



Agenda

Ordinary Meeting

Notice is hereby given that a Ordinary Meeting of Council will be held at Council Chambers, 1 Belgrave Street, Manly, on:

Monday 11 November 2013

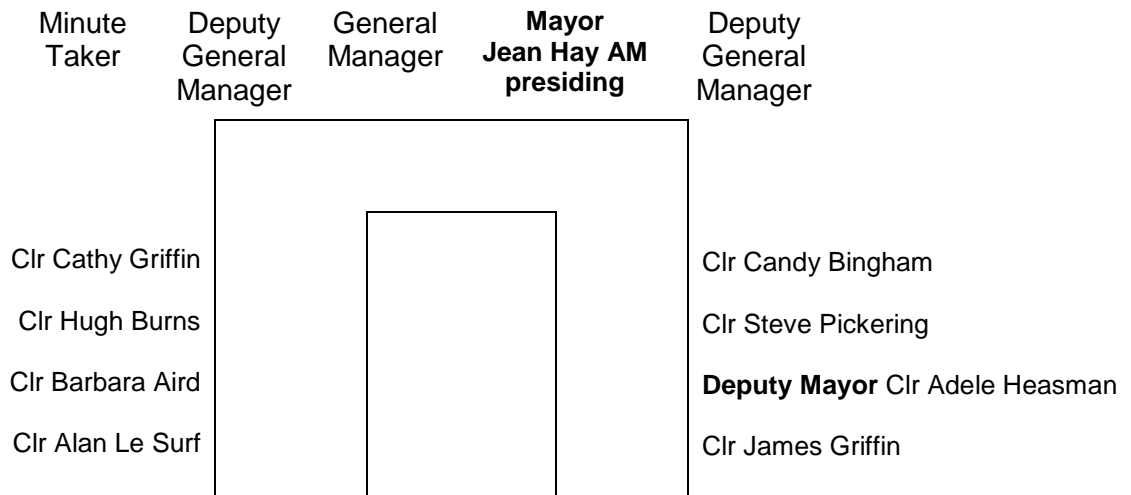
Commencing at 7.30pm for the purpose of considering items included on the Agenda.

Persons in the gallery are advised that the proceedings of the meeting are being taped for the purpose of ensuring the accuracy of the Minutes. However, under the Local Government Act 1993, no other tape recording is permitted without the authority of the Council or Committee. Tape recording includes a video camera and any electronic device capable of recording speech.

Copies of business papers are available at the Customer Service Counters at Manly Council, Manly Library and Seaforth Library and are available on Council's website:

www.manly.nsw.gov.au

Seating Arrangements for Meetings



Press

Public
Addresses

Public Gallery

Chairperson: The Mayor, Clr Jean Hay AM
Deputy Chairperson: Clr Adele Heasman

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QUESTIONS WITHOUT NOTICE**MATTERS OF URGENCY**

(In accordance with Clause 241 of the Local Government (General) Regulations, 2005)

CLOSED SESSION**CONFIDENTIAL COMMITTEE OF THE WHOLE****Mayoral Minute Report No. 14**

Senior Staff

It is recommended that the Council resolve into closed session with the press and public excluded to allow consideration of this item, as provided for under Section 10A(2) (a) of the Local Government Act, 1993, on the grounds that the matter will involve the discussion of personnel matters concerning a particular individual

It further being considered that discussion of the matter in open meeting would be, on balance, contrary to public interest by reason of the foregoing and report contains personal information concerning a member of staff.

***** END OF AGENDA *****

TO: Ordinary Meeting - 11 November 2013
REPORT: Notice of Rescission Report No. 4
SUBJECT: Re-zoning of Stuart Street Manly
FILE NO: MC/13/120662

This report was deferred from the Ordinary Meeting of Council on 14 October 2013.

Councillors Cathy Griffin, Barbara Aird, and Hugh Burns will move:

"That the Council's decision of 9 September 2013 being Environment Services Division Report No. 17 in respect of Re-zoning of Stuart Street Manly be and is hereby rescinded."

If in event the above Rescission Motion is carried, the following is the alternate motion:

That Council abandon the Planning Proposal Amendment No. 1 to the Manly LEP 2013 and notify the NSW Department of Planning accordingly.

RECOMMENDATION

That the Notice of Rescission be considered.

ATTACHMENTS

There are no attachments for this report.

OM11112013NR_3.DOC

***** End of Notice of Rescission Report No. 4 *****

TO: Ordinary Meeting - 11 November 2013
REPORT: Notice of Rescission Report No. 5
SUBJECT: A new Development Application for redevelopment of Manly Swim Centre.
FILE NO: MC/13/130479

Councillors Aird, Burns and C Griffin will move:

That Council's decision of 14 October 2013, Notice of Motion Report No. 63, Manly Swim Centre is hereby rescinded.

