1

large number of features in common. However, as each Council is different and has different challenges and opportunities, there will always be room for a difference of views as to the significance of differences between Councils in different categories while ever there is a requirement to categorise them.

In seeking recategorisation Councils often seek to draw a comparison between themselves and another Council in a category which provides a higher range of fees. These comparisons are usually based on one or two factors only, usually population or financial indicators. As outlined in the Act, the Tribunal is required to have regard to a range of factors when categorising Councils. In suggesting whether or not recategorisation is warranted Councils should ensure they have taken into account the range of matters outlined in the Act prior to submitting a case to the Tribunal.

Having regard to the submissions received, the findings of previous reviews, and issues raised by the LGSA and the Division of Local Government, the Tribunal finds that no change is warranted to the existing categorisation framework, or to the current categorisation of individual Councils. The characteristics of Councils categorised in each of the groups is outlined in detail in appendix A of the 2009 report and determination. The Tribunal has reviewed the characteristics of each of the categories and found that they continue to adequately reflect the differences between the various types of Councils, and the Tribunal has also reviewed the individual requests for recategorisation and found that no change in the categorisation of individual Councils is warranted.

The Tribunal's response to each of the requests for recategorisation is outlined in the following summary.

Major City

The Tribunal does not support Penrith's request to move from the category of Metropolitan Major to Major City. The Tribunal found, having regard to the definitions provided in the 2009 report and determination, the extent of regional services provided by Penrith is not

ITEM 10 (continued)

ATTACHMENT 1

comparable to that provided by Councils in the category of Major City. In addition, the Tribunal notes that there would be no material gain for Councillors or Mayors in recategorisation to Major City as the fees are identical to those provided to Metropolitan Major. As outlined in the 2009 report and determination the descriptive titles were applied to avoid the perception of a ranking system and were designed to reflect the characteristics of Councils for the purposes of categorisation for remuneration purposes only.

Metropolitan Major

The Councils which sought recategorisation to Metropolitan Major did so on the basis of size of population, population growth and provision of regional services. A number of submissions also provided comparisons with Penrith as justification for their inclusion in this category.

Metropolitan Major (previously category 1A) was created in 2001 in recognition of Blacktown's significant population (264,799 in 2001). As outlined in the 2001 report and determination category 1A was to comprise category 1 Councils with a resident population of 250,000 (Blacktown) or more, or any other special feature of section 240 which the Tribunal considers distinguishes them from other Councils in category 1.

In 2002 the Tribunal determined that Penrith would also be categorised as category 1A. The recategorisation was based on Penrith's leading role in regional planning and providing services to greater western Sydney. The Tribunal also highlighted growth in the region and stated:

"it is anticipated that Penrith will continue to grow to about 200,000 in the next 10 years depending on the ebb and flow of urban development projects"

The Tribunal notes that Penrith's population is currently 186,221 (est. res. pop. 30 June 2010). The current population is well short of the Tribunal's estimate of 200,000 by 2012.

ITEM 10 (continued)

ATTACHMENT 1

The Tribunal has considered many requests for recategorisation since the categories were first established in 1994 and has only moved Councils where there was considered to be significant reason for doing so. While the Tribunal's decision to re-categorise Penrith to category 1A was based on what were considered significant reasons at the time, the Tribunal made a number of assumptions about the long term development of the Council which have not been realised.

Fairfield, Bankstown, Gosford, Randwick and Sutherland Councils have provided submissions, but the Tribunal has found that their submissions did not demonstrate a significant case for recategorisation. While a number of these Councils have populations that exceed that of Penrith, it is clear that the Tribunal's earlier assumptions about projected growth in Penrith's population did not eventuate so that comparative population numbers are not relevant, and the relevant Councils do not provide or embody the same regional focus as does Penrith. In addition, while populations have increased overall, the ABS reveals that these Councils, like Penrith, have not experienced significant growth.

Metropolitan Centre

These Councils are defined typically as large multi-purpose organisations which serve as regional centres for the interests of a wider number of residents. They are characterised as having large populations, and support significant infrastructure, commercial/retail facilities and may host major recreational, health and education facilities.

Six Councils have sought recategorisation to Metropolitan Centre with an additional two Councils nominated for inclusion in this group by the LGSA. Reasons to seek recategorisation include population growth and provision of regional services. A number of submissions provided comparisons with Hurstville as justification for their inclusion in this category.

The Tribunal's 2001 determination recategorised Hurstville from category 2 (Metropolitan) to category 1 (Metropolitan Centre). The Tribunal's decision to recategorise Hurstville was based on expected population growth and its assessment that the Hurstville CBD is a regional growth centre for the St George region. The Tribunal also found that

ITEM 10 (continued)

ATTACHMENT 1

"The three Category 1 Councils most directly comparable with Hurstville are Hornsby, Willoughby and North Sydney."

With the exception of North Sydney which has a large CBD, Willoughby and North Sydney Councils are the smallest within the category of Metropolitan Centre in respect of population and scope of operations. Their inclusion was based at the time on the particular circumstances which set them aside from other Councils in category 2 (Metropolitan).

Each Council has its own particular characteristics and it is not one but an aggregation of those which determines categorisation. The Tribunal has reviewed those Councils which have sought or been nominated for recategorisation to Metropolitan Centre having regard to the definitions for each category and the characteristics of the Councils within each group. Based on the information received the Tribunal found that those Councils did not demonstrate either the scale or diversity of operations of Metropolitan Centres and therefore recategorisation is not warranted at this time.

Metropolitan

A number of Councils categorised as Regional Rural were nominated by the LGSA for inclusion within the category of Metropolitan. That recommendation was based mainly on population and financial indicators.

In 2009 the Tribunal introduced descriptive titles for each of the categories to better differentiate the groups based on their particular characteristics. The descriptive titles replaced the previous number system which had created a perception of ranking. Regional Rural Councils are distinct from Metropolitan Councils in that they contain a mix of urban and rural settlements and provide regional services, such as airports, to communities throughout their region.

The range of fees payable to Councils within the categories of Metropolitan and Regional Rural is currently identical. While there is some comparability between these groups in regard to size of population and financial operations, when having regard to a wider range

ITEM 10 (continued)

ATTACHMENT 1

of factors, Councils in the category of Regional Rural retain enough distinct characteristics to warrant a separate category.

Regional Rural

The Tribunal reviewed the arguments provided by both Muswellbrook and Kiama for recategorisation to regional rural. While these Councils are at the top end of the rural category, they do not presently provide the extent of regional services which would warrant reclassification to Regional Rural.

The Tribunal has also considered the submission from Kyogle which has argued that there is essentially no difference in the role and responsibilities of the Mayor and Councillors of Kyogle and those of Mayors and Councillors in surrounding Councils which are in a higher category. A not dissimilar submission was made by Hawkesbury. The LG Act outlines the role and responsibilities of Councillors (Part 2, Division 2) and Mayors (Part 2, Division 3). While all Councillors and Mayors are expected to undertake duties to comply with the statutory role and responsibilities, the workload and the complexity of the work required from individual elected officials will differ from Council to Council.

The Tribunal is required by the LG Act to categorise Councils for the purpose of determining remuneration and does so having regard to the matters outlined in section 240(1) of the LG Act. The scale or diversity of operations within Councils impacts upon the role and responsibilities of Councillors. Councils within the Rural Regional category are expected to have additional responsibilities associated with the provision of regional services and these additional responsibilities are reflected in a higher fee.

Shoalhaven has suggested that a new category be introduced to cater for the larger Regional Rural Councils. This category would also include Tweed, Port Macquarie and Coffs Harbour. Based on the information provided, Shoalhaven has not demonstrated, aside from size of population, that it is significantly different from other large Councils in the Regional

ITEM 10 (continued)

ATTACHMENT 1

Rural group. On that basis the Tribunal does not support the creation of a new category at this time.

CONCLUSION

The Tribunal continues to monitor local government initiatives and inform itself of the Government's direction for local government. In particular the Tribunal welcomes proposals to improve local government such as those identified as part of the Destination2036 initiative.

The Minister for Local Government, the Hon Don Page MP, recently announced an independent review to identify options to improve the strength and effectiveness of local government in NSW. A strong and viable local government sector that is able to meet the service delivery and infrastructure needs of local communities is critical to the future prosperity of NSW.

Local government has been working with the NSW Government as part of the Destination2036 initiative to identify solutions to the challenges faced by the sector. The review will build on the Destination2036 initiative and identify options for governance models, structural arrangements and boundary changes. It will take into account the different nature and needs of regional, rural and metropolitan communities.

The review is to be undertaken by a three member panel comprising the Chairperson, Professor Graham Sansom, and Members, Ms Jude Munro AO and Mr Glenn Inglis. The panel will commence on 14 May 2012 and is expected to report back to the Minister for Local Government by July 2013. Any changes recommended by the panel will then need to be considered by Government.

The review panel will consult widely with the local government sector, the broader community and other key stakeholders. The terms of reference for the panel will result in consideration of and recommendations on many of the actions identified in the draft Destination2036 action plan. Councils have expressed strong support for the Destination

ITEM 10 (continued)

ATTACHMENT 1

2036 initiative and the draft action plan. The work plan sets out the first steps in a long-term reform agenda.

The Tribunal supports initiatives which will bring about improvements in the local government sector. In addition, the Tribunal welcomes the collaborative approach taken by the Government and the local government sector to bring about reform. The Tribunal will monitor the progress of the panel over the coming year.

As outlined at the beginning of the report the Tribunal is now required to have regard to the Government's wages policy when determining the increase to apply to the minimum and maximum fees that apply to Councillors and Mayors. The public sector wages policy currently provides for a cap on increases of 2.5 per cent.

The Tribunal has reviewed the key economic indicators, including the Consumer Price Index and Labour Price Index, and finds that the full increase of 2.5 per cent available to it is warranted. On that basis, and having regard to the above, and after taking the views of the Assessors into account, the Tribunal considers that an increase of 2.5 per cent in the fees for Councillors and Mayors is appropriate and so determines

Local Government Remuneration Tribunal

(signed)

Helen Wright

Dated: 27 April 2012

ITEM 10 (continued)

ATTACHMENT 1

DETERMINATION PURSUANT TO SECTION 239 OF CATEGORIES OF COUNCILS AND COUNTY COUNCILS EFFECTIVE FROM 1 JULY 2012

Category - Principal City (1)

Sydney

Category - Major City (3)

Newcastle
Parramatta
Wollongong

Category - Metropolitan Major (2)

Blacktown
Penrith

Category - Metropolitan Centre (16)

Bankstown	Liverpool
Campbelltown	North Sydney
Fairfield	Randwick
Gosford	Ryde
The Hills	Sutherland
Hornsby	Warringah
Hurstville	Willoughby
Lake Macquarie	Wyong

Category - Metropolitan (21)

Ashfield	Lane Cove
Auburn	Leichhardt
Botany	Manly
Burwood	Marrickville
Camden	Mosman
Canada Bay	Pittwater
Canterbury	Rockdale
Holroyd	Strathfield
Hunters Hill	Waverley
Kogarah	Woollahra
Ku-ring-gai	

ITEM 10 (continued)

ATTACHMENT 1

Category - Regional Rural (32)

Albury	Greater Taree
Armidale Dumaresq	Griffith
Ballina	Hawkesbury
Bathurst	Kempsey
Bega Valley	Lismore
Blue Mountains	Maitland
Broken Hill	Orange
Byron	Port Macquarie-Hastings
Cessnock	Port Stephens
Clarence Valley	Shellharbour
Coffs Harbour	Shoalhaven
Dubbo	Tamworth
Eurobodalla	Tweed
Great Lakes	Wagga Wagga
Goulburn Mulwaree	Wingecarribee
Queanbeyan	Wollondilly

Category - Rural (77)

Balranald	Gloucester	Narromine
Bellingen	Greater Hume	Palerang
Berrigan	Gundagai	Parkes
Bland	Gunnedah	Oberon
Blayney	Guyra	Richmond Valley
Bogan	Gwydir	Singleton
Bombala	Harden	Snowy River
Boorowa	Hay	Temora
Bourke	Inverell	Tenterfield
Brewarrina	Jerilderie	Tumbarumba
Cabonne	Junee	Tumut
Carrathool	Kiama	Upper Hunter
Central Darling	Kyogle	Upper Lachlan
Cobar	Lachlan	Uralla
Conargo	Leeton	Urana
Coolamon	Lithgow	Wakool
Cooma-Monaro	Liverpool Plains	Walcha
Coonamble	Lockhart	Walgett
Cootamundra	Mid-Western	Warren
Corowa	Moree Plains	Warrumbungle
Cowra	Murray	Weddin
Deniliquin	Murrumbidgee	Wellington
Dungog	Muswellbrook	Wentworth
Forbes	Nambucca	Yass Valley
Gilgandra	Narrabri	Young
Glen Innes Severn	Narrandera	

TOTAL GENERAL PURPOSE COUNCILS

152

ITEM 10 (continued)

ATTACHMENT 1

Category - County Councils Water (5)

Central Tablelands	Riverina Water
Goldenfields Water	Rous
MidCoast	

Category - County Councils Other (9)

Castlereagh – Macquarie	Richmond River
Central Murray	Southern Slopes
Far North Coast	Upper Hunter
Hawkesbury River	Upper Macquarie
New England Tablelands	

TOTAL COUNTY COUNCILS 14

ITEM 10 (continued)

ATTACHMENT 1

DETERMINATION PURSUANT TO SECTION 241 OF FEES FOR COUNCILLORS AND MAYORS

Pursuant to s.241 of the *Local Government Act 1993*, the annual fees to be paid in each of the categories to Councillors, Mayors, Members and Chairpersons of County Councils effective on and from 1 July 2012 are determined as follows:

	Councillor/Member Annual Fee		Mayor/Chairperson Additional Fee*	
	Minimum	Maximum	Minimum	Maximum
Principal City	23,250	34,100	142,250	187,180
Major City	15,490	25,580	32,940	74,530
Metropolitan Major	15,490	25,580	32,940	74,530
Metropolitan Centre	11,640	21,700	24,700	57,660
Metropolitan	7,740	17,060	16,480	37,230
Regional Rural	7,740	17,060	16,480	37,230
Rural	7,740	10,220	8,220	22,310
County Council – Water	1,540	8,530	3,300	14,000
County Council - Other	1,540	5,100	3,300	9,310

*This fee must be paid in addition to the fee paid to the Mayor/Chairperson as a Councillor/Member (s.249(2)).

Local Government Remuneration Tribunal

(signed)

Helen Wright

Dated: 27 April 2012

11 WEBCASTING OF COUNCIL MEETINGS

Report prepared by: Manager - Governance**Report dated:** 2/05/2012**File No.:** CLR/07/8/63 - BP12/506

REPORT SUMMARY

Council resolved that a report be provided regarding opportunities to webcast Council and Civic Precinct Meetings.

Webcasting promotes openness, transparency and accountability and aligns with the goals of Council's adopted Community Strategic Plan.

This report recommends that Council pursue webcasting and discusses the financial, risk and policy implications of proceeding.

RECOMMENDATION:

- (a) That Council commence webcasting of Council and Civic Precinct Committee Meetings on a trial basis for six months, as soon as practicable after 1 July 2012.
- (b) That Council allocate \$20,000 in the 2012/13 Operational Plan for the webcasting project noting ongoing costs of approximately \$1,000 per year.
- (c) That a report be provided to Council following the conduct of the 2012 Local Government Election outlining the outcomes of the trial and recommending appropriate changes to Council's Code of Meeting Practice.

ATTACHMENTS

There are no attachments for this report.

Report Prepared By:

Shane Sullivan
Manager - Governance

Report Approved By:

Roy Newsome
Group Manager - Corporate Services

ITEM 11 (continued)**Discussion****History**

At its meeting on 18 July 2008, Council resolved as follows:

That the General Manager report to Council regarding the possibility of audio recording Council and Committee meetings with copies of the recording being available to the media and any interested member of the community as soon as possible after the meeting.

As a result, a report was provided to the Council Meeting of 24 February 2009 and Council resolved as follows inter alia:

- (b) That Council undertake audio recording of all meetings of Council and Committee of the Whole on a trial basis, excluding closed and confidential sessions, for a six (6) month period as soon as possible.*
- (c) That all data recorded at these meetings not be made publicly available in the trial period.*
- (e) That a further report be provided back to Council at the conclusion of the trial period.*

Following this trial period, at its meeting of 9 February 2010, Council resolved as follows inter alia:

- (a) That Council continue to undertake audio recording of Council and Committee of the Whole meetings for the purpose of verifying the accuracy of the Minutes, excluding closed and confidential sessions.*

At its meeting held 8 May 2012, Council resolved that a report be provided to Council regarding opportunities to webcast Council and Civic Precinct Committee Meetings.

Council also resolved at its meeting held 14 February 2012, as part of the General Manager's Project Milestones that a proposal to podcast Council meetings to ensure optimum transparency of Council matters be scoped and costed for Council's consideration and determination by May 2012.

Background

Since recordings have been made of Council meetings these recordings have been accessed by staff on rare occasions to confirm the accuracy of the minutes. While use of the recordings for this purpose is rare, the importance of having the recordings available is significant.

ITEM 11 (continued)

Recordings have more frequently been accessed by Councillors and staff for clarification regarding specific matters, most commonly potential Code of Conduct complaints.

The recording of Council Meetings is currently managed within the existing facilities and equipment with rare instances of failure. The Council Chambers and Committee Room 2, Level 5, Civic Centre currently have the facilities for audio recording of meetings.

Definitions

A podcast is an episodic series of audio files to which people can subscribe online or which can be streamed live for online listening.

Webcasting is a media presentation distributed over the internet using streaming media live or an on-demand video.

Streaming media allows the end-user to watch a video before the entire file has been transmitted.

Live streaming delivers live media, over the internet, audio and/or visual.

Context

Webcasting of Council meetings would provide a number of benefits to Council and the community. Webcasting allows community members to view meetings live, regardless of their location.

Council's adopted Community Strategic Plan, under the outcome area of Progressive Leadership identifies the following strategies:

- To lead, govern and regulate in an ethical, equitable, transparent and accountable way.
- To be responsive to the changing needs of our community.
- To make our community aware of things happening in their city that impact on their daily lives.

Webcasting of Council meetings clearly supports the achievement of these goals by increasing transparency, providing information about Council's decision making processes and meeting the expectations of our community to provide online information and opportunities.

ITEM 11 (continued)

Evidence outlined below suggests that the audience size for webcasts, live or on demand, is small. For this reason, it is recommended that Council progress using the lowest cost options and the fewest staff resources. This will allow Council to provide the access to webcasts of Council and Civic Precinct Committee Meetings without unreasonable cost or resources.

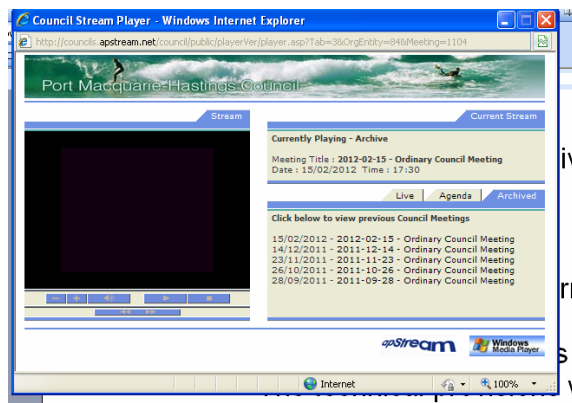
It is also recommended that Council commence webcasting as a trial following the provision of funds in the 2012/13 Operational Plan. The outcomes of the trial period would then be reported to Council following the conduct of the Local Government election as part of consideration of amendments to Council's Code of Meeting Practice.

Other Councils

Some Councils currently provide webcasts of Council Meetings.

Port Macquarie-Hastings Council has been webcasting monthly meetings since 2008. The technical provisions were set up at a cost of \$34,725. There is an ongoing hosting and set up cost of \$386 per month. A dedicated staff member is present to assist with the webcasting of meetings. Past meetings are provided on the Council's website for a period of four months.

The webcast appears in a 6.5cm screen (screen shot below). There is a camera operator and as required the camera moves to include speakers. The system is able to be operated by one person. The screen is quite small but the sound is clear and the streaming quite fast.



Shellharbour Council has been webcasting meetings since late 2009. All recorded meetings since then are available on their website. The set up costs were estimated at \$15,000 and two staff members are present at meetings to manage the webcast.

The video can be viewed in full screen mode. The camera moves as required for filming of speakers.

ITEM 11 (continued)

In January 2012, Gold Coast City Council commenced webcasting of Council Meetings. The set up costs for equipment are estimated at \$37,000 with ongoing hosting costs of \$1,800 per month. A staff member is present to manage the webcasting of meetings.

The webcast is shown in a 14cm screen with the option to expand to full screen. The camera operator zooms as required and the feed includes three different shots of the meeting as shown in the screen shot below. The webcast would benefit from the onscreen labelling and identification of Councillors but of the Councils viewed it was the most professional.

Full Council Meeting 636 Session 1 of 2



Lane Cove Council has been webcasting meetings since 2010. The set up cost was approximately \$5,000 and ongoing hosting costs are estimated at \$50 per month. No additional staff member has been required to manage the webcasting of meetings. The webcast can be viewed in full screen. The cameras do not move and Councillors are identified as shown in the screen shot below.

ITEM 11 (continued)



Staff from City of Ryde have visited Lane Cove Council to discuss their webcasting facilities and better understand the set up required and hosting options. The requirements at the meeting to enable the webcast are not onerous and the installation of the equipment required was considered relatively simple.

Audience Size

The viewership rates of webcasting for the above Councils is summarised in the table below:

Council	Population	Viewers (approx) per live meeting	% of population
Port Mac-Hastings	76,323	26	0.034%
Shellharbour	66,900	35	0.052%
Gold Coast	500,000	150	0.030%
Lane Cove	31,000	10	0.032%

The figures above suggest that should Council progress with webcasting that the viewership will not be significant. However, webcasting clearly supports the principles of transparency and equitable access and as such can not be measured by audience size alone.

In addition, should Council determine to archive webcasts and have them available on the website, it will provide the opportunity for the public to revisit and review meetings and decisions of Council as required. Figures obtained from Port Macquaire-Hastings Council suggest that the viewership for archived meetings will at least equal that as for the live webcast.

ITEM 11 (continued)

It is recommended that should Council resolve to webcast Council and Civic Precinct Committee Meetings that the video be archived and available through Council's website for a period to be determined by our information technology capacity for storage.

Risks

The following risks have been identified and considered with regard to webcasting meetings. Where appropriate, mitigation strategies have been considered and suggested.

Privacy

A key premise of the Privacy and Personal Information Protection Act 1998 (PPIPA) is that agencies should only collect information that is reasonably necessary for the purposes of the function of an agency. Currently, the purpose of data collection with regard to audio recordings of Council meetings is to ensure the accuracy of the minutes.

Council has indicated a desire to make audio-visual recordings of meetings available to increase and promote transparency, access and accountability. Such principles support good governance, promote community participation in the democratic process and foster an increased understanding of Council's decision making process. As such, webcasting of Council meetings would be in the public interest and would constitute a necessary purpose of Council.

To mitigate any risk of the inappropriate release of personal information should Council pursue webcasting, signs would be displayed in the relevant meeting rooms and an appropriate statement would be required to be read by the Chair prior to each meeting. Information would also be included on the Agenda, website and any relevant meeting forms. The wording for these signs and statements would be approved by Council's General Counsel.

Inappropriate or defamatory remarks

Should Council webcast meetings, there is a risk that inappropriate or defamatory remarks may be broadcast. It should be noted that as Council meetings are public meetings this is a current risk, the escalation as a result of webcasting relates to audience size.

To date, there have been no instances of defamatory comments being made in Council meeting which have resulted in any legal action. This likelihood of inappropriate or defamatory remarks being broadcast is considered low.

ITEM 11 (continued)

The following actions would limit Council's exposure should inappropriate or defamatory comments be broadcast.

- Members of the public addressing Council would continue to be required to sign a form confirming they have read and understood the provisions regarding addressing Council. This would be expanded to specifically address webcasting.
- Prior to viewing any webcast, there would be an indemnity statement advising that Council accepts no liability for any defamatory remarks made during the course of the webcast. Again, this would be wording provided by Council's General Counsel.
- Should staff become aware of any inappropriate comments or behaviour during a meeting, they may be able to halt the webcast. Similarly, should staff become aware of inappropriate comments following the meeting the webcast or offending material could be removed from the website.

Confidential matters

There is a risk that confidential matters or the closed session of Council could be broadcast in error. Staff would, as they do currently, endeavour on all occasions to ensure that the closed parts of meetings are not recorded.

When Council is in closed session there would be a slide in the webcast advising that the meeting was closed in accordance with the provisions of the Local Government Act.

It is proposed that there be an 'on air' light or signal to remind those in attendance when the meeting is being broadcast. This will reduce the possibility of confidential sessions being broadcast. It is also very likely that the webcasting set up will require a staff member to monitor the live webcast and this will enable them to monitor what is being broadcast at any time.

Quality of webcast

The quality of the webcast as seen by the community will depend upon an individual's PC memory and the internet connection bandwidth. In selecting a streaming platform, consideration would be given to the bandwidth, the platform required balanced against the screen size and resolution.

It would be appropriate that a disclaimer be included with the webcast stating that the quality of the image and audio will depend on the individual's system capability. Where required the disclaimer would also direct the viewer to any software they may need to view the webcast.

ITEM 11 (continued)

Given the size of the webcasts it is recommended that they be hosted externally. This will minimise the potential impacts on Council's existing website capability.

Any specific determination with regard to hosting and access platforms would be made in consultation with Council's Information technology staff to minimise any impact upon the current functionality of Council's website and server capacity.

Opportunities

The following opportunities exist should Council pursue webcasting. It is considered that the benefits presented through these opportunities outweigh the risks set out above, many of which can be significantly mitigated.

Openness, transparency and accountability

Webcasting Council and Civic Precinct Committee Meetings demonstrates and manifests City of Ryde's commitment to open and transparent decision making. It also makes those at Council meetings accountable for their actions, behaviour and comments. These principles are the cornerstones of good governance.

It also supports the strategies in Council's adopted Community Strategic Plan.

Factual information

Providing access to webcasts, both live and archived, ensures members of the public and Councillors will have access to watch and see the actual events at a Council Meeting. This may reduce or mitigate the spread of incorrect information.

In today's communication landscape, residents can access comments made during and after Council meetings on line (through twitter feeds, facebook comments, blogs etc). They may also read about the meetings in the local press.

They cannot access the meeting itself. They are following or reading an individual's interpretation of events which, while valid, is an opinion on a meeting and not the meeting itself.

Webcasting allows people to access the source material when required.

Community expectations

While there is no specific research for City of Ryde residents, it is clear from the continuing increased use of platforms such as twitter, facebook and you tube that our community expects the City of Ryde to be accessible on-line. Webcasting will go some way towards meeting these expectations.

ITEM 11 (continued)*Accessibility*

Webcasting meetings allows people to access meetings without needing to be physically present. Creating greater capacity for our community to understand the decision making process supports the goals of our Community Strategic Plan and can increase public confidence in Council, its policies and processes.

Policy Implications

Any decision to webcast Council meetings would need to be reflected in Council's Code of Meeting Practice.

Currently the Code provides for the audio recording of Council meetings for the purpose of assisting in the preparation and verification of minutes. This provision would need to be extended to provide for the audio-visual recording and webcasting of Council meetings to promote openness, accountability and transparency.

Part 12 of the Code of Meeting Practice sets out provisions regarding the amendment of the Code and states that if a Council changes its Code it should be publicly exhibited and public comment sought unless Council is of the opinion that the amendments are not substantial. It is considered that any decision to webcast Council meetings would be substantial and would require public exhibition of a revised Code of Meeting Practice.

Council could determine to webcast meetings for a trial period prior to and during the public exhibition of a draft Code of Meeting Practice.

Giving consideration to Council's resolutions with regard to this issue, it is recommended that any decision to webcast Council meetings would be extended to Civic Precinct Committee Meetings.

Financial Implications

Should Council resolve to undertake this project it will result in a financial impact of up to \$20,000 for the set up. The costing would include one or two static cameras similar to the Lane Cove model and would take the audio feed from the room volume, although three cameras may be required due to the current Council Chamber configuration.

Given the anticipated audience size, it is recommended that at this stage the cheaper option be pursued, noting that should there be sufficient demand that the system could be improved or embellished. In addition, it is expected that any future upgrade of Council's meeting facilities would include an integrated webcasting solution.

There is an ongoing hosting cost and given the unknown demand for the webcasts and bandwidth required, it is recommended that Council use external hosting services.

ITEM 11 (continued)

Having viewed a number of webcasts for Council meetings, those of Gold Coast City Council and Port Macquarie-Hastings Council ran the fastest with the highest resolution. Gold Coast City Council's was particularly fast and clear. It is anticipated that hosting costs of this type would be approximately \$21,600 per year.

Lane Cove has sourced a hosting option at \$50 per month which could be explored, however based on viewing archived webcasts it was slower than those of Gold Coast City Council and Port Macquarie-Hastings Council. Again, given the potential audience size it is recommended that the less expensive option be used at this time.

As stated within this report, many Councils provide additional resources to manage the webcast camera and audio. It is recommended that, like Lane Cove Council, we endeavour to set up static cameras which would only require the system to be turned on and off. This would not require the presence of an additional staff member at Council meetings.

Should Council wish to incorporate camera movements, or the broadcast of the live minutes or voting in the future, this may require provisions for an additional staff resource at Council meetings.

There are no provisions within the current budget for the webcasting of Council meetings. Should Council resolve to undertake webcasting of Council and Civic Precinct Committee meetings, Council would need to allocate the amount of \$21,000 in the 2012/13 Operational Plan.

Timing

Changing the Code of Meeting Practice would require a report to Council followed by a 28 day public exhibition period. The Local Government Act also requires that a period of not less than 42 days be provided during which submissions may be made regarding the draft Code. A subsequent report would then be provided to Council.

A report providing the results of the public exhibition period would then be provided on 14 August 2012. This would fall within the anticipated caretaker period leading up to the 2012 Local Government Election and as a result, Council may determine to consider an alternative option.

It is suggested that Council conduct a trial period of webcasting for six months, following which a further report would be presented to Council including any recommended changes to the Code of Meeting Practice.

Options

Council could resolve not to webcast Council meetings but to make audio recordings available on the website following the meeting. Meetings are currently recorded and this would provide some degree of openness and transparency with no additional cost.

ITEM 11 (continued)

Council could resolve to provide a live podcast (audio) only of Council meetings.

Council could resolve to defer consideration of this matter. The matter could then be determined by the newly elected Council, following the 2012 Local Government Election.

12 BENEVOLENT SOCIETY LICENCE - West Ryde Community Centre Level 3

Report prepared by: Acting Senior Community Planner**Report dated:** 24/04/2012**File No.:** GRP/09/4/6 - BP12/460

REPORT SUMMARY

Following a withdrawal of interest from the previously approved tenant, an Expression of Interest (EOI) process was undertaken to determine a new community tenant for Level 3 of the West Ryde Community Centre. An EOI process ensures that the allocation is fair and transparent. This report recommends that Council endorse the Evaluation Panels' recommendation and seeks Councils' approval for a five year Licence for the Benevolent Society.

The Benevolent Society is recommended by the EOI Panel because the Benevolent Society:

- Met the criteria better than all other applicants and at a very high standard, particularly regarding service need and providing access for especially identified communities in need.
- Will provide services that are very complementary with the other services within the Centre, including having cooperative relationships with existing tenants.
- Has agreed to the key terms of the License, the License Fee, License Term and Designated Use, assisting Council with the costs associated with the maintenance and renewal of the building over its lifetime.

RECOMMENDATION:

- (a) That the Council endorse a five-year licence for the Benevolent Society to undertake children and family services in Level 3 of the West Ryde Community Centre.
- (b) That Council endorse the subsidy provided to Benevolent Society (Category 4), as the community tenant for Level 3 of the West Ryde Community Centre.

ATTACHMENTS

- 1 Evaluation Report – CIRCULATED UNDER SEPARATE COVER

Report Prepared By:

Chris Hellmundt**Acting Senior Community Planner**

Report Approved By:

Baharak Sahebekhtiari**Manager - Community & Culture****Danielle Dickson****Group Manager - Community Life**

ITEM 12 (continued)**History**West Ryde Community Centre

The West Ryde Community Centre is a new child and family services hub located in the heart of West Ryde made possible by negotiations through a Voluntary Planning Agreement process. The Centre currently has the following tenants:

- Ryde Family Support Services (moved in November)
- Early Childhood Health Centre (moved in February)
- Relationships Australia (move in expected end of May)
- Good Beginnings (move in expected end of May)
- Korean Lifeline (move in expected end of May)
- West Ryde Neighbourhood Children's Centre (move in expected in July).

Ryde Family Support Service, Early Childhood Health Centre and West Ryde Neighbourhood Children's Centre Licences were endorsed by Council on 2 August 2011.

Relationships Australia, Good Beginnings and Korean Lifeline were endorsed by Council on 6 December 2011.

Level 3 was designed and fitted-out for Christian Community Aid Family Day Care. In October 2011, Christian Community Aid decided that they would remain in their current premises resulting in Level 3 becoming available for another community organisation servicing the needs of children and families in Ryde. This decision initiated Council officers to undertake an EOI process, as per Council's guidelines.

Category Based Licensing Framework

The Framework requires that community tenants pay a contribution towards the costs of maintaining and operating the building (West Ryde Community Centre) based on a sliding scale of subsidies depending on which category they fall into.

The Council endorsed Framework includes:

- Calculating the total cost to Council in depreciation and outgoings
- Apportioning these costs to each of the community tenants based on the actual floor space for each tenancy
- Developing a subsidy regime based on 5 categories
- Calculating a contribution figure
- Indexing of contribution to CPI annually.

The Benevolent Society is classified as Category 4, no subsidy of costs to Council, and has accepted the licence term on this basis.

ITEM 12 (continued)

Discussion

Council's protocols require Council Officers to undertake an Expression of Interest process to ensure that vacant community tenancies are assessed and offered in a transparent and fair manner.

EOI Process

The submissions were opened and assessed in accordance with normal Council protocol as demonstrated by the Evaluation Report (**ATTACHED – UNDER SEPARATE COVER**).