If in event the above Rescission Motion is carried, the following motion is submitted as the alternate motion:

"That:

Manly Council heed the overwhelming, significant concerns of the community in relation to the proposed redevelopment of the Manly Swim Centre, and in particular those expressed by the recent joint meeting of Precincts, the Public Domains Committee, Access Committee and the Northern Beaches Breakers Water Polo Club (a major stakeholder) and urgently:

1. Withdraw the current DA and advise the JRPP;
2. Write to our Local Member of Parliament, (also Treasurer) Mike Baird, advising that Council wishes to reconsider the scope of works for redevelopment of the Manly Swim Centre and request an extension of time or deferral of the partial interest rate subsidy agreement) to allow Council to properly address those concerns;
3. Facilitate meetings between Councillors, the General Manager and representatives of the Precincts, Public Domains Committee, Access Committee and Northern Beaches Water Polo Club;
5. In light of the above, redesign the Manly Swim Centre, ensuring environmental and architectural excellence whilst being financially sustainable; and
6. Resubmit a new DA for public exhibition.

Background

The following information was submitted in support of the draft motion

Joint Precincts meeting 21st Oct 2013

"The current swim design does not address community needs and can be significantly improved"

"The precincts do not understand why council, will not discuss this matter with them or take on board the suggestions/comments on this development"

"Precincts desire a meeting with Council to look at the total viability of the current project with a view of deciding on a less expensive and more appealing swim centre"

"We implore the Council to take on board our comments and to look more closely at the project to determine what other options are available....."

(Draft) Public Domain Committee Minutes 16th Oct 2013

Notice of Rescission Report No. 5 (Cont'd)

"The scheme has little or no architectural value.
There are too many pools and the plans could be rationalised.
The Scheme is fundamentally flawed and needs to go back to the drawing board."

"The design is not sympathetic to the LM Graham reserve and its relationship to the site. There is an absence of a water polo pool."

Submission to the DA 10th Oct 2013 on Disability Access

"Having reviewed the plans it appears that the accessible parking, accessible bathrooms and the multi level nature of the complex represent a significant step backwards."

"Anyone who has ever spent any time in a wheel chair would not create a multi level complex on a relatively level piece of land."

"The whole layout of the complex is highly indirect."

"On the new plan (assuming USAC means an accessible bathroom) these 2 bathrooms are now at the furthest extreme of all the bathrooms from the 50m pool, which is what looks like to be 100m journey from the deep end. Given I can only get out at the shallow end, that becomes 150m. I can wheel that distance in my chair but poor walkers will find this prohibitive....."

"The other problem is hiding the accessible bathrooms away is that it make them more prone to abuse."

"...Once wet however, there is a loss of traction between hands and rims. Then are two speeds stop and go. Once above a certain speed the ability to stop is significantly reduced. This makes heading down a long ramp in the rain a potentially dangerous activity."

SNB Water polo submission 9th Oct 2013

"Our annual pool hire spend is upwards of \$70,000 per annum, however it would be more if additional facilities were provided. Approximately half of this is spent at the Manly Swim Centre."

"The Breakers strongly believe that the Club offers to young people:

- an opportunity to develop individual skills and positive community attitudes, which are derived from playing in a team sport, including leadership skills.
- positive role models who, in addition to excelling in the sport of water polo, present a generally healthy approach to community life and lifestyle
- support to players who aspire to achieve their own personal goals in the sport or simply to be involved in a team environment.
- Ultimately the Breakers believe that participation in the Club's activities benefits the individual and the local community.

Access to Manly Swim Centre is crucial to the activities of the Breakers"

RECOMMENDATION

That the Notice of Motion be submitted for consideration.

ATTACHMENTS

There are no attachments for this report.

Notice of Rescission Report No. 5 (Cont'd)

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***** End of Notice of Rescission Report No. 5 *****

TO: Ordinary Meeting - 11 November 2013
REPORT: Notice of Motion Report No. 73
SUBJECT: KPMG Due Diligence Report – Manly 2015, Oval Car Park
FILE NO: MC/13/130076

Councillor Candy Bingham will move:

In recent times the Manly's Precinct Forum Groups, the Chamber of Commerce and members of the community have expressed concerns and confusion about the financial returns predicted for the proposed Oval car park, and Council's ongoing commitment to two hour free parking. It is therefore proposed that:

- i) As part of the KPMG due diligence of Manly 2015, Council request KPMG to conduct a sensitivity analysis on the financial return from the Oval car park based on 75% concessional usage (i.e. existing 2 hour free parking).
- ii) The KPMG findings use, as their base case scenario, Council's current policy of 2 hours free parking (rather than as a footnote or appendix as was previously provided).
- iii) The complete KPMG due diligence report be provided to all Councilors.

Background

In its FAQ on the Manly 2015 website, Council states that the expected real return on the Oval car park project is an internal rate of return (IRR) of 12.9%. However, an independent analysis has found this return to be misleading as it does not appear to be supported by KPMG analysis. In its presentation to residents, KPMG noted "*the impact of the Council's 2 hour concessional car parking policy has been modelled, and assuming a concession equivalent to 50% of total income, the estimated return on investment to Manly Council is marginally less than the Council's cost of funds*". KPMG also discloses that the Council cost of funds is 5.0%. In other words, the IRR collapses by more than 8.0% if 50% of vehicles park for less than 2 hours. The 12.9% return quoted by Council would appear to assume that no free parking is offered in the Oval Car Park, and clearly is inconsistent with current policy.