The EOI Panel included the Manager, Community and Culture, the Acting Senior Community Planner and the Manager Tenders & Contracts.

Submissions

At the closing date on 9 January 2012, three (3) submissions were received. The organisations from which submissions were received are (in alphabetical order):

- The Benevolent Society Early Years Centre including Brighter Futures Northern Sydney and Aboriginal and Torres Strait Early Years Project. The service provides targeted support tailored to meet the needs of vulnerable families with young children 0-8 years through case management, parenting workshops and supported childcare/preschool.
- Lifestart – This service provides early childhood intervention and school age services for families and children with a disability or developmental delay.
- Montessori Children's House – This service provides preschool service.

EOI Evaluation Process

The EOI Evaluation Plan assessed applicants against the EOI criteria. As outlined in the Evaluation Panel report (**ATTACHED – UNDER SEPARATE COVER**), as part of the EOI evaluation process the top two applicants were invited to explore co-location. These organisations were the Benevolent Society and Lifestart. The two organisations after discussion with each other came to an agreement for co-location.

After the two organisations indicated the amount of floor space they required, Council officers assessed each organisation within Council's approved licensing framework (outlined above), to determine the level of fee payable by each.

Both organisations were assessed to fit within Category 4 and the fee payable includes no subsidy against costs to Council. The Benevolent Society accepted the fee payable in writing.

Lifestart wrote to the Panel objecting to the fee payable and requesting an appeal and argued that their organisation was classed as a Category 2. Lifestart indicated that their capacity to pay was between \$8,000 and \$12,000. Council officers met with Lifestart as well as exchanged correspondence to explain that:

ITEM 12 (continued)

1. The Category based Framework, as resolved by Council is clear and the best fit for their organisations is in Category 4.
2. The fee calculation is based on floor space and the size of the area required by Lifestart (248 sqm) determines the amount of the fee payable.
3. Category 2 was designed for small community organisations with limited ability to contribute to Council's costs of running the building and limited ability to raise funds. Lifestart has the ability to, and does, raise significantly greater revenue than organisations within Category 2.
4. Council staff would explore other options for the accommodation needs of Lifestart as opportunities arise from vacancies in Council's other facilities.

On the basis that Lifestart have declined to occupy this space on the conditions offered by the City of Ryde, Council officers will work with them if other suitable space becomes available in existing Council facilities.

The Benevolent Society indicated their ability and willingness to utilise the whole space as per their original submission. They have agreed to the key terms including the payable license fee for the whole space.

EOI Panel Recommendation

The Benevolent Society is recommended by the EOI Panel because the Benevolent Society:

- Met the criteria better than all other applicants and at a very high standard, particularly regarding service need and providing access for especially identified communities in need.
- Will provide services that are very complementary with the other services within the Centre, including having cooperative relationships with existing tenants.
- Has agreed to the key terms of the License, the License Fee, License Term and Designated Use, assisting Council with the costs associated with the maintenance and renewal of the building over its lifetime.

Financial Implications

Adoption of the recommendations will off-set Council's operational costs for Level 3 of the West Ryde Community Centre.

13 BRUSH FARM HOUSE - Future Use

Report prepared by: Acting Senior Community Planner**Report dated:** 12/04/2012**File No.:** GRP/09/4/6 - BP12/402

REPORT SUMMARY

This report presents the findings of the market analysis of potential uses for Brush Farm House.

All nominated options for the future use of BFH were assessed against:

- Financial sustainability;
- Ability to continue existing Brush Farm Historical Society arrangements;
- Ability to continue existing Department of Corrective Services arrangements;
- Ability to continue access to exhibition space and public venue hire;
- Compatibility with the Conservation Management Plan (CMP);
- Conditions of the development approval (DA);
- Compatibility with current zoning classification.

The analysis determined that the best option for the use of BFH according to all criteria is as a community based education/training facility.

During consultations for this analysis Council staff were approached by Macquarie Community College (MCC) with a proposal to enter into a formal license agreement to use BFH as base for their education programs. Detailed negotiation through a Heads of Agreement process determined that a MCC tenancy at BFH would have major benefits for Council and the community, featuring:

- A significant reduction in Council's operational costs;
- An income that could be dedicated to continued conservation;
- No change to the current License Agreement arrangements between Brush Farm Historical Society and Council;
- No change the current Licence Agreement between Council and the Department of Corrective Services;
- Continued access for local artists and community groups to exhibit in the gallery;
- Continued community access for hall and kitchen hire;
- A valuable education resource for the community.

This report recommends that the City of Ryde license BFH to MCC for five years.

RECOMMENDATION:

That Council execute a five-year licence agreement with Macquarie Community College to use Brush Farm House as community education facility with the following parameters:

ITEM 13 (continued)

- (a) Payment of an annual license fee of \$9,216 plus a 5% increase in that fee per annum;
- (b) Payment of 50% of the venue hire fees received;
- (c) Undertaking of all non structural maintenance, accept responsibility for all operational costs and maintenance of lawns and gardens;
- (d) Agreement to six monthly inspections by Council staff to ensure presentation and asset condition is maintained.

ATTACHMENTS

There are no attachments for this report.

Report Prepared By:

Chris Hellmundt
Acting Senior Community Planner

Report Approved By:

Baharak Sahebekhtiari
Manager - Community & Culture

Danielle Dickson
Group Manager - Community Life

ITEM 13 (continued)**Background**

On 8 June 2010 a report to Council recommended a market analysis of potential uses of BFH be conducted to ensure a best value for money solution to the community. At the meeting Council resolved:

- (a) That a market analysis of potential uses for Brush Farm House be undertaken to identify potential options for the future use of the property.*
- (b) That no further capital expenditure be incurred until the market analysis has been further considered.*
- (c) That the Economic Development Advisory Committee be consulted once the market analysis has been completed.*

History

In April 2007 Council completed restoration work at BFH and opened its doors to the public. Cost of the restoration was \$4,449,550.00, with the major contribution from Council, followed by an \$800,000.00 one off payment by the Department of Corrective Services for the use of a number of rooms in BFH post restoration, plus a number of government grants.

Leading to the completion of the restoration works no clear use was identified for BFH beyond its use as a community facility. A number of studies prior and post restoration considered options, however challenges inherent to BFH restricted feasible solutions.

The following provides a brief history of initiatives undertaken to find a use for BFH. This history is intended to provide a context for Councillors to assist in their consideration of the report's recommendation.

June 2005 – Brush Farm House Business Case Study

In 2005 Council undertook a Business Case Study to determine possible uses for BFH. The business case identified three options:

- Education/training facility and associated offices
- Function/conference Centre
- Restaurant

In summary, the 2005 business case found the use of BFH as a function centre and restaurant was a higher risk in regard to sourcing potential occupants than an education/training facility.

According to the business case there was a higher likelihood of not being able to source a potential occupant to run BFH as function centre or restaurant, and if sourced this type of business was more likely to fail. These conclusions were informed by its suburban nature, as well as its location next to the Department of Corrective Services Training Academy, and the size and configuration of BFH. This business type may also have a negative impact on the building's fabric which could compromise the Conservation Management Plan objectives.

ITEM 13 (continued)

The education/training facility option was deemed lower risk, and was considered the most feasible option.

In financial return terms, the business case determined the rental from the use of BFH as an education/training facility was unlikely to cover costs associated with the capital works. According to the business case, income earned could conceivably cover costs of ongoing maintenance, plus contribute to a fund that could be applied to the ongoing conservation of BFH.

Importantly, the business case was conducted prior to three rooms in BFH being licensed to Department of Corrective Services, and two rooms dedicated to Brush Farm Historical Society. This reduction in available space has further compromised BFH's potential to attract any licensee, including an education/training provider.

July 2005 – Brush Farm House Expression of Interest

The City of Ryde initiated an expression of interest (EoI) process. The EoI did not specify a use and did not follow the business case recommendation. The EoI did not attract any interest from the market or service providers.

May 2007 – Report to Council: Brush Farm House as a cultural facility

On 15 May 2007, Council endorsed a recommendation to establish BFH as a cultural and heritage facility. This followed a Councillor workshop in April 2007 presenting the idea that, with no clear use identified, BFH could be used as an arts and cultural facility.

From 2007 – 2010 Council hosted a number of exhibitions showcasing the works of a number of local artists and community groups. The exhibitions were well received, manifesting in high demand for the space, a large number of enquiries requesting information on upcoming shows and available opportunities for viewing BFH.

July 2009 – Report to Council: Brush Farm House Business Plan

On 21 July 2009, the 'Brush Farm House Business Plan: Creativity in the Arts, Food and Wine' was reported to the Works and Community Committee. The Business Plan detailed an ambitious schedule of activities supported by a budget of \$415,000 per annum for staffing and programming costs. Projections identified that approximately half this cost would be mitigated through revenue raising activities.

At the meeting the Committee resolved:

- (a) *That the report of the Acting Senior Community Planner, dated 12/04/2012 on BRUSH FARM HOUSE - Future Use, be received and noted.*
- (b) *That the business plan, 'Brush Farm House: Creativity in the Arts, Food and Wine', be endorsed and implemented.*
- (c) *That the 2010/2011 operating expenditure and revenue identified in Brush Farm House business plan be considered in the development of Council's 2010/2011 budget.*

ITEM 13 (continued)

Following the resolution of Council, staff proceeded to prepare the budget for the Management Plan workshops.

June 2010 – Report to Council: Brush Farm House Market Analysis

At the 2010/2014 draft Management Plan workshop on 23 March 2010, the significant cost of implementing the BFH Business Plan was raised. Of particular concern was the projected financial incomes were not sufficient to meet the annual operating expenditure. Implementing the Business Plan would require considerable financial contribution required in future budgets.

In recognition of the significant ongoing financial contribution required to run BFH as an arts and cultural centre, and the need to allocate Council's resources in the most responsible and strategic manner, it was agreed at the draft Management Plan workshop on 23 March 2010 that Council would review an alternate model of operation for BFH.

The report to Council prepared for the 8 June 2010 and the resolutions identified under the background in this report lead to staff undertaking this market analysis.

The market analysis: establishing the parameters

Under an expression of interest process property economist Lisa Marquette Advisory was contracted to conduct the analysis.

The first stage in the analysis process was to establish the parameters of the study. This required a review of existing conditions with the potential to impact on any future use of BFH. To review the existing conditions, the following steps were undertaken:

- Community consultations, including;
 - Brush Farm Historical Society
 - Artists and community groups
 - Current hirers
 - Department of Corrective Services
- A review of previous recommendations by Council;
- A review of relevant planning instruments;
- A review of current license agreements;
- A review of previous studies.

As a result of the existing conditions review a number of non negotiable decision making criteria were established. These decision making criteria were applied as an assessment tool against which proposed future uses were considered. The criteria are presented below and include a rationale for their use as an assessment tool.

ITEM 13 (continued)

Criteria	Rationale
Financial sustainability	Standard consideration in determining any use of Council facility
Continuation of Brush Farm Historical Society License Agreement	Brush Farm Historical Society has two rooms in the House, holds 11 meetings in the hall and conducts four tours p.a.
Continuation of the Department of Corrective Services Licence Agreement	Department of Corrective Services have three rooms in the House. The license expires in 2017, with a five year option
Continued accessibility to community exhibition space and as a venue for hire	The success of BFH as a gallery has resulted in a high level of community demand. A number of community groups identified BFH as an ideal hire venue for one off activities and events
Compatibility with the conditions established in the Conservation Management Plan	The Conservation Management Plan outlines broad care conditions for BFH
Conditions of the development approval (DA)	Relevant consent conditions relate to the number of people permitted in the premises at one time
Compatibility with current land zoning	Zoning is 'Special Uses School'

Options considered in the analysis

A number of options for future use of BFH were assessed against the criteria to determine the feasibility of each. These potential options were compiled from a combination of previous studies and past activities undertaken in BFH, as well as possible new initiatives. Options considered for future use included:

- Conference centre/restaurant
- Arts and Cultural Centre
- Market site
- Community facility/Venue for Hire
- Education/training facility

Discussion: Main points resulting from the analysis

Following are the main points arising from the assessment of each option.

Conference centre/restaurant option

First considered in the 2005 business case, it was found that:

- There was a high risk of this option failing as a business venture, and therefore impacting on the occupant's ability to pay a financial return;
- Possible issues with development consent due to the potential of this business type to compromise the Conservation Management Plan objectives;
- The location and BFH layout, and car parking were also identified as significant restrictive factors.

ITEM 13 (continued)

In the current analysis additional factors were also considered:

- Council currently licenses two rooms to Brush Farm House Historical Society and three rooms to Department of Corrective Services. The result is that available floor space is limited for use as a conference centre/restaurant, making any commercial venture unlikely;
- Development consent conditions restrict the number of people in any one area of BFH at any one time. Even in a scenario where all rooms are available for a commercial tenant, it is unlikely the space would be financially feasible considering restrictions on the number of people permitted;
- Car parking is an increasingly complex issue. As part of its license agreement with the Department of Corrective Services Council has some use of their car park, but this only applies after hours and on weekends;
- Any commercial arrangement of the kind that would license a conference/restaurant would be likely to exclude any non profit based community access.

Considered against all decision making criteria, the conference centre/ restaurant did not present as a feasible future option for BFH.

Arts and Cultural Centre option

As presented in the BFH Business Plan, this option requires significant financial input from Council and therefore is not considered financially sustainable.

There is potential to 'water down' the scope of the Business Plan to lessen Council's financial commitment i.e. dropping some activities and only continuing the gallery. The gallery program requires little financial input, but neither would it provide any income or reduce Council's significant operation costs.

This option is considered unfeasible because it significantly under performs on the financial sustainability criteria, leaving a greater unfunded operational burden for Council.

Market site

BFH would accommodate up to 60 stalls inside the building and on its verandas, and up to 30 on the paved area at the rear of the building. Careful use of the front lawn for stalls is also possible.

There are market operators interested in a market at BFH on a one Sunday per month basis. Council would need to play a hands-on roll in the first year of establishment to ensure quality, consistency and the protection of BFH. Council would also need to provide a representative, such as an ordinance officer or its own market manager for to ensure the protection of the building and grounds.

ITEM 13 (continued)

Based on information provided, Council could expect income between \$40 and \$50 per stall. If it was prepared to directly manage the market, Council could expect a maximum income of \$33,000 per year, but would require the employment of a market manager. Were it to out-source to a manager, revenue would be in the order of \$4,000 to \$7,000 per year and may still require a staff member to be on site for up to 8-hours on a Sunday.

The anticipated income is offset by additional maintenance expenses and need for a Council employee/contractor to be on site during markets as a manager. It is determined therefore that the market option is not financially sustainable.

A market may be an option a licensee could offer at BFH. Any costs incurred as a result of the market would be met by the licensee.

Development consent conditions would need to be considered for this use.

Community facility/venue for Hire

The 2005 business case identified that overall, the use of BFH as a community hall/meeting facility was not considered the most financially beneficial outcome.

The current market analysis assessed this option (table below) based on estimates of 2010 venue hire income, and an average hourly rental rate based on Council's venue hire fees and charges. The fees were estimated by room and then an average used to determine a likely income (there is an assumption that use will grow moderately over the next 4 years). Council operational costs were based on 2010/11 operational costs, with a 3% increase p.a. period allowing for CPI, and an additional 2% p.a. to account for maintenance issues associated with the heritage building.

	2012/2013	2013/2014	2014/2015	2015/2016
Total operational costs	\$72,614.00	\$76,244.00	\$80,056.00	\$84,084.00
Est. Venue hire revenue	\$17,897.00	\$20,826.00	\$21,063.00	\$23,856.00
Retained operation costs for Council	\$54,717.00	\$55,418.00	\$58,993.00	\$60,228.00

This option significantly under performs according to the financial sustainability criteria. There is some income generation, but substantial costs associated with the operations of BFH are retained by Council.

Education/training facility option

First considered in the 2005 business case and assessed as the most feasible.

ITEM 13 (continued)

In the current analysis a community education/training facility was considered to have potential to be compatible with all the decision making criteria. The following points were highlighted through the assessment:

- As per the 2005 business case, it is unlikely that rental return from licensing BFH to an education/training provider would cover previous or future capital works costs. The legitimacy of this 2005 finding is more relevant in the current analysis given the additional restrictions on space resulting from the license agreements with Brush Farm Historical Society and Department of Corrective Services;
- A commercial education/training facility, or one that warranted a full-time daily student load, was considered unlikely to be suitable because of the limitations on available space;
- A community education provider could conceivably operate within the parameters of the criteria, and within these confines still make a financial contribution that significantly reduces Council's ongoing operational costs;
- The nature of community education/training providers means there is a potential for agreements so local artists and groups could make use of the gallery space in semester, mid year and Christmas breaks;
- The nature of community education/training providers means that usually courses are run in the evenings, so there is still potential for groups to have access to BFH as a venue for hire;
- The activities of Brush Farm Historical Society and Department of Corrective Services need not be impacted by the addition of a community education/training provider in BFH. Partnership opportunities between an education/ training provider and Brush Farm Historical Society could be possible.

Result of the analysis

The future use of BFH as a community education/training facility is the most likely option to meet the criteria. This option could potentially continue current community access arrangements, create a valuable local education asset, significantly reduce Council's operational costs and provide an income.

Discussion of potential option: Macquarie Community College

During the course of consultations with current hirers, Macquarie Community College (MCC) approached Council staff with an interest in using BFH on a full time basis to provide a comprehensive community education program.

MCC is the local community based adult education provider for the City of Ryde. For 60 years, MCC has provided affordable, quality adult education. The College currently has over 600 courses in over 70 venues throughout the northern and north western suburbs of Sydney. According to its last available annual report, in 2010 MCC achieved a profit of \$622,387, a 17% increase from 2009. MCC is enjoying considerable growth and is expected to experience increasing demand for its education services in the region.

ITEM 13 (continued)

MCC has an existing, positive relationship with Council. MCC currently license two City of Ryde facilities, the Parsonage and Westward Cottage, and hire two City of Ryde halls regularly, including BFH. MCC has a proven experience in managing and maintaining historical buildings (within the responsibilities assigned to them), such as the Parsonage and Westward Cottage.

MCC propose to use BFH for community education programs, and maintain an office space with full time staff.

Initial discussions on a number of key issues were undertaken to test whether MCC could meet the criteria established for the use of BFH. MCC agreed in principle to these criteria and expressed interest in entering into a formal license agreement. To establish a framework around these arrangements, Council and MCC worked together to develop a Heads of Agreement.

The Heads of Agreement

To ensure its use of BFH was feasible, MCC agreed to develop a Heads of Agreement as a precursor to a License Agreement. The Heads of Agreement sets out the parameters of how the arrangement would work, with particular focus on ensuring MCC is committed to meeting the identified criteria. A summary of the main points in the Heads of Agreement is provided below.

Financial sustainability

Financial sustainability is achieved through two mechanisms: a) MCC taking a major share of the operational costs; and b) Payment of licence and venue hire fees. The following calculations have been based on the 2010/11 financial year and demonstrate, as a typical year, the proposed sharing of operational costs between Council and MCC, and the income arrangements.

a) MCC taking a major share of the operational costs

Operations	Council costs 2010/11	MCC Share	Retained Council Share
Statutory outgoings	\$270.00		\$270.00
Insurance	\$6,990.00		\$6,990.00
Cleaning	\$15,620.00	\$12,020.00	\$3,600.00
Air Conditioning	\$4,880.00	\$4,880.00	
Electrical	\$1,250.00	\$1,250.00	
Repairs/Maintenance	\$3,900.00	\$3,900.00	
Security	\$17,304.00	\$15,480.00	\$1,824.00
Electricity	\$6,900.00	\$6,900.00	
Fire Protection	\$2,200.00	\$1,800.00	\$300.00
Pest Control	\$1,200.00		
Totals	\$60,514.00		\$14,184.00
Total operational cost savings to Council		\$46,230.00	

ITEM 13 (continued)

b) Payment of licence and venue hire fees

License fee to Council from MCC	\$8,294.00
Venue hire fees to Council from MCC	\$8,053.00
Total fees paid	\$16,347.00

As a result of the above arrangements, the dollar value to Council derived from MCC taking a share of operations costs, and paying fees, is calculated as:

Operational costs saved resulting from MCC share	\$46,230.00
Total income from fees	\$16,347.00
Total dollar value to Council	\$62,577.00

The total financial surplus is calculated as:

Total dollar value to Council derived from MCC	\$62,577.00 -
Council BFH operational costs 2010/11	\$60,514.00
Total surplus	\$2,063.00

Explanatory notes:

- Income from the license fee was calculated on the number of students enrolled in the first year. This is used as a baseline with an increase in fees payable by 5% p.a. based on anticipated growth in student numbers;
- MCC will be responsible for the management of all venue hire bookings. MCC will retain 50% of booking fees, with the other 50% payable to Council;
- The operational costs for BFH have not included depreciation.

The financial sustainability of this option is achieved through a substantial reduction in Council's operating costs, on the basis that MCC takes on a significant share. In addition, MCC pay a license fee, and 50% of venue hire fees which further offset costs to Council. Testing in a typical year resulted in a small overall dollar value saving to Council.

Continuation of Brush Farm Historical Society arrangements

There is no change to the current arrangement between Council and Brush Farm Historical Society. The Society will continue to have access to two rooms in BFH, and the availability of the hall for monthly meetings on 11 occasions per year, at no cost. The Society will also continue BFH tours on four occasions per year.

Continuation of Department of Corrective Services (DCS) agreement.

There are arrangements between MCC and DCS to facilitate the effective use of rooms currently licensed to DCS. DCS will collaborate with MCC to provide additional space where required and to assist MCC maintain BFH. There is no change to the current License between Council and DCS, however an annexure will be inserted regarding the new arrangement with MCC, subject to Council approval.

ITEM 13 (continued)

Continued accessibility to community exhibition space and as a venue for hire
 BFH gallery will be available for the community to use for exhibitions up to five fortnights per a year.

To supplement the loss of exhibition space at BFH, staff have negotiated for local communities to use Meadowbank TAFE gallery for up to three, two week periods per year, and the gallery at Macquarie Hospital for eight, two week periods per year. These have been negotiated on a user pays cost recovery basis.

The hall and large kitchen will continue to be available for hire, and be administered by MCC. MCC will be responsible for taking bookings, and retain 50% of hire fees.

Compatibility with the conditions established in the Conservation Management Plan
 BFH is subject to several statutory and non statutory heritage listings. The Conservation Management Plan establishes policies under which BFH should be managed to comply with the conditions imposed by those heritage listings.

According to policies articulated in the Conservation Management Plan, no activities proposed by MCC are deemed to be detrimental to BFH.

Development approval conditions

The relevant conditions of consent relate to the number of people allowed in any one area of BFH at any one time. These conditions are informed by policies identified in the Conservation Management Plan i.e. managing numbers of people to reduce impacts, and fire safety requirements. Conditions of consent with regard to numbers are:

Part of the building	Maximum numbers of occupants
Single story hall (east wing)	70
Basement	2
Ground floor (main building)	73
First floor	50

MCC have agreed they can comply with these conditions of consent while still accommodating significant growth in student numbers over the long term.

Compatibility with current zoning

BFH is located on land zoned 'Special Uses School'. The proposed use by MCC is consistent with acceptable uses under that zoning.

Consultation

Consultation was undertaken with all relevant stakeholders, in particular Brush Farm Historical Society, Department of Correctives Services and Macquarie Community College. Discussions first determined the full range of issues on which each were concerned, and then focused on solving any issues and collaboration opportunities.

ITEM 13 (continued)

All groups have been consulted and support the Heads of Agreement.

At the time of writing this report Council staff are scheduled to meet with the Economic Development Advisory Committee on Thursday 17 May 2012. Further consultation will be conducted at a later time.

Other Options

Council could resolve not to enter into a license agreement with Macquarie Community College, and instead go out for expressions of interest to determine whether other community education service providers are attracted to BFH as a venue.

**14 SUMMARY OF EXPENSES RELATING TO THE GENERAL MANAGER
AND SENIOR STAFF**

Report prepared by: Councillor Support Coordinator**Report dated:** 26/04/2012**File No.:** CLR/07/8/42 - BP12/475

REPORT SUMMARY

Council adopted the Expenses Relating to the General Manager and Senior Staff Policy on 11 October 2011. Council resolved that a report be provided every six months summarising expenses claimed.

This report provides a summary of expenses claimed by the General Manager and Senior Staff from November 2011 to April 2012. Reimbursements on expenses claimed during this period have been made in accordance with the provisions of the Policy.

It is recommended that the summary of expenses for this period be received and noted.

RECOMMENDATION:

That Council note the summary of expenses claimed by the General Manager and Senior Staff for the period between November 2011 and April 2012.

ATTACHMENTS

There are no attachments for this report.

Report Prepared By:

Sheron Chand
Councillor Support Coordinator

Report Approved By:

Shane Sullivan
Manager - Governance

Roy Newsome
Group Manager - Corporate Services

ITEM 14 (continued)
Discussion

The Expenses Relating to the General Manager and Senior Staff Policy sets out the circumstance and process for reimbursement of out-of-pocket expenses incurred by the General Manager and Senior Staff. The Policy ensures there is consistency and transparency in the application of the process.

The Policy aligns with the NSW Government Expenses Policy and the provisions of the Payment of Expenses and Provision of Facilities for the Mayor and Other Councillors Policy.

Claims lodged by the General Manager are authorised by the Mayor and claims lodged by Senior Staff are authorised by the General Manager for reimbursement.

At its meeting on 11 October 2011, Council endorsed the Policy with an additional requirement that expenses claimed under the Policy be reported to Council on a six monthly basis. Below is a summary outlining expenses claimed by the General Manager and Senior Staff from November 2011 to April 2012.

Expenses claimed are categorised on the following basis:

1. Performance of Official Duties
2. Recognition of staff performance (e.g. departing staff)
3. Establishing partnerships of importance to Council
4. Professional development and associated costs
5. Employment Contract Provisions

Claimant	Date of Claim	Amount \$	Category	Description
John Neish	7/11/2011	266.90	1	Food and beverages with Councillors - LGA Conference, Nowra
John Neish	7/11/2011	50.70	3	Meeting on 15 September 2011 with John Burgess – General Manager, Auburn City Council
John Neish	7/11/2011	100.90	5	Telstra Home Phone and BigPond
Terry Dodds	22/11/2011	192.00	3	Stationary, meal with Councillors Butterworth and Tagg at ICTC Conference and taxi, minus accommodation in Hobart
Terry Dodds	22/11/2011	32.00	1	Parking fee at St. Andrews Carpark for attendance at CitySwitch Progress Report and Awards

ITEM 14 (continued)

Claimant	Date of Claim	Amount \$	Category	Description
John Neish	22/11/2011	46.92	1 and 3	Parking fee for meeting with Ron Myor and John Farrara and attendance to Department of Planning Seminar
John Neish	28/11/2011	101.90	5	Telstra Home Phone and BigPond
Roy Newsome	30/11/2011	60.18	1	Parking fees for LGMA Mentoring Program
Roy Newsome	2/12/2011	144.00	1	Parking fees: <ul style="list-style-type: none"> • 3/11/11 – Attendance at Federal Court: Local Government Financial Services • 4/11/11 – Attendance at Federal Court: Local Government Financial Services • 11/11/11 – Meeting with the Industrial Relations Commission
John Neish	21/12/2011	19.30	3	Food and beverage expenses for travel to the Social Impacts of Migration Workshop at the Australian National University, Canberra
John Neish	21/12/2011	14.00	3	Parking fees – Attendance to the Social Impacts of Migration Workshop at the Australian National University, Canberra
John Neish	21/12/2011	101.90	5	Telstra Home Phone and BigPond
Dominic Johnson	3/01/2012	43.64	1	Parking fees - Department of Planning - North Ryde Station Precinct Working Group
Terry Dodds	18/01/2012	68.00	1	Parking for Court Hearing
John Neish	23/01/2012	101.90	5	Telstra Home Phone and BigPond
Terry Dodds	24/01/2012	47.00	1	Parking fees for presentation to City of Sydney

ITEM 14 (continued)

Claimant	Date of Claim	Amount \$	Category	Description
Dominic Johnson	7/02/2012	60.00	1	Parking fees - Governor Macquarie Tower, Farrer Place Sydney with the Minister for Planning and Infrastructure, Mayor and General Manager
Dominic Johnson	21/02/2012	22.73	1	Travel Expenses - Ministerial Planning Forum - Planning System Review
John Neish	6/03/2012	93.86	5	Telstra Home Phone and BigPond
Dominic Johnson	7/03/2012	12.45	1	Taxi Fare - Property Council of Australia
Terry Dodds	13/03/2012	437.69	1	Qantas Flight Expense - Sydney to Canberra for presentation to Transport Branch of Engineers Australia
Danielle Dickson	23/03/2012	49.95	4	Audio tape on communication techniques
John Neish	29/03/2012	11.00	1	Food and beverage - Meeting with Councillor Campbell on 25 January 2012
John Neish	29/03/2012	101.90	5	Telstra Home Phone and BigPond
Dominic Johnson	10/04/2012	28.36	1	Taxi Fare - Governor Macquarie Tower - meeting with the Minister for Finance and Service with the Mayor
Dominic Johnson	10/04/2012	25.45	1	Parking fees - Department of Planning - Macquarie Park Steering Group
Dominic Johnson	23/04/2012	41.18	1	Parking fees - Planning Assessment Commission
John Neish	27/04/2012	101.90	5	Telstra Home Phone and BigPond
Dominic Johnson	24/11/2012	43.64	1	Parking fees - Department of Planning with the General Manager

The sum of all claims processed from November 2011 to April 2012 is \$2,421.35.

Financial Implications

Adoption of the recommendation will have no financial impact as all reimbursements made were within the approved budget.

15 MARCH 2012 QUARTERLY REVIEW REPORT - 2011/2015 DELIVERY PLAN AND 2011/2012 OPERATIONAL PLAN

Report prepared by: Chief Financial Officer**Report dated:** 4/05/2012**File No.:** FIM/07/6/2/1 - BP12/519

REPORT SUMMARY

Council's Four Year Delivery Plan 2011/2015 and One Year Operational Plan 2011/2012 sets out the strategic and financial objectives for the year. These documents set out the goals and various performance measures for Council's seven key outcome areas and details the services and projects that Council plans to deliver in 2011/2012.

The Quarterly Report includes details for each of the seven Outcome areas and the 21 Program areas detailing the targets adopted by Council and the performance to date in achieving these targets to 31 March 2012. Also shown is a financial performance summary for each key outcome area and a status report on all Capital and Non-Capital Projects by Program Area that are to be undertaken in 2011/2012 with information on how each Project is progressing.

Following this review, Council's Working Capital is projected to increase by \$0.03 million to approximately \$4.05 million.

This Review also brings to account additional investment income, additional Section 94 contributions received, additional grant funding from state government and additional income from Ausgrid for restoration work.

RECOMMENDATION:

- (a) That the report of the Chief Financial Officer, dated 4 May 2012 on MARCH 2012 QUARTERLY REVIEW REPORT – 2011/2015 DELIVERY PLAN AND 2011/2012 OPERATIONAL PLAN be received and endorsed.
- (b) That the proposed budget adjustments included in this report resulting in a net total \$0.03 million improvement in Council's Working Capital be endorsed and included in the 2011/2012 Budget.
- (c) That the proposed transfers to and from Reserves as detailed in the report, and included as budget adjustments, totalling a net decrease in Transfers from Reserves of \$0.95 million be endorsed.
- (d) That the Certificate of the Responsible Accounting Officer attached to the report of the Chief Financial Officer dated 4 May 2012 be endorsed.

ITEM 15 (continued)**ATTACHMENTS**

- 1 Quarterly Report on Four Year Delivery Plan 2011/2015 and One Year Operational Plan 2011/2012 - Quarter Three – CIRCULATED UNDER SEPARATE COVER

Report Prepared By:

John Todd
Chief Financial Officer

Report Approved By:

Roy Newsome
Group Manager - Corporate Services

ITEM 15 (continued)

Discussion

Background

As required under section 407 of the Local Government Act, 1993 the quarterly review of the One Year Operational Plan 2011/2012 as at 31 March 2012 is presented to Council.

This Quarterly Review reports on the performance of Council in undertaking its Principal Activities in terms of its stated objectives and financial position. The following sections are included in the document, *Quarterly Review Report Four Year Delivery Plan 2011/2015 and One Year Operational Plan 2011/2012, Quarter Three* that has been **CIRCULATED UNDER SEPARATE COVER – ATTACHMENT 1**;

- General Manager's Overview, Financial Management and Corporate Performance Overview - provides a 'snapshot' of Council's performance in the quarter relative to several high profile activities.
- Outcome Area Reports – including overview, operational indicators, financial outcome and graphical representation of performance measures.
- Capital and Non Capital Projects Quarterly Status Report – provides comments regarding the status of all of Council's Capital and Non Capital Expenditure projects.
- Base Budget Quarterly Status Report.
- Reserves Listing Report – outlines the opening balance, approved budgeted transfers to/from reserves and proposed additional transfers to/from reserves, with a projected balance as at 30 June 2012. **Appendix A**
- Quarterly Changes Report – provides comments and details of those budget items that are proposed to be increased or decreased in the 2011/2012 budget. **Appendix B**
- Consolidated Income and Expenditure Estimates 2011/2012 – summary of the budget in two pages, showing original budget and quarterly changes. **Appendix C**

Report

The March 2012 Quarterly Review has been completed and is submitted to Council for endorsement.

The key points to note that are included in this Review are:

- \$1.00 million received for principal on maturing written down investment, transferred to reserve
- \$0.95 million additional income for Ausgrid restoration work
- \$0.82 million in Section 94 contributions received this quarter, transferred to reserve.
- \$0.66 million additional Roads and Maritime Services (RMS) Grant
- \$0.50 million additional investment income
- \$0.40 million additional Roads to Recovery Grant

ITEM 15 (continued)

- \$1.19 million for Re-location Argyle Centre project as per Council's resolution in April. Project will be funded by Property Investment Reserve.
- \$0.95 million additional restoration work for Ausgrid, offset by additional income
- \$0.55 million additional cost for North Ryde to Macquarie University Bicycle and Pedestrian shared Path program, offset by additional RMS grant funding
- \$0.40 million additional cost for Road Resurfacing Renewal program, offset by additional Roads Recovery grant funding
- \$0.35 million increase in street parking income
- \$0.30 million increase in legal costs relating to development (\$0.18m) and boarding house applications (\$0.02m), contract dispute (\$0.05m) and other matters (\$0.05m)
- \$0.20 million for Boronia Park design and construction, offset by reduction of spending in Toilet Block Renewal program

Working Capital Summary

Following completion of the Financial Statements for 2010/2011, the final Working Capital figure was determined at \$4.21 million, an increase of \$0.80 million over the original forecast result included in the Operational Plan, which allowed utilising \$0.31 million from Working Capital. At the December Quarterly Review, this was projected to remain at \$4.02 million

In the March Quarterly Review, the proposed budget adjustments will result in an increase of \$0.03 million to Council's Working Capital as at 30 June 2012 to \$4.05 million.