KPMG's assumption of a 50% concession is not supported by actual car park usage. On 5 August 2013 an Audit of Usage of Council's Existing Car Parks was tabled to Council. The report disclosed that the average concessional usage of the three major car parks was between 70–80% - not 50% as modelled by KPMG. If the concessional usage assumption were increased to 75% (consistent with existing usage), the Oval Car Park IRR would fall again to be significantly negative.

RECOMMENDATION

That the Notice of Motion be submitted for consideration.

ATTACHMENTS

There are no attachments for this report.

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***** End of Notice of Motion Report No. 73 *****

TO: Ordinary Meeting - 11 November 2013
REPORT: Notice of Motion Report No. 74
SUBJECT: Car Sharing Policy
FILE NO: MC/13/130082

Councillor Candy Bingham will move:

That:

- i) Manly Council decide in principle to adopt a Car Sharing Policy for the Manly LGA.
- ii) The General Manager prepares a draft policy for consideration by Council using as a guide the policies adopted by other Sydney Councils.

Background

Car Sharing has become a popular and viable alternative to owning a car in Sydney particularly in neighbourhoods where street parking is a scarce resource.

In Manly one car sharing company for example currently has 595 personal members and 92 corporate members. The area is serviced by 22 vehicles in 19 pods (or locations).

As part of Manly Council's sustainable transport initiatives, the introduction of a Car Sharing Policy is now timely to enable this alternative form of transport to be easily assessable to residents and local businesses. This would include the allocation of permanent "car sharing" parking spaces in Council's car parks and selected streets, for an annual fee per space.

Other Councils who already have such a policy include City of Sydney, Leichhardt, Waverley, North Sydney, Willoughby and Randwick.

RECOMMENDATION

That the Notice of Motion be submitted for consideration.

ATTACHMENTS

AT- 1 CarSharing Policy 7 Pages

OM11112013NM_2.DOC

***** End of Notice of Motion Report No. 74 *****



Car Sharing Policy

city of villages

Notice of Motion Report No. 74.DOC - Car Sharing Policy
CarSharing Policy

PURPOSE

Car sharing is crucial complement to a sustainable transport system for Sydney. The availability of shared cars provides the peace-of-mind and flexibility needed for residents who have chosen to base their travel predominantly on public transport, walking and cycling.

Car share programs allow members to book a nearby vehicle for a short time, unlock it with a membership card, and later return the vehicle at the end of the booking. Cost is calculated on time and trip distance.

The City of Sydney is committed to increasing the uptake of car sharing to 10% of all households by 2016. We will achieve this target by continued support for on-street car sharing and the placement of shared cars in city car parks; new planning controls to integrate car sharing into urban renewal areas; greater marketing and education, and continued enforcement of dedicated car share spaces.

Many cities have recognised the opportunity to integrate car sharing with public transport, public bicycle schemes, publicly owned vehicle fleets, and other transport sustainability programs. The City will actively investigate these options, and will collaborate on further studies of the benefits and opportunities associated with car sharing.

1. INTENDED OUTCOMES

The City of Sydney's Sustainable Sydney 2030 strategy envisages a sustainable and efficient transport network with more options to walk, cycle, and use public transport. Car sharing is a key program to complement sustainable travel modes, and allow City residents to reduce their reliance on private vehicles.

The specific objectives of the car share policy are to:

Use street parking more efficiently. In many areas of the City, growing resident parking demand has exhausted the available kerbside parking space. Car sharing is a much more efficient use of parking space, allowing a single vehicle to be used frequently by a large number of households.

Reduce City greenhouse emissions. Car share vehicles are typically much newer and more fuel-efficient than the average vehicle. They emit fewer greenhouse gases and fewer urban air pollutants such as carbon monoxide and nitrogen oxides. In addition to driving less overall, a car share driver will consequently produce fewer emissions per kilometre than the average private driver. Increased uptake of car sharing will contribute to the realisation of the City's target of reducing greenhouse emissions by 70% by 2030.

Support the City economy. Many city businesses, especially small businesses, operate in neighbourhoods with limited off street parking & high parking costs. Use of shared vehicles (including vans) is a realistic option for many of these businesses, and contributes to the viability of small business in inner-city neighbourhoods.

Reduce congestion. Trips in shared cars tend to be planned in advance rather than last minute, and charges increase in proportion to trip distance and duration. For this reason, those who share a vehicle make fewer and shorter trips than private drivers. Greater uptake of car sharing will consequently reduce total driving and on-road congestion.

Slow growth in private vehicle ownership. The City of Sydney has the lowest rate of household car ownership in Metropolitan Sydney, at just 0.72 cars per household (in 2006). In many City neighbourhoods, however, household car ownership levels are rising quickly,

Notice of Motion Report No. 74.DOC - Car Sharing Policy
CarSharing Policy

with serious implications for parking availability, traffic congestion and resource consumption. Increased car sharing can slow growth in household vehicle holdings.

2. CAR SHARE TARGETS

The City of Sydney will work to increase penetration of car sharing to 10% of all households by 2016.

In support of the 10% car share target, the City will develop transport, traffic management, enforcement and land use policies that limit new parking supply, integrate land use and transport, support public transport, and improve conditions for walking and cycling.