Opening Working Capital	4,205
Delivery Plan	(308)
September Adjustments	125
December Adjustments	(0)
March Adjustments	31
Carryover Adjustments	
June Adjustments	
Closing Working Capital	4,053

Overview of March Review

Council's projected available Working Capital of \$4.05 million is a result of the March Quarterly Review. The following are the major changes to be made, with a complete listing provided in the circulated document, and more detailed explanations in each Outcome area of that document.

ITEM 15 (continued)Operating Budget

- The budget is projected to increase its operating income by \$4.55 million (4.08%) with the main areas being as follows:
 - \$1.00 million received for principal on maturing written down investment, transferred to reserve
 - \$0.95 million additional income for Ausgrid restoration work
 - \$0.82 million in Section 94 contributions received this quarter and transferred to reserve
 - \$0.66 million additional RMS Grant
 - \$0.50 million additional investment income
 - \$0.40 million additional Roads to Recovery Grant
 - \$0.35 million increase in street parking income
 - \$0.13 million decrease in Regulatory Program operating income, due to introduction of title insurance for purchasers and the decrease in demanding for service
 - \$0.10 million increase in rate income
 - \$0.08 million reduction in Environmental Health and Safety Enforcement Administration program
 - \$0.04 million decrease in development assessment income due to decline in development activity
 - \$0.02 million additional income for Centres Strategy program

- The budget is projected to increase its operating expenses over budget by \$1.45 million (1.51%) with the main areas being as follows:
 - \$0.95 million additional restoration work for Ausgrid, offset by additional income
 - \$0.30 million increase in legal costs relating to development (\$0.18m) and boarding house applications (\$0.02m), contract dispute (\$0.05m) and other matters (\$0.05m)
 - \$0.10 million increase fixed charges, due to replacement of photocopiers/printers over the last two years.
 - \$0.06 million additional funding required for Meadowbank Master Plan project, funded by savings from LEP and Centre Strategy programs
 - \$0.05 million additional funding for Corporate Training and Development
 - \$0.03 million reduction of cost for Boarding House Project

In total, a projected increase in Operating Surplus of \$3.10 million, most of which is being utilised for Capital or transferred to reserves.

ITEM 15 (continued)Capital Budget

- The capital budget is projected to increase its capital expenses over budget by \$2.12 million (3.57%), with the main areas being as follows:
 - \$1.19 million for relocation of Argyle Centre staff project as per Council's resolution in April. To be funded from the Property Investment Reserve.
 - \$0.55 million additional works for North Ryde to Macquarie University Bicycle and Pedestrian shared Path program, offset by additional RMS grant funding
 - \$0.40 million additional works for Road Resurfacing Renewal program, offset by additional Roads Recovery grant funding
 - \$0.20 million saving for Porters Creek Depot Protection Earthwork. The Division of Land and Property Information has agreed to fund a major portion of the works, saving of funding will remain in the reserve.
 - \$0.20 million for Boronia Park design and construction, partially offset by savings in Toilet Block Renewal program
 - \$0.15 million for Urgent Sewer Works - Civic Centre project as per Council's resolution in April. Project will be funded by Property Investment Reserve.
 - \$0.15 million saving for Porters Creek Depot Reconfiguration project, due to project delayed, funding will remain in the reserve.
 - \$0.13 million additional works for Cycleways Construction Renewal program, offset by additional RMS grant funding
 - \$0.12 million for Multi Function Poles project as per Council's Resolution, funded by Asset Replacement Reserve
 - \$0.12 million saving in Stormwater Improvement Works Renewal program, saving to remain in the Stormwater Reserve
 - \$0.11 million decrease funding for Toilet Blocks Renewal - excluding sportsfields Renewal program
 - \$0.07 million additional funding required for replacement of pipes in poor condition, funded by Stormwater Reserve
 - \$0.04 million Personal Mobility Electric Vehicle, funded by saving in Traffic Calming Devices project
 - \$0.03 million increase in Eastwood and Terry's Creek Floodplain Management Plan, funded by Stormwater Reserve
 - \$0.04 million reduction for Pool Guttering and Tiling project. Project is no longer required and funding will be transferred to reserve
 - \$0.03 million saving for RALC Asset Renewal program, which will remain in the reserve. The project was completed under budget.
 - \$0.02 million increase for Water Reuse in Meadowbank Park, funded by Stormwater Reserve

ITEM 15 (continued)Reserve Movements

- It is projected to increase its transfers from reserves over budget by a net amount of \$0.99 million (2.27%) the main areas being as follows:
 - \$1.19 million from reserve to fund relocation Argyle Centre staff works
 - \$0.20 million reduction in transfer from the Domestic Waste Reserve due to additional grant funding for Porters Creek Depot Protection Earthwork project. The Department of Lands or LPMA have agreed to fund a major portion of the works and saving will remain in the reserve.
 - \$0.15 million from reserve to fund Urgent Sewer Works at the Civic Centre
 - \$0.14 million decrease of transfer from reserve to balance Plant and Fleet Reserve budgets
 - \$0.15 million decrease in the transfer from the Domestic Waste Reserve due to deferral of the Porters Creek Depot Reconfiguration project
 - \$0.12 million from reserve to fund Multi Function Poles project
 - \$0.08 million decrease in the transfer from the RALC reserve, due to savings in projects
 - \$0.06 million for balance Domestic Waste Reserve

- It is projected to increase its transfers to reserves over budget by \$1.93 million (8.12%), the main areas being as follows:
 - \$1.07 million transfer to the Financial Security Reserve for principal and interest on written down investments received this quarter
 - \$0.82 million transfer to reserve for Section 94 contributions received this quarter
 - \$0.04 million transfer to the Plant Reserve to balance the budgets

The complete details are contained within the document circulated separately.

Consultation

Internal Council business units consulted included:

- All Service Units in relation to budget changes.
- Executive Team.

Critical Dates

The following deadlines are required to be met:

- In accordance with Section 407 of the Local Government Act 1993, the General Manager must report to the Council within 2 months after the end of each quarter as to the extent to which the performance targets set by the Council's current Management Plan have been achieved during that quarter.

ITEM 15 (continued)

- The Chief Financial Officer as Council's Responsible Accounting Officer, in accordance with the Part 2 Clause 7 of the Local Government (Financial Management) Regulation 1999 is required to certify whether the Council's financial position is satisfactory having regard to the original estimates of income and expenditure.

Financial Implications

Council's available Working Capital is projected to increase by \$0.03 million to approximately \$4.05 million as at 30 June 2012.

Council's Operating Result before depreciation is projected to increase by \$3.10 million to \$41.01 million.

Council's Capital Works Program is projected to increase by \$2.12 million as a result of new projects Urgent Sewer Works - Civic Centre, Re-location Argyle Centre, Multi Function Poles, as well as additional costs for Road Resurfacing Renewal program and North Ryde to Macquarie University Bicycle and Pedestrian shared Path program.

**16 TENDER FOR CRUSHING OF RECLAIMED CONCRETE AND ASPHALT -
COR - RFT- 03/12**

Report prepared by: Environmental Engineer - Waste**Report dated:** 14/05/2012**File No.:** GRP/11/3/6/7 - BP12/575

REPORT SUMMARY

This report advises of the outcome following the tender process for the Crushing of reclaimed concrete and asphalt.

Council requires contractors for Crushing of reclaimed concrete and asphalt from Council roads and drains that is stockpiled at the Porters Creek construction recycling facility. The crushing is required in order to convert these raw materials into valuable construction aggregates. Tenders were therefore sought from suitable contractors to undertake the crushing services. A preferred contractor and alternative (back-up) contractor have been chosen following the tendering process.

RECOMMENDATION:

- (a) That the tender for the Crushing of reclaimed concrete and asphalt COR-RFT-03/12 be awarded to Crusher Rentals Pty Ltd.
- (b) That Screenmasters Australia Pty Ltd be acknowledged as an alternate for the Crushing of reclaimed concrete and asphalt tender COR-RFT- 03/12.
- (c) That the unsuccessful tenderers be advised accordingly.

ATTACHMENTS

- 1 Crushing Tender Evaluation Report - CIRCULATED UNDER SEPARATE COVER - CONFIDENTIAL

Report Prepared By:

Julius Pucci
Environmental Engineer - Waste

Report Approved By:

George Dedes
Manager - Business Infrastructure**Terry Dodds**
Group Manager - Public Works

ITEM 16 (continued)**Discussion**

Council requires contracting services for Crushing of reclaimed concrete and asphalt stockpiled at the Porters Creek construction recycling facility in order to convert raw materials into valuable construction aggregates. The process will take approximately eight (8) weeks at an average of 800 tonnes per day and will be in accordance with EPA requirements. Tenders were therefore sought from suitable contractors to undertake the crushing.

An experienced contractor is required to ensure good product quality.

The tender was advertised in the Sydney Morning Herald on 7 & 10 March 2012. It was also advertised via the Tenderlink website.

The closing date for the tender was 22 March 2012 and the tenders received were handled in accordance with Council protocol.

Four submissions were received, those being from:

- Crusher Rentals Pty Ltd
- Screenmasters Australia Pty Ltd
- Multiquip Pty Ltd
- SCE Resources Pty Ltd

A preferred contractor and alternative (back-up) contractor have been chosen following the tendering process. The tendering process involved comparison of all tenderers' submissions with relevant tender assessment criteria, review of previous experience and referee checks.

A detailed Tender Evaluation Report is **CIRCULATED UNDER SEPARATE COVER – CONFIDENTIAL**.

Financial Implications

The major impact is the substantial savings to the City of Ryde for the cost of this material. The cost of an equivalent external quarry product is \$16-20 per tonne. The cost of Council's recycled product is significantly less. This represents a significant cost saving to Council especially in the Public Works capital budget.

The expense of crushing the stockpiles is not funded from a budget perspective but is listed as working capital on Council's balance sheet (i.e. the movement between cash and Inventory). This amount is recovered from capital projects as material is issued.

Context

Council stockpiles are running very low especially on concrete aggregate and the crushing is therefore required as a matter of urgency.

ITEM 16 (continued)**Consultation**

Internal Council business units consulted included:-

- Risk & Audit
- Operations

Options

The alternative of purchasing equipment and crushing 'in-house' would be prohibitively expensive based on the current scale of Council's operations.

If the crushing and recycling was simply not undertaken, Council would have to purchase aggregates externally at a cost of around \$250,000 to \$350,000 per year. The recycling also releases Council from significant disposal costs for the construction waste materials.

History

Every 12 to 18 months or as required, when the stockpiles reach approximately 10,000 tonnes for concrete and 20,000 tonnes for asphalt, tenders are called for the processing of the concrete and asphalt waste from the City of Ryde's construction and maintenance activities. The crushing and stockpiling of recycled products is undertaken at Council's Porters Creek Recycling Facility. Generally tenders are called for this material to be processed to similar specifications as RTA spec 3051 for base materials. These materials are then used on Council projects. This provides considerable savings compared to buying quarry products as well as being more environmentally responsible.

17 REPORTS DUE TO COUNCIL

Report prepared by: Meeting Support Coordinator

Report dated: 26 April 2012

File No.: GRP/12/5/5/5 - BP12/477

REPORT

This Report is submitted to Council to review the status of outstanding reports and confirm the date reports are due to be provided to Council as at 15 May 2012.

Below is a status table showing the number of reports listed, the number completed since the last update, the number added since the last update and the percentage of those reports that were completed within the stated timeframe.

Report date	Volume			Current reports		Completed reports			Performance	
	Number of reports listed	Number of reports added (since last report)	Number of reports COMPLETED (to be removed following this report)	Number of reports overdue	Number of reports due and on track/in time	Number of reports COMPLETED and in time	Number of reports COMPLETED overdue	% of reports COMPLETED	% of reports overdue (completed and pending)	% of reports in time (completed and pending)
14/02/11	33		7	2	24	6	1	21%	9%	91%
15/03/11	31	5	8	3	20	7	2	29%	16%	87%
2/05/11	32	9	9	5	16	9	1	31%	19%	78%
6/06/11	31	8	5	5	21	4	1	16%	19%	81%
19/07/11	33	7	10	6	17	2	8	30%	42%	58%
16/08/11	35	12	8	6	21	4	4	23%	29%	71%
20/09/11	36	9	7	7	21	3	5	22%	33%	67%
15/11/11	40	11	20	6	14	9	11	50%	43%	58%
28/02/12	37	17	11	0	26	7	4	30%	11%	89%
27/03/12	29	3	9	1	19	9	0	31%	3%	97%
24/04/12	28	8	3	3	22	2	1	11%	14%	86%
22/05/12	32	7	3	5	24	2	1	9%	19%	81%

ATTACHED is a graph showing the volume of outstanding reports and the number of completed reports over the period 14 February 2011 to present.

ITEM 17 (continued)

There are currently 32 reports listed. Following consideration of this report there will be five overdue reports due to Council.

RECOMMENDATION:

That the report on Outstanding Council Reports be endorsed.

ATTACHMENTS

- 1 Performance Data - Report to Council 22 May 2012
- 2 Outstanding Council Reports as at 15 May 2012

Report Prepared By:

Amanda Janvrin
Meeting Support Coordinator

Report Approved By:

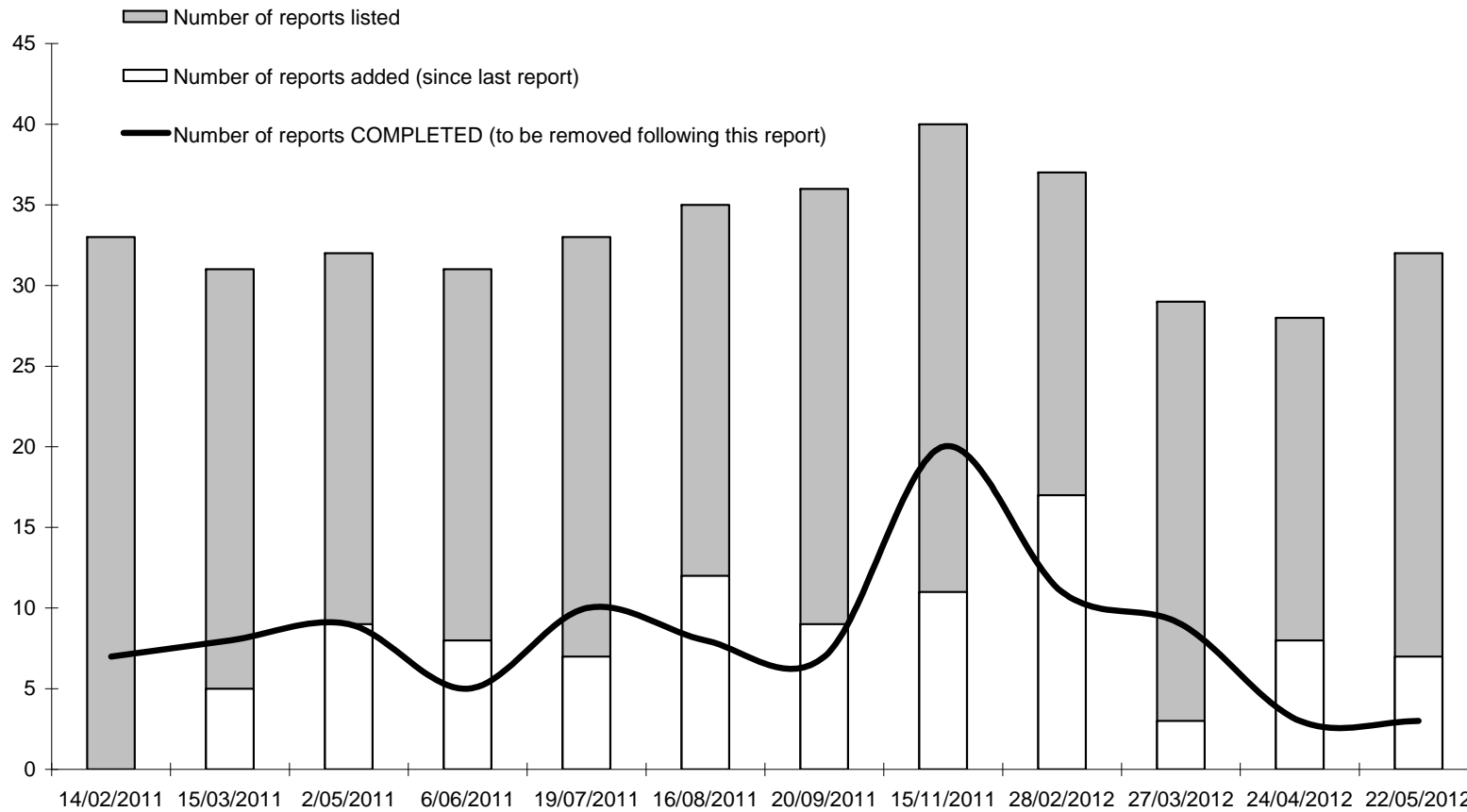
Shane Sullivan
Manager - Governance

Roy Newsome
Group Manager - Corporate Services

ITEM 17 (continued)

ATTACHMENT 1

Outstanding Reports to Council
Volume of outstanding reports



ITEM 17 (continued)

ATTACHMENT 2

Outstanding Reports

Meeting Type	Resolution	Due Date of Report	Comments/Update
Council	REVIEW OF PART 3.3 DWELLINGS HOUSES AND DUAL OCCUPANCY OF DEVELOPMENT CONTROL PLAN 2010	10/04/2012	Councillor Workshop scheduled for 20 March 2012
Meeting Date		Anticipated date	
14/06/2011	(a) That a review of Part 3.3 Dwelling Houses and Dual Occupancy of City of Ryde's Development Control Plan 2010 and associated process be undertaken to address the issues raised in this report. (b) That a further report be provided to Council once the review process is completed.	24/07/2012	Officer drafting DCP delayed by work on the Transport Coordination Authority development. DCP expected to be delayed to June 2012.
Group		Officer	
Environment and Planning		Meryl Bishop	As there is no meeting on 10 July, it is expected the report will go to the Council Meeting of 24 July 2012.

ITEM 17 (continued)

ATTACHMENT 2

Meeting Type	Resolution	Due Date of Report	Comments/Update
Council	PUBLIC DOMAIN UPGRADES	30/06/2012	<i>Part (d) will be reported when the development is undertaken.</i>
Meeting Date 2/08/2011	(d) That a detailed costing be provided to Council on the replacement of the two poles with two smart poles in front of the proposed second hotel in Eastwood, at the same time that the development is undertaken.	Anticipated date 19/06/2012	<i>Part (e) will be reported to the Works and Community Committee on 19 June 2012.</i>
Group Environment and Planning	(e) That a further report be provided to Council on this matter after consultation with shop owners in Church Street.	Officer Meryl Bishop	

ITEM 17 (continued)

ATTACHMENT 2

Meeting Type	Resolution	Due Date of Report	Comments/Update
Council Meeting Date 23/08/2011	78 HERMITAGE ROAD, WEST RYDE. IDA2011/0022.	17/04/2012	a) <i>Additional Information request sent to applicant on 29 August 2011.</i>
Group Environment and Planning	(a) That this application be deferred for the applicant to submit further information to Council in support of their application addressing the reasons for refusal presented in the report to the Planning and Environment Committee on 16 August 2011, including the reduction of signage on the site and the storage of chemicals in compliance with WorkCover requirements. (b) That upon receipt of this information, a further report be presented to the Planning and Environment Committee within a three month period.	Anticipated date 17/07/2012 Officer Liz Coad	b) <i>Report to Planning and Environment Committee at date TBA (within three months of receipt of additional information from the applicant).</i> <i>Applicant advised Council on 13 November 2011 that additional information would be submitted shortly and that the premises now complies with WorkCover.</i> <i>Applicant advised Council additional information would be submitted in mid December 2011 - no information was received.</i> <i>Additional information finally submitted to Council on 20 January 2012.</i> <i>Information to be renotified and</i>

15-May-12

Page 3 of 31

ITEM 17 (continued)

ATTACHMENT 2

Meeting Type Council	Resolution ESTABLISHMENT OF A LOCAL PLANNING PANEL	Due Date of Report	Comments/Update Report to Council date TBA
Meeting Date 23/08/2011	(b) That a report be provided to Council regarding the composition of the Joint Regional Planning Panel.	Anticipated date	<i>Note: The review details have not been released by the Department of Planning. When the composition of the Sydney East Joint Regional Planning Panel is up for renewal, a report will be brought to Council.</i>
Group Environment and Planning		Officer Liz Coad	

assessed by Council staff, if sufficient a report is expected to go to the Planning and Environment Committee late April 2012.

Following assessment further amendments were required.

Application to be renotified and report anticipated to go to the Planning and Environment Committee 17 July 2012.

ITEM 17 (continued)

ATTACHMENT 2

Meeting Type	Resolution	Due Date of Report	Comments/Update
Works and Community	ADOPTION OF THE PUTNEY PARK PLAN OF MANAGEMENT - COMPLETED	20/03/2012	Working with Public Works to cost and scope implementation of masterplan.
Meeting Date 11/10/2011	(b) That a further report be provided to Council regarding a plan of action addressing the following matters: <ul style="list-style-type: none"> • to improve the site from Pellissier Road to the punt (relocation of gates); • the upgrading and remediation of the triangular park; • the improvement to the sea wall; • the removal of the Camphor Laurel trees; • the pruning of trees throughout the park to improve the security; • the development of the perimeter track; and • the exploration of provision of accessible equipment in the southern playground. 	Anticipated date 8/05/2012	Report provided to Council Meeting of 8 May 2012.
Group Community Life		Officer Fiona Morrison	<i>COMPLETED (To be removed following Council Meeting to be held 22 May 2012).</i>

ITEM 17 (continued)

ATTACHMENT 2

Meeting Type	Resolution	Due Date of Report	Comments/Update
Works and Community			
Meeting Date			
1/11/2011	TRAFFIC & PARKING MATTERS PRESENTED TO RYDE LOCAL TRAFFIC COMMITTEE MEETING held on 29 September 2011 - BELMORE STREET, MEADOWBANK - Request for parking restrictions	17/07/2012	Report to Ryde Local Traffic Committee Meeting to be held on 24 May 2012, following which a report will be prepared for the Works and Community Committee Meeting to be held on 17 July 2012.
Group		Anticipated date	
Public Works	That Council install Statutory 'No Parking', 'Mon - Fri' restrictions for the length of 5 metres on approach side and 2 metres on departure side of two (2) access driveways of the block of units located at No. 84-102 Belmore Street and that this be trialled for 6 months with a further report provided to the Committee.	17/07/2012	
		Officer	
		Ramesh Desai	

ITEM 17 (continued)

ATTACHMENT 2

Meeting Type	Resolution	Due Date of Report	Comments/Update
Works and Community			
Meeting Date	TRAFFIC & PARKING MATTERS PRESENTED TO RYDE LOCAL TRAFFIC COMMITTEE MEETING held on 29 September 2011 - POTTS STREET, RYDE - Review of parking restrictions	17/07/2012	<i>Report to Ryde Local Traffic Committee Meeting to be held on 24 May 2012, following which a report will be prepared for the Works and Community Committee Meeting to be held on 17 July 2012.</i>
1/11/2011	(f) Proposal be trialled for a period of six months with a further report provided to the Committee.	Anticipated date 17/07/2012	
Group Public Works		Officer Ramesh Desai	

ITEM 17 (continued)

ATTACHMENT 2

Meeting Type	Resolution	Due Date of Report	Comments/Update
Council Meeting Date 22/11/2011	MAYORAL MINUTE 15/11 - CUDAL RESERVE PUTNEY AND SMALLS ROAD RYDE (a) That the Mayor and General Manager pursue meetings with the relevant State Government Ministers with the purpose of: (1) ensuring that both sites remain in public ownership; (2) ensuring that the zoning of both sites reflects public ownership; (3) obtaining the dedication of Cudal Reserve as a park under the care, control and management of the City of Ryde in perpetuity at no cost to Council; (4) obtaining the dedication of the ovals within the former school site at Smalls Road as a park under the care, control and management of the City of Ryde in perpetuity at no cost to Council.	8/05/2012 Anticipated date 26/06/2012	Consultation with Department of Planning and Infrastructure and Relevant State Ministers undertaken. Report to Council Meeting on 26 June 2012.
Group Environment and Planning		Officer Meryl Bishop	
<hr/> (b) That this matter be reported back to Council.			

ITEM 17 (continued)

ATTACHMENT 2

Meeting Type	Resolution	Due Date of Report	Comments/Update
Council Meeting Date 22/11/2011 Group Environment and Planning	NOTICE OF MOTION - SHORTFALL OF OPEN SPACE IN PARTS OF NORTH RYDE (a) That in accordance with the draft IOSP which identifies a shortfall of open space in parts of North Ryde, Council facilitate a meeting with the Transport Coordination Authority development team to request that as part of the developers contribution through either Section 94 or a VPA, to provide in the identified areas for open space to include sportsgrounds and/or multi use sports facility (including the possibility of synthetic surfaces) to benefit the community of Ryde. (b) That the meeting include all key stakeholders, such as Ryde City Hockey Club with the outcomes being reported to Council.	1/06/2012 Anticipated date Adrian Melo	Council continues to meet with the Transport Coordination Authority (TCA) regarding the future development of the site and has made repeated representations requesting that a multi-purpose sporting facility be provided. It is likely to be some time before clarity regarding what will be delivered on the site is achieved. TCA to release revised concept design, report to Council following receipt of revisions. Report to Council TBA.

ITEM 17 (continued)

ATTACHMENT 2

Meeting Type	Resolution	Due Date of Report	Comments/Update
Council	252 QUARRY ROAD, RYDE. LOT 2 DP 701738. Local Development Application for demolition and erection of an attached dual occupancy. LDA 2010/439	14/08/2012	Report to Council following mediation meeting - meeting is scheduled for 24 January 2012 - Submitter cancelled.
22/11/2011	That this matter be deferred to allow the Group Manager, Environment and Planning to undertake mediation to address the issues of overshadowing, privacy and unacceptable non compliances and that a further report be provided to Council following the conduct of this mediation.	27/07/2012	Re-scheduled for 22 February 2012 - Submitter cancelled.
Group Environment and Planning		Officer Liz Coad	Re-scheduled for 5 March 2012 - Applicant failed to attend.
			Re-scheduled for Wednesday 21 March 2012.
			Mediation held 21 March 2012.
			Amended Plans and renotification required. If amendments are received in May, a report could be forwarded to Council in July.

ITEM 17 (continued)

ATTACHMENT 2

<p>Meeting Type Council</p>	<p>Resolution POTENTIAL DEVELOPMENT PARTNERSHIP ARRANGEMENT FOR COULTER STREET CAR PARK</p>	<p>Due Date of Report 26/06/2012</p>	<p>Comments/Update <i>Negotiations with the Gladsville RSL have been extended due to their need to remodel a proposal which complies with our DCP and LEP.</i></p>
<p>Meeting Date 22/11/2011</p>	<p>(b) On completion of the highest and best use study a full report be brought to Council for its consideration.</p>	<p>Anticipated date 27/11/2012</p>	
<p>Group General Manager</p>		<p>Officer John Neish</p>	
<p>Meeting Type Council</p>	<p>Resolution TENDER FOR SURVEYING AND ASSESSMENT OF CITY OF RYDE'S CUSTOMER SERVICES</p>	<p>Due Date of Report 22/05/2012</p>	<p>Comments/Update <i>To allow further feedback to be received, report will be provided to Council on 12 June 2012.</i></p>
<p>Meeting Date 13/12/2011</p>	<p>(b) That Council be provided with a further report exploring online and other options with costs that are available in the market place.</p>	<p>Anticipated date 12/06/2012</p>	
<p>Group Corporate Services</p>		<p>Officer Angela Jones-Blayney</p>	

15-May-12

Page 11 of 31

ITEM 17 (continued)

ATTACHMENT 2

Meeting Type	Resolution	Due Date of Report	Comments/Update
Council	SKATEBOARD CLINICS FOR ALL AGES AND ABILITIES IN THE CITY OF RYDE	28/02/2013	Report to be provided in 2013.
Meeting Date		Anticipated date	
13/12/2011	(e) That a further report be presented to Council in February 2013 at the conclusion of the series of skate clinics.	28/02/2013	
Group		Officer	
Community Life		Fiona Morrison	

ITEM 17 (continued)

ATTACHMENT 2

Meeting Type	Resolution	Due Date of Report	Comments/Update
Works and Community	Traffic and Parking Matters presented to Ryde Local Traffic Committee Meeting held on 24 November 2011 - (h) LANCASTER AVENUE AND COBHAM AVENUE, MELROSE PARK - Bypassing Traffic	17/07/2012	An Item will be prepared for the Ryde Traffic Committee at its meeting to be held in May 2012, following which a Report will be prepared for the Works and Community Committee at its
7/02/2012	(ii) That a further review be undertaken in 6 months with a report to the Committee detailing the results.	Anticipated date 17/07/2012	meeting to be held on 17 July 2012, containing the Minutes of the Meeting of the RTC May meeting.
Group Public Works		Officer Ramesh Desai	

ITEM 17 (continued)

ATTACHMENT 2

Meeting Type	Resolution	Due Date of Report	Comments/Update
Works and Community			
Meeting Date			
7/02/2012	Traffic and Parking Matters presented to Ryde Local Traffic Committee Meeting held on 24 November 2011 - (m) SIGNAGE ON COXS ROAD AND LANE COVE ROAD	17/07/2012	An Item will be prepared for the Ryde Traffic Committee at its meeting to be held in May 2012, following which a Report will be prepared for the Works and Community Committee at its meeting to be held on 17 July 2012, containing the Minutes of the Meeting of the RTC May meeting.
Group		Anticipated date	
Public Works	(i) That a working party comprising Council, RMS, NSW Police and State Transit representatives review the concerns raised by the NPRS School President in relation to the Lane Cove Road, Kent Road and Cox's Road intersection and that a further report be brought back to the Committee in due course.	17/07/2012	
		Officer	
		Ramesh Desai	

ITEM 17 (continued)

ATTACHMENT 2

Meeting Type	Resolution	Due Date of Report	Comments/Update
Council	NOTICE OF MOTION - EMPLOYMENT OPPORTUNITIES FOR PEOPLE WITH A DISABILITY	26/06/2012	This will be included in the Workforce Plan, which is currently being developed.
Meeting Date 14/02/2012	That the General Manager report to Council on ways to improve the employment opportunities for people with a disability within the organisation.	Anticipated date 26/06/2012	Report to Council Meeting on 26 June 2012.
Group General Manager		Officer Beki Boulet	

ITEM 17 (continued)

ATTACHMENT 2

Meeting Type	Resolution	Due Date of Report	Comments/Update
Council	64 PELLISIER ROAD, PUTNEY. LOT 102 DP 866280. Local Development Application for Alterations and additions to the existing dwelling including an additional new storey and new cabana in the rear yard. LDA2011/493	15/05/2012	Mediation meeting scheduled for 15 March 2012.
Meeting Date			Further report outlining possible solutions to this matter will be provided to the Planning and Environment Committee at its meeting of 15 May 2012.
14/02/2012		Anticipated date	
		17/07/2012	
Group		Officer	
Environment and Planning	That the Group Manager Environment and Planning undertake a mediation session with the applicant and objectors to determine a possible solution to this matter and then be reported back to the Planning and Environment Committee for consideration within two months.	Liz Coad	Amended Plans submitted 16 April 2012. These will be assessed and notified and a report is expected to be provided to the Planning and Environment Committee at its meeting of 17 July 2012.