As of September 2010, there were approximately 4000 residential car share members, accounting for an estimated 2500 households. At current rates of population growth, a 10% target implies approximately 9,500 households using a shared car by 2016. Many households will have more than one eligible car share driver, so total membership may exceed 15,000. On the assumption that a new car is needed for every 20-30 registered drivers, 500 to 750 cars may be required. This amounts to between 0.6 and 1% of total private vehicles forecast to be registered in the City of Sydney in 2016.

Because car sharing complements, rather than competes with, sustainable transport modes, the uptake of car sharing will be influenced heavily by the quality of the transport alternatives, particularly the bus, train and light-rail network, and the cycle network. When public transport, walking and cycling are convenient options, many households will be able to use car sharing instead of a private car. These households in turn enter a 'virtuous cycle', driving less while increasing their walking, cycling and public transport trips.

The ratio of on-street to off-street car share spaces will vary significantly between City neighbourhoods depending on the scope for new commercial and residential development, and the precise controls adopted in the City's Development Control Plan.

3. DEDICATED CAR SHARE SPACES

On-street spaces

The City will provide dedicated and exclusive on-street space for authorised car share vehicles. The quantity and location of on-street spaces will be commensurate with membership levels in the City of Sydney.

The use of dedicated on-street spaces allows for convenient and equitable provision of car sharing across the City's different neighbourhoods. The benefits include:

- i) **Efficiency:** A greater number of City residents and businesses can use finite on-street space, with a car-sharing household occupying up to 15 times less street space than it would occupy with a private vehicle parked on-street.
- ii) **Equity:** Access to street parking is extended to a greater proportion of households, including those who choose not to buy, or cannot afford, a private vehicle.
- iii) **Convenience:** On-street parking allows cars to be located close to residents, and evenly distributed throughout neighbourhoods.

The City reserves the right to reject any application for establishment of an on-street car share space. The City may also refuse speculative and large scale placement of car share vehicles in the absence of reasonably foreseeable resident and business demand.

City car parks

Notice of Motion Report No. 74.DOC - Car Sharing Policy
CarSharing Policy

The City will provide car-share spaces in City-owned car parks, in convenient and secure locations close to car park entrances. Where specific state taxes apply to parking space, such as the Parking Space Levy, these will be payable by the car share operator.

The City will seek reform to the NSW Government's Parking Space Levy to reduce the rate payable by shared vehicles.

Off-street spaces

The City of Sydney will encourage on-site car share spaces where feasible, safe and accessible to the surrounding community and upon agreement with the owners' corporation.

4. MANAGEMENT OF CAR SHARE PROVIDERS

Agreements

Car share operators will be required to enter legal agreements with the City governing the terms of their use of on-street spaces.

Definition of a car share provider

The City will dedicate on-street car share spaces only to genuine car share companies or service providers. To qualify, the provider must:

- i) Have, or be developing, a network of cars in locations that are accessible to all members.
- ii) Allow, until 1 July 2012, at a minimum, any licensed driver over age 21 to join, subject to reasonable creditworthiness and driving history checks.
- iii) Allow, from 1 July 2012, at a minimum, any licensed driver over age 18 to join, subject to reasonable creditworthiness and driving history checks.
- iv) Supply an internet and phone-based booking system available to members 24 hours per day, allowing immediate booking of vehicles.
- v) Offer minimum booking durations of one hour or less.
- vi) Ensure that no on-street space is booked for longer than four days unless a replacement vehicle is provided for the space.
- vii) Prohibit the routine long-duration reservation or exclusive use, including overnight use, of an on-street vehicle by any one nearby member, either individual or business.

Obligations of car share providers

Agreements between the City of Sydney and car share operators will include the following obligations on the part of car share providers:

- i) Quarterly reports – Car share providers must provide a detailed usage report, itemised by location, indicating number of bookings per month, average trip distance, and length of bookings. The report must also identify membership levels in the City of Sydney by postcode, and composition of membership between businesses and individuals.
- ii) Financial soundness - A car share provider must submit to an independent financial audit by a City-approved auditor. The audit, which will remain commercial in confidence, must demonstrate to the satisfaction of the City that the operator is financially sound, and capable of meeting obligations to members.

Notice of Motion Report No. 74.DOC - Car Sharing Policy
CarSharing Policy

- iii) Availability of vehicles – Cars will be available for 95% of confirmed bookings.
- iv) Vehicle Environmental Impact – An operator must not use any passenger vehicle in a dedicated on-street space with less than a 4-star rating in the Australian Green Vehicle Guide. In the case of other vehicle types, such as vans or utilities, an operator must demonstrate that the vehicle is a high environmental performer for its class.

Withdrawal of spaces

In the case of non-compliance with these obligations, the City may impose sanctions to remedy the breach, and deter future non-compliance. Sanctions, if applied, will be progressively escalated, and may include:

- i) Suspension of an operator's right to use one or more dedicated car share spaces.
- ii) Suspension of processing of requests for new spaces and/or requests for renewal of parking permits.
- iii) Termination of an operator's agreement with the City of Sydney, and rescission of all spaces provided to the operator by the City.