ITEM 17 (continued)

ATTACHMENT 2

Meeting Type	Resolution	Due Date of Report	Comments/Update
Works and Community	SHAFTSBURY ROAD AND GLEN STREET, EASTWOOD - Proposed Traffic Facilities (Black Spot Remediation Site - UPDATE)	5/06/2012	An Item will be prepared for the Ryde Traffic Committee at its meeting to be held in May 2012, following which a Report will be prepared for the Works and Community Committee at its meeting to be held on 17 July 2012, containing the Minutes of the Meeting of the RTC May meeting.
6/03/2012	That a further report be provided to the Committee on the future provision of angled parking in Glen Street, adjacent to the Sydney Water stormwater drain.	17/07/2012	
Group		Officer	
Public Works		Harry Muker	

ITEM 17 (continued)

ATTACHMENT 2

Meeting Type	Resolution	Due Date of Report	Comments/Update
Works and Community	DEEBLE STREET - Submissions on Public Notification of Proposed Lease	1/05/2012	<i>Council staff are negotiating with the property owner. The report will not be finalised until if or when satisfactory agreement is reached. If Council is unable to reach a satisfactory agreement the report may be delayed.</i>
Meeting Date 27/03/2012	That this matter be deferred for one month to allow staff to liaise with the legal representative of the property owners and for a further report for the Committee's consideration.	Anticipated date 17/07/2012	
Group Public Works		Officer Russell Nash	<i>Remains on-going - no updated information yet available.</i>

ITEM 17 (continued)

ATTACHMENT 2

Meeting Type	Resolution	Due Date of Report	Comments/Update
Works and Community	TRAFFIC & PARKING MATTERS PRESENTED TO RYDE LOCAL TRAFFIC COMMITTEE MEETING held on 2 February 2012	24/05/2012	An Item will be prepared for the Ryde Traffic Committee at its meeting to be held in May 2012, following which a Report will be prepared for the Works and Community Committee at its meeting to be held on 17 July 2012, containing the Minutes of the Meeting of the RTC May meeting.
27/03/2012	(m) That the Group Manager – Public Works conduct an audit of parking on Buffalo Road (between Cressy Road and Monash Road) and that this be reported to the next Ryde Local Traffic Committee and the Works and Community Committee.	17/07/2012	
Group		Officer	
Public Works		Harry Muker	

ITEM 17 (continued)

ATTACHMENT 2

Meeting Type	Resolution	Due Date of Report	Comments/Update
Council	INTEGRATED OPEN SPACE PLAN	26/06/2012	(d) COMPLETED and reported to the Works and Community Committee.
Meeting Date 27/03/2012	(b) Following the public exhibition process, a further report be submitted to Council on the feedback received during the process and any proposed changes to the Integrated Open Space Plan.	Anticipated date 26/06/2012	(b) To be reported on 26 June 2012.
Group Community Life	(d) That action to remove safe and functioning playground equipment from parks without immediate replacement in the same park be suspended until the matter has been reported to the Works and Community Committee for consideration.	Officer Tatjana Domazet	

15-May-12

Page 20 of 31

ITEM 17 (continued)

ATTACHMENT 2

Meeting Type	Resolution	Due Date of Report	Comments/Update
Council	BEST VALUE REVIEW - SPORTSGROUND ALLOCATION AND MANAGEMENT	23/10/2012	<i>To be reported on 23 October 2012 following review and consultation.</i>
Meeting Date 27/03/2012	That Council fund and support the recommendations for the implementation of the Best Value Review, subject to a comprehensive review of the season charges being undertaken in consultation with the sport clubs and associations with costed options for consideration and that all results of the review be brought back to Council. The options to include:- (i) No increase; (ii) 7% increase for 3 years; (iii) Any other options.	Anticipated date 23/10/2012	
Group Community Life		Officer Tajjana Domazet	

ITEM 17 (continued)

ATTACHMENT 2

Meeting Type	Resolution	Due Date of Report	Comments/Update
Works and Community			
Meeting Date 10/04/2012	TRAINING FACILITIES FOR WOMEN'S NETBALL IN THE CITY OF RYDE	17/07/2012	<i>To be reported to the Works and Community Committee on 17 July 2012.</i>
Group Community Life	That the General Manager investigate the feasibility of providing additional training facilities for women's netball in the City of Ryde. This investigation is to include discussions with local clubs (eg: Ravens Netball) and local schools. The resultant report should also include possible funding implications associated with improved and additional facilities.	Anticipated date 17/07/2012 Officer Tajjana Domazet	

ITEM 17 (continued)

ATTACHMENT 2

Meeting Type	Resolution	Due Date of Report	Comments/Update
Works and Community	WATER BOTTLE REFILL STATIONS	19/06/2012	<i>To be reported to the Works and Community Committee on 19 June 2012.</i>
Meeting Date 10/04/2012	That Council investigate and report on the installation of water bottle refill stations in our major parks and/or centres	Anticipated date 19/06/2012	
Group Community Life		Officer Tajjana Domazet	

15-May-12

Page 23 of 31

ITEM 17 (continued)

ATTACHMENT 2

Meeting Type	Resolution	Due Date of Report	Comments/Update
Works and Community			
Meeting Date 10/04/2012	FEASIBILITY STUDY ON MULTIPURPOSE SYNTHETIC (ARTIFICIAL) FIELDS	7/08/2012	<i>To be reported to the Works and Community Committee on 7 August 2012.</i>
Group Community Life	<p>1. That the General Manager prepare a feasibility study on multipurpose synthetic (artificial) fields to be installed in the City of Ryde. This study should outline a comprehensive consultation process, projected financial impacts, construction cost estimates and a funding and grants program with all sports facility users and stakeholders in the LGA.</p> <p>2. A report detailing possible sports funding grants through the State and Federal Governments in the next financial year to assist in this project should also be undertaken.</p> <p>3. A feasibility study cost be funded through the 2012/13 First Quarter Budget review.</p>	Anticipated date 7/08/2012	
		Officer Tatjana Domazet	

ITEM 17 (continued)

ATTACHMENT 2

Meeting Type	Resolution	Due Date of Report	Comments/Update
Council	COX'S ROAD MASTERPLAN	24/07/2012	<i>Master Plans are on exhibition from 9 May 2012 to 20 June 2012. The report on the outcomes from the exhibition are anticipated to be reported to Council on 24 July 2012.</i>
Meeting Date 24/04/2012	(b) That a further report be provided to Council following the public exhibition period.	Anticipated date 24/07/2012	
Group Environment and Planning		Officer Meryl Bishop	

ITEM 17 (continued)

ATTACHMENT 2

Meeting Type	Resolution	Due Date of Report	Comments/Update
Council Meeting Date 24/04/2012 Group Public Works	NOTICE OF MOTION - PUBLIC DOMAIN AREAS - WEST RYDE That the General Manager report to the Works and Community Committee on the intended usability and presentation of the public domain areas on and around the new West Ryde (Coles) development site at the following stages of the project: (a) following opening of the Council underground carpark; (b) following opening the retail (Coles) development; and (c) for the duration of the construction of the residential units. For the purposes of this report, the public domain includes the market place, footpaths, roads, traffic facilities, lighting, public art, furniture, street trees, signage and any other feature intended to be installed on public land as part of the complete development.	Anticipated date Officer Peter Nguyen	Update unavailable as at 14 May 2012 - revised programme dependant upon outcome of May 2012 PCC Meeting. Matter has been escalated to Group Manager / General Manager. Date of proposed report is currently pending.

ITEM 17 (continued)

ATTACHMENT 2

Meeting Type	Resolution	Due Date of Report	Comments/Update
Council	NOTICE OF MOTION - PROPOSED SITE FOR HOUSING COUNCIL STAFF AND MOVEMENT OF STAFF TO NEW PREMISES - COMPLETED	22/05/2012	This report is listed on the Council Agenda for 22 May 2012.
Meeting Date 24/04/2012		Anticipated date 22/05/2012	<i>COMPLETED (To be removed following the Council Meeting on 22 May 2012).</i>
Group General Manager	That the General Manager report back to the Councilors on the proposed site (Civic Centre) for Council staff to be housed and Council meetings conducted. When the sale goes through and the expected turn around time from the winning tenders announced and the expected movement of staff to new premises.	Officer John Neish	

15-May-12

Page 27 of 31

ITEM 17 (continued)

ATTACHMENT 2

Meeting Type Council	Resolution FLOODING AT FIRST AVENUE, EASTWOOD	Due Date of Report 24/07/2012	Comments/Update <i>Report anticipated on 24 July 2012.</i>
Meeting Date 24/04/2012	That the General Manager investigate the issue of flooding on the southern side of First Avenue, Eastwood and provide a report to Council within three months outlining options for consideration.	Anticipated date 24/07/2012	
Group Public Works		Officer Anthony Ogle	
Meeting Type Council	Resolution DRAFT FOUR YEAR DELIVERY PLAN 2012/2016 INCLUDING ONE YEAR OPERATIONAL PLAN 2012/2013	Due Date of Report 26/06/2012	Comments/Update <i>Report to be provided to Council on 26 June 2012.</i>
Meeting Date 8/05/2012	(d) That following the public exhibition period detailed in part (c), Council consider all public submissions at its meeting to be held on Tuesday 26 June 2012 prior to formally adopting its Four-Year Delivery Plan 2012/2016 including the One-Year Operational Plan 2012/2013.	Anticipated date 26/06/2012	
Group Corporate Services		Officer John Todd	

ITEM 17 (continued)

ATTACHMENT 2

Meeting Type	Resolution	Due Date of Report	Comments/Update
Council	AUDIO RECORDING OF CIVIC PRECINCT COMMITTEE MEETING - 1 May 2012 - COMPLETED	22/05/2012	COMPLETED (To be removed following Council Meeting to be held 22 May 2012).
Meeting Date 8/05/2012	(c) That a report be provided to Council regarding opportunities to webcast Council and Civic Precinct Committee Meetings.	Anticipated date 22/05/2012	
Group Corporate Services		Officer Shane Sullivan	

ITEM 17 (continued)

ATTACHMENT 2

Meeting Type	Resolution	Due Date of Report	Comments/Update
Council	THE CITY OF RYDE PRECINCT REDEVELOPMENT STAGE 3- STATUS REPORT	30/11/2012	
Meeting Date 8/05/2012	(b) That a detailed report which recommends the most appropriate course of action for the redevelopment of the Argyle Centre site be prepared for Council by November 2012, which examines how Council can utilise a shared equity scheme, the National Rental Affordability Scheme and a partnership with a social housing company. The report to specifically include :-	Anticipated date 27/11/2012	
Group General Manager	(i) A detailed financial and cash flow model (including an option for Council to borrow funds) for developing each of options 2 and 3 for the redevelopment of the Argyle Centre as outlined in this report. The model be designed to deliver 10 to 15 affordable / key worker housing units and provides Council with the best sustainable revenue stream possible considering Council's appetite for risk. (ii) The most appropriate governance, procurement and management model required to manage redevelopment risk, oversee the redevelopment of the Argyle Centre site and	Officer Mitch Corn	

15-May-12

Page 30 of 31

ITEM 17 (continued)

ATTACHMENT 2

manage any housing stock which Council may retain in its ownership for each of options 2 and 3 as outlined in this report.

(iii) An open space concept plan relating to the future development of the Ryde City Bowling Club and the Argyle Centre site.

15-May-12

Page 31 of 31

PRECIS OF CORRESPONDENCE

1 DEFERRED PRECIS OF CORRESPONDENCE: MACQUARIE PARK CORRIDOR WORKSHOP - LAND & HOUSING CORPORATION CORRESPONDENCE - IVANHOE PRECINCT

Report prepared by: Executive Assistant to Group Manager

Report dated: 23/04/2012

File No.: GRP/09/6/5 - BP12/455

This Precis of Correspondence is deferred from the Council Meeting held on 8 May 2012.

CORRESPONDENCE

On 13 April 2012 correspondence was received from the Land & Housing Corporation regarding their willingness to participate in the Macquarie Park Corridor Workshop in relation to Ivanhoe Precinct.

At its meeting on 10 April 2012, Council resolved:

- (a) *That Council writes to our local member, The Honourable Victor Dominello MP and the Ministers for Housing (Honourable Pru Goward) and Finance (Honourable Greg Pearce), in relation to Ivanhoe Estate and request that they provide Council and tenants:*
 - *with timely, honest and comprehensive explanation of their plans.*
 - *assurances that there will be a transparent consultative planning process.*
 - *assurances that no residents will be removed from their homes against their wishes as a result of any redevelopment.*
- (b) *That the redevelopment process (if any) includes tenants as stakeholders and listens to their voices and concerns and takes into account the strong sense of the Community in any decisions taken.*
- (c) *That Council request that the Ivanhoe Estate Tenant Group be represented on the taskforce.*
- (d) *That as a major stakeholder, City of Ryde Council be represented by all Central Ward Councillors on the taskforce.*
- (e) *That any correspondence received regarding this development or any development within Macquarie Park on government owned land be circulated through the Councillor Information Bulletin.*

RECOMMENDATION:

That the correspondence be received.

Precis of Correspondence 1 (continued)**ATTACHMENTS**

- 1 Macquarie Park Corridor workshop
- 2 Ivanhoe Estate Macquarie Park - Letter to Victor Dominello MP - Member for Ryde

Report Prepared By:

Sandra Warbrick
Executive Assistant to Group Manager

Report Approved By:

Dominic Johnson
Group Manager - Environment & Planning

Precis of Correspondence 1 (continued)

ATTACHMENT 1



Level 1, 223-239 Liverpool Road
ASHFIELD NSW 2131
Locked Bag 4001 Ashfield BC 1800
Tel: 02 8753 9017 Fax: 02 8753 8015
www.services.nsw.gov.au
ABN: 24 960 729 253

Ref: HOG12/12873

Mr Artin Etmekdjian
General Manager
Ryde City Council
Locked Bag 2069
NORTH RYDE NSW 1670

Attention: Mr Dominic Johnson, Group Manager Environment and Planning

Dear Mr Etmekdjian,

The Land and Housing Corporation (LHC) would like to thank the Council for the opportunity to participate in the Macquarie Park Corridor workshop. The LHC looks forward to working with the Council in its proposal to review the planning controls for land in the Macquarie Park Corridor.

As the Council is aware, the LHC owns properties located at Cobar Way, Wilcannia Way, Ivanhoe Place, Nyngan Way and Narromine Way, Macquarie Park known as the Ivanhoe Precinct. The Ivanhoe Precinct is approximately 8.8Ha and comprises of residential flat buildings and townhouses containing a total of 260 dwellings. Since 2003, the LHC has discussed and provided written submissions to the Council regarding the redevelopment potential of the Ivanhoe Precinct.

In response to the discussions in the workshop, the LHC would like to raise the following issues.

The preparation of a masterplan for the Ivanhoe Precinct is considered to be an appropriate approach towards achieving the Government's objective to encourage accommodation growth within the Macquarie Park area. Providing significantly higher densities for the Ivanhoe Precinct would allow for viable urban renewal while allowing existing numbers of social housing dwellings to be maintained. An injection of a significant component of private housing within an integrated urban design response, together with the revitalisation of public housing will provide the basis for a stronger, more diverse and successful community.

Finally, the LHC looks forward to continuing to work with Ryde City Council and relevant stakeholders regarding the Macquarie Park Corridor and seeks to meet with the Council and appointed consultants to discuss the potential planning controls for the Ivanhoe Precinct.

The LHC would also be particularly interested in being involved in the forthcoming draft Ryde LEP 2011 when it is on public exhibition.

Precis of Correspondence 1 (continued)

ATTACHMENT 1

Should you have any queries regarding this submission, please contact Jessica Dominguez A/Senior Planner, Portfolio Strategy and Urban Planning on 8753 8483 or Joshua Brandon, Development Manager, Strategic Projects Division on 9268 3446.

Yours sincerely,



Christine Hicks
Manager, Portfolio Strategy and Urban Planning
Housing and Property Group

4/4/12

Precis of Correspondence 1 (continued)

ATTACHMENT 2

City of Ryde

ABN 81 621 292 610
Civic Centre
1 Devlin Street Ryde
Locked Bag 2069
North Ryde NSW 1670
cityofryde@ryde.nsw.gov.au
TTY (02) 9952 8470
Facsimile (02) 9952 8070
Telephone (02) 9952 8222

The Hon. Victor Dominello MP
Minister for Citizenship and Communities
Minister for Aboriginal Affairs
Member for Ryde
Suite 202 Ground Floor
5-9 Devlin Street
RYDE NSW 2112

16 April 2012

D12/26816

Dear Mr Dominello

Ivanhoe Estate, Macquarie Park

At its meeting of 10 April 2012, Council resolved to write to you as the Member for Ryde and also to the Minister for Family and Community Services and to the Minister for Finance and Services in relation to the announcement to establish a taskforce to examine the feasibility of redeveloping the Ivanhoe Place Housing Estate in Macquarie Park. In moving forward, Council requests that both it and the tenants of Ivanhoe Estate receive:

- A timely, honest and comprehensive explanation of plans for the Estate; and
- An assurance that there will be a transparent consultative planning process; and
- An assurance that no residents will be removed from their homes against their wishes as a result of any redevelopment.

Further, Council requests that:

- That the redevelopment process (if any) includes tenants as stakeholders and listens to their voices and concerns and takes into account the strong sense of the community in any decisions taken; and
- That the Ivanhoe Estate Tenant Group be represented on the taskforce; and
- That as a major stakeholder, City of Ryde Council be represented by all Central Ward Councillors on the taskforce.

I look forward to your consideration of Council's requests. Should you wish to discuss the matter further, please contact me on 9952 8190.

Yours sincerely



Dominic Johnson
Group Manager

2 DEFERRED PRECIS OF CORRESPONDENCE: FUNDING FOR THE POSITION OF ABORIGINAL EDUCATION OFFICER AT MARSDEN HIGH SCHOOL

Report prepared by: Meeting Support Coordinator

Report dated: 27 April 2012

File No.: CLM/12/1/4/11 - BP12/480

This Precis of Correspondence is deferred from the Council Meeting held on 8 May 2012.

CORRESPONDENCE:

Submitting correspondence from The Honourable Adrian Piccoli MP, Minister for Education dated 16 April 2012 regarding funding for the position of Aboriginal Education Officer at Marsden High School.

RECOMMENDATION:

That the correspondence be received.

ATTACHMENTS

- 1 Letter from The Honourable Adrian Piccoli MP, Minister for Education dated 16 April 2012

Precis of Correspondence 2 (continued)

ATTACHMENT 1



The Hon. Adrian Piccoli MP
Minister for Education

Ms D Dickson
Group Manager Community Life
City of Ryde
Locked Bag 2069
NORTH RYDE NSW 1670

RML 12/1355

16 APR 2012

Dear Ms Dickson

Thank you for your letter of 5 March 2012 regarding the funding for the position of Aboriginal Education Officer at Marsden High School.

Whilst a permanent Aboriginal Education Officer position is currently not available for Marsden High School, the school continues to have the discretion to allocate general grants and other operational funds to provide additional support to Aboriginal students.

Students and staff at the school also have access to the Northern Sydney Regional Aboriginal Education team which includes a Quality Teaching Indigenous Engagement Officer, Aboriginal Education Consultants and Aboriginal Community Liaison Officer. All of these positions play a key role in supporting Aboriginal students and families in overcoming barriers in school attendance and retention and strengthening the capacity of students to improve their educational outcomes.