Authority to terminate an agreement rests with the Chief Executive Officer. The CEO is also authorised to reallocate spaces on-street or in car parks to another car share operator.

Recovery of costs

The City has made a substantial in-kind contribution to the early viability of car sharing. Fees and charges will maintain the incentive for residents to share vehicles, while balancing support for car sharing with reasonable recovery of public costs:

- i) Where per-vehicle fees are levied to recoup the administrative costs of issuing resident parking permits, these fees will apply to car share vehicles.
- ii) The City will not impose other charges on car share vehicles intended for use by residents or small businesses unless these charges are also incurred by private vehicles.
- iii) The City will fund in full the line-marking and signage of car share spaces until financial year 2011/12. Repayment of these costs may be sought in cases where a car share operator has breached their agreement with the City, or a space is withdrawn at the operator's request.
- iv) From financial year 2011/12 onwards, car share operators may be required to pay the partial or full cost of line-marking and signposting of on-street spaces. Costs will be determined through the annual Fees and Charges review.

5. COMPETITION AND NEW ENTRANTS

The City of Sydney car sharing program is open to both existing and new car share operators. Potential new operators must meet the requirements of this policy.

The City of Sydney will treat all commercial car share operators consistently. The Chief Executive Officer may authorise the waiving of fees or charges for non-profit car share operators.

Notice of Motion Report No. 74.DOC - Car Sharing Policy
CarSharing Policy

6. PROMOTION

The City will work to promote community awareness and understanding of car sharing. Where appropriate, this marketing will be incorporated into the City's promotion of walking, cycling, and public transport.

7. ENFORCEMENT

Recognising that illegal parking is particularly problematic for car sharing, the City of Sydney will consistently enforce existing regulation that prohibits non-car share vehicles parking in car share spaces. Levels of non-compliance will be recorded and further actions taken if frequent patrols and high-visibility line marking are not sufficient.

8. CONSULTATION

The City will consult with residents in the immediate vicinity of a proposed on-street space. Recognising that car sharing is most viable and beneficial in areas with a high demand for parking, the City will not reject car share spaces based solely on existing parking demand. However, the City will consider alternative locations.

9. RESEARCH AND EVALUATION

In-depth studies of the transport and environmental outcomes of car sharing programs in Australia will contribute to better and more effective policy development and advocacy. The City of Sydney will collaborate with other public agencies, research institutions and stakeholders to quantify these outcomes and raise awareness of the findings.

10. AUTHORISATION

This policy is to be authorised by resolution of the Council of the City of Sydney.

11. REFERENCES

Studies and Papers

Bergmaier, R., Mason, C., McKenzie, M., Campbell, S., and Hobson, A., (2004), *Car Sharing: An Overview*, Australian Government, Canberra

United States Transportation Research Board of the National Academies (2005) *Car-Sharing: Where and How It Succeeds*, Washington.

Elliot, M., Shaheen, S., & Lidicker, J. *Carsharing's Impact on Household Vehicle Holdings: Results from North American Shared-Use Vehicle Survey*, Transportation Research Board Annual Meeting 2010 Paper #10-3437

Related Legislation & Standards

Guidelines for the Implementation of On-Street Car Share Parking, Technical Direction, TDT 2007/04, NSW Roads and Traffic Authority, September 2007

Related Policies and Procedures

City of Sydney Local Environmental Plan
City of Sydney Development Control Plan

Review Period

Manager City Access Unit will review this policy every two years.

ATTACHMENT 1

Notice of Motion Report No. 74.DOC - Car Sharing Policy CarSharing Policy

Next Review Date
April 2012

12. AUTHORISATION

Approved by Council on 4 April 2011

TO: Ordinary Meeting - 11 November 2013
REPORT: Notice of Motion Report No. 75
SUBJECT: Beachfront Carparking Assessment
FILE NO: MC/13/130497

Councillor Burns will move:

That:

Council prepare a comprehensive report into the provision of beachfront parking at Manly.

The report is to include but not be limited to:-

- Identifying the various permits and stickers that residents/ratepayers of Manly can use to obtain parking on the Ocean Beachfront.
- Identifying the revenue from existing beachfront parking machines and telephone payment systems, per day on average e.g. broken down separately to Monday to Friday and weekend day receipts.
- Identifying hourly time of day receipts, if feasible to recover from the machines – i.e. how much revenue would be lost if the parking charges were not applicable to a given modified start time every day say 10.00am. (It appears the machines may hold electronic records where this information may be easily produced.)
- Consideration, by contacting Pittwater and Warringah councils, as to whether a 12 month trial inter-SHOROC Council recognition of designated parking stickers would be supported by either of these two elected Councils. The reserve and beachfront parking utilisation/impact on each LGA from regional users would be assessed in the 12 month trial.
- Assessment of the average time beachgoers arriving by car spent at the Ocean Beaches.
- Consideration of the proposition that the parking charges on the Manly beachfront be abolished entirely and replaced with fixed time limits enforced by rangers (eg set up 2 and possible some 3 hours parking limit zones). Ocean Beach parking permit holders would be exempt from these time limits. Non Ocean Beach Manly residents and visitors seeking longer parking times would be directed to the CBD carparks, where normal fees would apply after the free 2/3 hour period. (This would free up short duration beachside parking (turnover) and increase utilisation of the CBD carparks.)

The completed report be returned to Council within 3 months.

RECOMMENDATION

That the Notice of Motion be submitted for consideration.

ATTACHMENTS

There are no attachments for this report.

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***** End of Notice of Motion Report No. 75 *****

TO: Ordinary Meeting - 11 November 2013
REPORT: Notice of Motion Report No. 76
SUBJECT: Save our Streets - Real Action on Alcohol Now Campaign
FILE NO: MC/13/130581

Councillor Barbara Aird will move:

That:

Council support '*Save our Streets....Real Action on Alcohol Now*' Campaign and take the following immediate action:

1. Write to the Premier and Leader of the Opposition in support of the campaign, and also to Ministers and shadow Ministers for Health, Police, Racing and Gaming, and Attorney-General (cc to our local Police Commander);
2. Inform NAAPA of our support and also become a member of the Alliance;
3. Inform Local Govt. Asscn. of our support for NAAPA and urge other councils to also support the Alliance;
4. Inform our Precincts of the campaign and seek their support; and
5. Publish Council's support for the NAAPA campaign and their weblink www.naapa.org.au on the front page of Council's website.

Background

NSW and ACT Alcohol Policy Alliance (NAAPA) is an alliance of health, community, emergency services and research organisations that has been formed with the objective of promoting evidence-based actions to prevent and reduce acute and chronic alcohol – related harms.

Among the 45 founding members are:

Police Association of NSW
Australian Medical Association NSW and ACT
Trauma Committee of the Royal Australasian College of Surgeons
Australasian College of Emergency Medicine
Cancer Council NSW and ACT
National Drug and Alcohol Research Centre
St Vincent's Hospital
Health Services Union
Salvation Army NSW
Royal Australasian College of Physicians
NSW Nurses and Midwives Association
Public Health Association NSW and ACT

Two of the roles of the Alliance are:

- * to develop and support effective alcohol policy reform in NSW and the ACT
- * lead the public debate alcohol-related policy issues in NSW and ACT

Alcohol-related violence has become front page news again recently. Yet governments continue to fail to address the core of the problem, namely government sanctioned dangerous oversupply, availability, affordability, promotion of alcohol in conjunction with ineffective RSA laws and regulatory capture.

The Alliance provides a shared voice for organisations in NSW and the ACT in response to the issues of alcohol-related harms in their jurisdiction, and they are seeking support for their current campaign, "SAVE OUR STREETSREAL ACTION ON ALCOHOL NOW".

Notice of Motion Report No. 76 (Cont'd)

They have prepared a postcard to the Premier of NSW, Barry O'Farrell as follows:

Dear Premier,

I have had enough of the damage that alcohol is causing my community. The system that currently exists to protect communities like mine from harm is failing, and is placing an unacceptable burden on our already overstretched hospital and police services.

Alcohol use is a complex issue, but importantly, this is not a problem without solutions. The review of the Liquor Act 2007 provides an opportunity for your government to fix this problem and to make the changes that we know will have an impact. I am calling on you to introduce REAL solutions, starting with these actions:

- 1. Establish a Community Defenders Office to support communities to engage with the liquor licensing system.*
- 2. Revise the liquor licensing system to ensure greater engagement of communities in liquor licensing decisions*
- 3. Stop the free ride for liquor licensees by making them pay annual fees for their licenses based on the risk the venue poses to our community.*
- 4. Abolish all 24 hour trading and close late trading licensed by 3am”.*

I urge you to immediately introduce these changes that will make my community safer.

WE CANNOT AFFORD TO WASTE ANOTHER OPPORTUNITY TO REDUCE ALCOHOL HARMS IN NSW

RECOMMENDATION

That the Notice of Motion be submitted for consideration.

ATTACHMENTS

There are no attachments for this report.

OM11112013NM_6.DOC

***** End of Notice of Motion Report No. 76 *****

TO: Ordinary Meeting - 11 November 2013
REPORT: Item For Brief Mention Report No. 15
SUBJECT: Items for Brief Mention
FILE NO: MC/13/124578

1. Complaints made to the General Manager

Received	Nature of complaint	Status
August	Code of Conduct	Being assessed

2. Notices of Motion status report.

The following Notices of Motion are currently in progress.

Res No.	Meeting Date	Subject	Resolution	Status
79/13	3 June	NoM No. 28	Plan to Protect our Street Trees	Report expected in December.
134/13	12 Aug	NoM No. 54	Iconic Norfolk Island Pines Management Plan 2013	Being progressed with consultants.
178/13	14 Oct	NoM No. 68	Provision of bus shelter at Condamine Street Hop, Skip and Jump bus terminal	Item being progressed with Council's bus shelter supplier.
179/13	14 Oct	NoM No. 69	Create a Designated Swim zone in Cabbage Tree Bay	Advice being sought from RMS

3. Tabled Documents

Date	Author	Matter
28 Oct 13	Jill Berwick Principal Environmental Scientist Sydney Water	North Head Wastewater Treatment Plant – Review of Environmental Factors and drop in session
7 Nov 13	Hon Brad Hazzard MP Minister for Planning & Infrastructure NSW Government	Response to Council's letter concerning the new planning system

RECOMMENDATION

- That IFBM Reports 1, 2 and 3 be received and noted.