The Department of Education and Communities, in partnership with the NSW Aboriginal Education Consultative Group Inc., is currently reviewing the spread of Aboriginal Education Officer positions throughout New South Wales.

The NSW Government is strongly committed to supporting Aboriginal children and young people to achieve educational success and is taking action to bridge the educational achievement gap between Aboriginal and non-Aboriginal students.

Yours sincerely


Adrian Piccoli MP
Minister for Education



3 AUSTRALIAN LOCAL GOVERNMENT WOMEN'S ASSOCIATION (ALGWA NSW)

Report prepared by: Meeting Support Coordinator

Report dated: 9 May 2012

File No.: CLM/12/1/4/11 - BP12/547

CORRESPONDENCE:

Submitting correspondence from Councillor Julie Griffiths, President, Australian Local Government Women's Association (ALGWA NSW) dated 7 May 2012.

RECOMMENDATION:

That the correspondence be received.

ATTACHMENTS

- 1 Letter from Councillor Julie Griffiths, President, Australian Local Government Women's Association (ALGWA NSW) dated 7 May 2012

Precis of Correspondence 3 (continued)

ATTACHMENT 1



ALGWA NSW BRANCH INC.

7 May 2012

Councillor Artin Etmekdjian
Mayor
City of Ryde
c/o Locked Bag 2069
NORTH RYDE NSW 1670

Dear Councillor Etmekdjian

I write to you in my capacity as President, Australian Local Government Women's Association (ALGWA NSW) to convey in the strongest possible terms ALGWA's extreme disappointment at the public comments attributed to Cllr Butterworth regarding the 2012 ALGWA NSW Conference (Dubbo, 22-25 March 2012).

ALGWA NSW considers the comments made in the attached article to be an unprovoked and insulting attack on a volunteer organisation that has worked tirelessly to support women in local government for over sixty years. Given that Cllr Butterworth has never attended an ALGWA State Conference, it is unclear on what credible basis he dismissed ALGWA's 2012 Conference as a 'junket'. ALGWA NSW rejects absolutely the ill-informed comments on the content of the ALGWA 2012 Conference.

It takes close to a year of detailed planning and hard work by the ALGWA Executive and our host Council to deliver the ALGWA State Conference. It is the flagship event for ALGWA each year and also includes our Annual General Meeting. The Conference is a high profile event that recognises the efforts by Councils across NSW to increase the participation by women in local government decision making – as a Councillor, a member of staff or an engaged member of the community.

As indicated in the formal Program, the ALGWA 2012 Conference in Dubbo included keynote addresses on planning and infrastructure for local government; gender equity issues in male dominated industries (in this case, the mining sector);

Precis of Correspondence 3 (continued)

ATTACHMENT 1

leadership skills for women; techniques on marketing and branding strategies; using social media technologies; and a discussion on superannuation – highlighting the significant financial gap that exists between men and women at the end of their working lives.

The Conference also included “Hot-Spot” sessions, which provide an opportunity for delegates to address the Conference on specific issues relevant to women in local government. In addition to the formal presentations, a key aspect of the ALGWA State Conference is the networking opportunities provided to delegates to share experiences, promote issues of significance for women and most importantly, provide mentoring, encouragement and support.

Given the extensive work that went into preparing the program for the ALGWA 2012 Conference, the public ridicule of the Conference is extremely offensive to ALGWA's Executive and to our members.

ALGWA considers that it has a strong and constructive relationship with the City of Ryde.

We acknowledge the significant efforts by the City of Ryde to embed gender equity principles into its organisational culture and the work Council is undertaking to achieve the Silver Award under ALGWA's *Vision 50:50 Councils for Gender Equity Program*. Our members still frequently refer to the inspiring keynote address given by your General Manager, Mr John Neish, at ALGWA's National Conference, which was hosted by the City of Ryde in November 2010.

As such, ALGWA NSW is extremely disappointed with the action taken by Councillors at the Council meeting held on 13 March 2012 in voting to deny the request from Deputy Mayor Councillor Gabrielle O'Donnell to attend the ALGWA 2012 State Conference.

As you would be aware, Deputy Mayor Councillor O'Donnell was a member of the ALGWA NSW Executive and her efforts to highlight gender equity are well recognised and strongly supported by the ALGWA Executive and our broader membership. The City of Ryde has previously supported both Councillor O'Donnell and Councillor Campbell in carrying out their responsibilities as ALGWA Executive members and that is why the denial of Councillor O'Donnell's request to attend the ALGWA 2012 Conference is so disappointing.

ALGWA was deeply concerned by the additional motion carried at the Council meeting on 13 March 2012, *“That no Councillors attend the Australian Local Government Women's Association (NSW) 59th Annual Conference to be held in Dubbo from 22 to 24 March 2012”*. I would be interested to hear Ryde Council's reasons for such a motion in today's climate.

Precis of Correspondence 3 (continued)

ATTACHMENT 1

Whilst ALGWA recognises that the opportunity to attend conferences is a decision for individual Councils, we consider the above-mentioned motion carried relating to the ALGWA 2012 Conference adversely impacts on our reputation as a reputable association which is recognised at all levels of Government.

We ask that this matter is placed on Ryde Council's agenda for discussion and feedback.

Yours sincerely



Councillor Vicki Scott
Secretary
ALGWA (NSW)

for
Councillor Julie Griffiths
President
ALGWA (NSW)

CC: John Neish, General Manager City of Ryde – please circulate to all Councillors

Precis of Correspondence 3 (continued)

ATTACHMENT 1



ce to be this Saturday as O.

aturday

il this Saturday in Rhodes eg Paterson Park. For more information visit www.canadabay.nsw.gov.au or contact Canada Bay Council on 9911 6555.

Rhodes Foreshore Park is located just off Shoreline Drive, at the western end of Mary Street.

The Mayor encourages local people to walk to Neighbour Day and there is a railway station at Rhodes for visitors from Ryde.

The City of Canada Bay courtesy bus will be available from 2 to 5pm to transport visitors to and from the train station, Rhodes Shopping Centre and Rhodes Foreshore Park.



otek.com.au neering nce 41231. Using Uretek.



Cardinal to bless school

The head of the Catholic Church in Australia, His Eminence Cardinal George Pell, will open and bless the new buildings at St Charles School in Ryde this Sunday March 25.

Cardinal Pell will bless both the new and refurbished build-

ings at 11am following a Mass in neighbouring, historic St Charles Borromeo Church at 10am.

Parish Priest Father Paul Monkerud will celebrate Mass with Cardinal Pell and speeches will be given at the opening by local dignitaries.

The buildings were funded by the Federal Government's Building the Education Revolution project in cooperation with the school and the parish.

Supporters of St Charles School can place a Message of Congratulations in the paper by phoning June on 9807 6666.

Anger as fee hike debate shut down

Debate about the proposed 25 per cent fee hike to hire sports grounds in Ryde was shut down by an unprecedented political decision taken by Acting Mayor Councillor Gabrielle O'Donnell last week.

Last week's edition revealed parents' anger at the fee hike and Ryde's four independent councillors and Labor's Councillor Jeff Salvestro-Martin had lodged a rescission motion against it.

General Manager John Neish deemed this motion "to have missed the deadline for this meeting" prompting the independent councillors to move to have the issue heard as an urgency motion.

The three Liberals and one female Labor councillor opposed it.

The Acting Mayor then shut down debate.

"My ruling is it is not a matter of urgency, it is a matter of fees and charges and I rule it out of order," she said.

The majority six councillors were stunned.

"In the eight years I've been here on this Council I'm not aware of one urgency motion, not one, that has been ruled out of order by the Chair," former Mayor Councillor Michael Butterworth said.

Political Motive

Councillor Butterworth then sought an explanation from the Acting Mayor but was stopped on a point of order from a Liberal councillor.

Former Mayor Councillor Ivan Patch also attempted to lodge a notice of "dissent" against the Acting Mayor's ruling but Legal Counsel Bruce McGinn advised that General Regulations and the Council's Code of Conduct gave the Acting Mayor the right to determine if a matter is urgent or not.

Her actions ensure the issue will not be debated until the return of the Mayor ensures the Liberals will win a debate on the Mayor's casting vote.

Sports Association representatives were nonetheless granted permission to make a three minute speech on why they opposed the fee hike.

The Acting Mayor's ruling also shut down debate relating to these speeches.

Eastwood Ryde Netball Association President Anne Doring conceded the fee hike would pay for ground improvements but argued that a 25 per cent rise was more than families could afford.

"We are astounded and we were not consulted," Ms Doring said "We don't want to price sport out of the reach of families and we want you (councillors) to consult with sporting groups."

"We know we need to look at increasing fees but please, please, not by 25 per cent."

North West Sydney Womens Soccer Association spokesperson Buckley Finlay endorsed Ms Doring's objections to the fee hike.

"It was never put to us and the point (made by the Liberals) that we are happy with it I take umbrage with because at no time was my association happy with the fee increase," Mr Finlay said.

Parents who attended the Council meeting said the issue highlights the Liberals' lack of concern for struggling families.

The Acting Mayor later felt the wrath of the four Independent and two male Labor MPs when Councillor Vic Tagg successfully moved a motion to oppose funding her attendance at the March 22-24 Australian Local Government Womens Association in Dubbo.

The Liberals and female Labor Councillor Nicole Campbell

described the motion as sexist and shameful.

Councillor Butterworth said ratepayers shouldn't fund a junket.

"Apparently the highlights of the conference are a tour of Dubbo golf, a concert by Petula Clarke and a speech by Local Government Minister, Don Page," he said.

Will you ride to school on Friday?

Denistone East and Meadowbank Public are two of the many local schools taking part in this Friday's Ride2School Day.

Bennelong MP John Alexander will be at Meadowbank Public from 8.30 to welcome students arriving to school by bike or on foot and will present them with a Ride2School sticker.

The event is being organised across Sydney by the Bicycle

Network to promote the benefits of exercise although at Denistone East it also helps to reduce traffic congestion.

"We hope that many of our students at Denistone East will continue to ride or walk throughout the year," the school's traffic coordinator Jean Clifton said.

"It will do a lot to reduce traffic congestion at and around our school."

Benji Marshall TRAINING DAY II

Friday 30th March

ALL WELCOME

From 4:30pm

TG Milner

Vimiera Rd

Eastwood

Come meet Benji Marshall and the Wests Tigers players

Training drills and activities for the kids

Buy a Benji ball & get it signed

Enquiries: northrydehawks@bigpond.com

Bookings at WINGS Restaurant essential

Phone Brenda 9868 5212

4 SYDNEY AIRPORT - THE RIGHT FUTURE, STARTING NOW

Report prepared by: Meeting Support Coordinator

Report dated: 9/05/2012

File No.: CLM/12/1/4/11 - BP12/548

CORRESPONDENCE:

Submitting correspondence from Sally Fielke, General Manager Corporate Affairs from Sydney Airport dated 30 April 2012 regarding Sydney Airport – The right future, Starting now.

RECOMMENDATION:

That the correspondence be received.

ATTACHMENTS

- 1 Letter from the General Manager Corporate Affairs - Sydney Airport dated 30 April 2012

Precis of Correspondence 4 (continued)

ATTACHMENT 1

30 April 2012

Clr Artin Etmekdjian
Mayor - Ryde City Council
Locked Bag 2069
North Ryde NSW 1670

email: cityofryde@ryde.nsw.gov.au



Dear Mayor

Sydney Airport – The right future. Starting now.

You may recall that Kerrie Mather, Sydney Airport's Chief Executive Officer, wrote to you last December about an exciting new vision for Sydney Airport.

The new vision would see the phased development of Sydney Airport, transforming it into two common-use terminal precincts, integrating international, domestic and regional airline services under the one roof.

It would deliver a better travel experience for the more than 35 million airline passengers who use Sydney Airport every year as well as ensure Sydney Airport remains Australia's national gateway into the future, improve the efficiency of airport operations, deliver additional capacity and improve traffic flow around the airport.

To be implemented, the new vision would require no change to existing operating restrictions like Sydney Airport's curfew or noise sharing arrangements. Sydney residents will also continue to benefit from new generation quieter and cleaner aircraft like the A380 and B787.

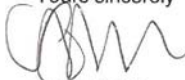
Throughout 2012, Sydney Airport will be consulting and engaging with the Sydney community about the new vision. The Sydney Airport Community Forum has been briefed, as have a number of other council representatives and Members of Parliament.

Regular community updates will be provided in local newspapers and community open days will be held in areas around the airport to give members of the public an opportunity to find out more about the new vision.

To hear any feedback or suggestions your council may have, I would appreciate the opportunity to meet with your councillors. As Sydney Airport has done on previous occasions, this could occur at an appropriate meeting of council or one of its committees.

If you would like me to brief your Council, or if you need any further information, please feel free to call Ted Plummer, Sydney Airport's Manager Government and Community Relations on 9667 6182 or email on sydney.airport@syd.com.au.

Yours sincerely



Sally Fielke
General Manager Corporate Affairs

**Sydney Airport
Corporation Limited**
ABN 62 082 578 809

Locked Bag 5000
Sydney International
Airport NSW 2020

Central Terrace Building
10 Arrivals Court
Sydney International
Airport NSW 2020
Australia

T 61 2 9667 9111
www.sydneyairport.com

NOTICES OF MOTION

1 HILLVIEW LANE STORMWATER CANAL - Councillor Justin Li

File Number: CLM/12/1/4/6 - BP12/560

MOTION:

That Council investigates and report on the feasibility and effectiveness of increasing the height of the Eastwood Hillview Lane stormwater canal walls so as to reduce the impact of potential future flash floods on nearby businesses and parked cars.

2 CITY OF RYDE PROCUREMENT PROCESSES - Councillor Jeff Salvestro-Martin

File Number: CLM/12/1/4/6 - BP12/579

MOTION:

That the General Manager conduct a detailed and thorough review of City of Ryde Procurement processes with particular emphasis on the Tendering Process and to ensure that all future Tender Evaluations include and clearly identify and report Tender Risks associated with potential contracts, thereby ensuring that Council has met all obligations with respect to minimising risk to resident and public safety as a consequence of Sub-Contractor activity within City of Ryde. The output of this Notice of Motion is a report for Council consideration.

3 PUBLIC WORKS AT CORNER BOYCE STREET AND TWIN ROAD - Councillor Victor Tagg

File Number: CLM/12/1/4/6 - BP12/587

MOTION:

That public works stop at Corner Boyce Street and Twin Road. To go back to Traffic Committee so that the concerns of Ryde East P&C about a crossing near Badajoz and Twin be addressed rather than Boyce and Twin.

4 WOLFE ROAD AND BLUE GUM DRIVE, EAST RYDE - Councillor Roy Maggio

File Number: CLM/12/1/4/6 – BP12/597

MOTION:

I formally move that Council facilitate a Neighbourhood Forum with members of the community residing in Wolfe Road and Blue Gum Drive, East Ryde to discuss the issues relating to the management of the Wolfe Road reserve.

- That Council facilitate the Neighbourhood Forum within a 2 week time frame
- That Council do not proceed with any works relating to the management of the reserve until all concerns of the Neighbourhood Forum are comprised.
- That Council prepare a report of the Neighbourhood Forum and provide a copy in the Councillors Bulletin
- That Council encourage further public comment on it as a basis for an immediate plan of management for the Wolfe Road Reserve.

NOTICES OF RESCISSION

1 NOTICE OF RESCISSION - CIVIC CENTRE REDEVELOPMENT COMMUNITY ADVISORY COMMITTEE - Councillor Ivan Petch, Councillor Jeff Salvestro-Martin, Councillor Victor Tagg, Councillor Justin Li

File Number: CLM/12/1/4/7 - BP12/544

That Council rescind the previous resolution in relation to NOTICE OF MOTION 1, passed at the Council Meeting held on 8 May 2012, namely:

- (a) *That Council establish a Civic Precinct Community Facilities Advisory Committee to provide community input into the design detail of the community facilities, consisting of a new auditorium, community meeting and rehearsal rooms which will be delivered as part of the Developer Agreement entered into for the Civic Precinct redevelopment.*
- (b) *That the Civic Precinct Community Facilities Advisory Committee be established once the Development Agreement for the Civic Precinct redevelopment has been agreed and signed by both parties.*
- (c) *That the General Manager be requested to draft the Terms of Reference for the Civic Precinct Community Facilities Advisory Committee for Council's endorsement using the existing endorsed framework for Advisory Committees.*

CONFIDENTIAL ITEMS

18 ADVICE ON COURT ACTIONS

Confidential

This item is classified CONFIDENTIAL under Section 10A(2) of the Local Government Act, 1993, which permits the meeting to be closed to the public for business relating to the following: (g) advice concerning litigation, or advice as comprises a discussion of this matter, that would otherwise be privileged from production in legal proceedings on the ground of legal professional privilege.

This matter is classified confidential because it contains advice concerning legal matters that are:-

- (a) substantial issues relating to a matter to which the Council is involved.
- (b) clearly identified in the advice, and
- (c) fully discussed in that advice.

It is not in the public interest to reveal all details of this matter as it would prejudice Council's position in any court proceedings.

Report prepared by: General Counsel, Public Officer

Report dated: 16/04/2012 **File No.:** GRP/11/7/1/6 – BP12/423

Page: 232