ATTACHMENTS

There are no attachments for this report.

OM11112013IBM_1.DOC

***** End of Item For Brief Mention Report No. 15 *****

TO: Ordinary Meeting - 11 November 2013
REPORT: Report Of Committees Report No. 36
SUBJECT: Minutes for adoption by Council - Special Purpose Advisory Committee without recommendations of a significant nature.
FILE NO: MC/13/129370

The following Special Purpose Advisory Committee meeting minutes are tabled at this meeting:

- i) Harbour Foreshores & Coastline Management Advisory Committee 10 September 2013
- ii) Sustainable Transport Advisory Committee – 3 October 2013
- iii) Meals on Wheels Advisory Committee – 9 October 2013
- iv) Community Environment Advisory Committee – 9 October 2013
- v) Manly Local Traffic Committee – 14 October 2013
- vi) Public Domains Advisory Committee – 16 October 2013

RECOMMENDATION

That the minutes of the following Special Purpose Advisory Committee meetings be adopted:

- i) Harbour Foreshores & Coastline Management Advisory Committee 10 September 2013
- ii) Sustainable Transport Advisory Committee – 3 October 2013
- iii) Meals on Wheels Advisory Committee – 9 October 2013
- iv) Community Environment Advisory Committee – 9 October 2013
- v) Manly Local Traffic Committee – 14 October 2013
- vi) Public Domains Advisory Committee – 16 October 2013

ATTACHMENTS

There are no attachments for this report.

OM11112013RC_1.DOC

***** End of Report Of Committees Report No. 36 *****

TO: Ordinary Meeting - 11 November 2013
REPORT: Report Of Committees Report No. 37
SUBJECT: Minutes for adption by Council - Human Services Planning & Policy Advisory Committee - 22 October 2013
FILE NO: MC/13/129989

These reports were dealt with at the Human Services Planning & Social Planning Advisory Committee meeting of 22 October and were listed as a Recommendation in those minutes. These items are hereby submitted to the Ordinary Meeting, together with the minutes for formal adoption by Council.

ITEM 4 Home & Community Care (HACC) Services.

This will affect how current service providers do business as there will be no advance quarterly grant funding. Council-run HACC services are affected as it is estimated that about 20% of HACC services are run by Councils and they are not necessarily set up to run services based on a full fee paying model.

ITEM 5 Service Provider Updates - Ellie Hunt, President of Manly Women's Shelter

The Committee noted with sadness the passing of Ellie Hunt, President of the Manly Women's Shelter. The Shelter has assisted over 100 women in its 3 years of operation.

RECOMMENDATION

That the minutes of the Human Services Planning & Social Planning Advisory Committee meeting on 22 October 2013 be adopted including the following items:

ITEM 4 Home & Community Care (HACC) Services.

The Committee recommends to the General Manager that:

1. A link to the My Aged Care Gateway be included on Council's website; and
2. Papers from the HACC Regional Forum on 23 October 2013 be distributed to the Committee.

ITEM 5 Service Provider Updates - Ellie Hunt, President of Manly Women's Shelter

The Committee recommends to the General Manager that:

It would like to formally acknowledge its appreciation of the great work of Ellie Hunt as a founder and President of the Manly Women's Shelter, and that this acknowledgement be conveyed to Ms Hunt's family in writing.

ATTACHMENTS

There are no attachments for this report.

OM11112013RC_2.DOC

***** End of Report Of Committees Report No. 37 *****

TO: Ordinary Meeting - 11 November 2013
REPORT: Environmental Services Division Report No. 36
SUBJECT: Proposed Amendment to Manly Development Control Plan 2013
– Boarding Houses
FILE NO: MC/13/115298

SUMMARY

This report recommends the adoption of exhibited amendments to Manly Development Control Plan (DCP) 2013 providing further guidance in the development of boarding houses / affordable accommodation for manly.

REPORT

At its Planning and Strategy Committee Meeting dated 5 August 2013 Council resolved to exhibit certain amendments to Manly DCP 2013 in accordance with Councils' earlier Resolution 108/13 dated 15 July 2013 as follows:

That Council:

- 1. Urgently amend their Development Control Plan (DCP) to include appropriate Development Standards for all Affordable Housing / Boarding House Development Applications. The controls should include but not be limited to car parking requirements, Bulk, Streetscape, FSR and Architectural Design.*

The exhibited amendments to Manly DCP 2013 respond to increased numbers of DAs for Boarding Houses intended to assist those moderate to low income workers to afford to live and work in Manly. The exhibited amendments set out controls for DA applicants to ensure that the amenity of the surrounding neighbourhood is not compromised by the presence of these developments and to provide for appropriate facilities for lodgers including communal open space and kitchen/ bathroom facilities.

The Public Exhibition and Submission Review

Proposed draft amendments to Manly DCP 2013, to be known as 'Manly DCP 2013 Amendment 2' were placed on public exhibition for a period of 28 days from 19 August 2013 to 16 September 2013. This draft plan was available for viewing at:

- Manly website www.manly.nsw.gov.au under 'Public Exhibitions';
- Manly Council Chambers, between 8.30am and 5.00pm; and
- Manly Library, during the Library's usual opening hours.

One (1) submission was received raising the following issues and concerns:

- The requirement for onsite parking provisions seems low and would adversely affect nearby residents according to the submission.

Comment:

Parking requirements are contained in State Environmental Planning Policy (Affordable Rental Housing) 2009 and requirements of the DCP must be consistent with that plan.

- The submission suggests all parking spaces should be located at the rear of the property with provision for turning so that cars could exit in a forward direction.

Comment:

The DCP provides appropriate guidelines at paragraph 4.1.6 that address the design and location of parking spaces in Manly.

- Provision of appropriate landscaping on the street frontage is sought in the submission to enhance visual street amenity.

Environmental Services Division Report No. 36 (Cont'd)Comment:

Existing DCP controls in relation to landscape areas are to apply to Boarding Houses as well as DCP principles for the enhancement of streetscapes and townscapes at paragraph 3.1.

- The submission considers there should be a procedure for monitoring management plans to ensure they are implemented as intended and address how these plans are monitored, who is responsible for monitoring, frequency of monitoring, and payment of administrative costs and penalties which can be enforced for non-compliance with the management plan.

Comment:

Council's Regulatory Services confirm appropriate procedures for annual monitoring and complaints handling are in place in addition to requirements annual performance reports for Boarding Houses and new DCP requirements for an 'incidents register'.

- Accessibility for disabled persons should be adequate according to the submission.

Comment:

The DCP provides appropriate guidelines at paragraph 3.6 for accessibility.

- The submission requests appropriate acoustic screening to reduce noise levels from high numbers of residents on small lots.

Comment:

The DCP provisions require communal living areas to be away from side boundaries and principles for acoustical privacy exist at paragraph 3.4.2.4. The guidelines may also be applied to require acoustic screens to be determined in more detail in the Development Assessment process to ensure acoustic privacy.

- The provisions and location of facilities are queried in the submission, particularly where such facilities may conflict with aims to enhance visual streetscape eg bins and appropriate waste management.

Comment:

The DCP provides appropriate guidelines in relation to the management of facilities and streetscape enhancement including waste management (paragraphs 2.1.12 and 3.8) addressing the matters raised in the submission.

- The submission queries whether boarding houses are rated as commercial or residential and whether waste collection service for these developments is on commercial or residential basis.

Comment:

The categorisation of Boarding Houses as residential or commercial for the purposes of rating under section 516 of the Local Government Act 1993 is a separate matter to the draft planning guidelines exhibited. Appropriate waste collection services are required regardless of how the property is rated.

- Aims for higher density population should be balanced against the need to protect the character of the local area, having regard to local heritage values - particularly where major redevelopment and demolition is proposed.

Comment:

A wide range of guidelines, controls, principles and objectives in the DCP recognise the need to protect local character for all developments including Boarding Houses.

In summary, the proposed draft amendments to Manly DCP 2013, in conjunction with existing provisions are considered to appropriately address issues and concerns raised in the submission.

Environmental Services Division Report No. 36 (Cont'd)**CONCLUSION**

The proposed DCP amendments seek to provide further guidelines particularly in relation to the provision of appropriate facilities for lodgers including communal open space and kitchen/bathroom facilities. The management of Boarding Houses for the safety and well being of occupants as well as the amenity of neighbours are also addressed.

The proposed amendment to the DCP has been publically consulted and is now recommended as exhibited and reported. An additional note is also required in the amended DCP to clarify some uncertainty which has arisen during the consultation phase with regards to how Section 94 Contributions are collected by Council and as has been supported and adopted by the Manly Independent Assessment Panel (MIAP). In this regard the amended DCP is to advise that the rate of monetary contribution (Section 94) for Boarding Houses would be the same rate as that for 'Tourist Development' (including Backpackers' Accommodation) as defined in the Manly Section 94 Contributions Plan 2005 (amended) and will be based on 1.4 persons per boarding house room.

RECOMMENDATION

THAT Council adopt exhibited amendments to Manly DCP 2013 as reported.

ATTACHMENTS

There are no attachments for this report.

OM11112013ESD_1.DOC

***** End of Environmental Services Division Report No. 36 *****

TO: Ordinary Meeting - 11 November 2013
REPORT: Environmental Services Division Report No. 37
SUBJECT: Proposed rezoning of Manly Reservoir, Fairlight
FILE NO: MC/13/126851

SUMMARY

This report informs Council of the outcome of correspondence between Council officers and Sydney Water - the land owner of Manly Reservoir, Fairlight, a deferred matter in the Manly LEP 2013. Sydney Water has determined to proceed with a planning proposal to rezone the entire site as Zone R1 – General Residential.

REPORT

Site location and surrounding area

This report concerns land use at the site known as Manly Reservoir, Fairlight (Lot 1 DP 745080, Lot 9 DP 1164808, Lot 1 DP 911745). The site is commonly known as Fairlight Reservoir.

Figure 1 – Land use zoning and cadastre

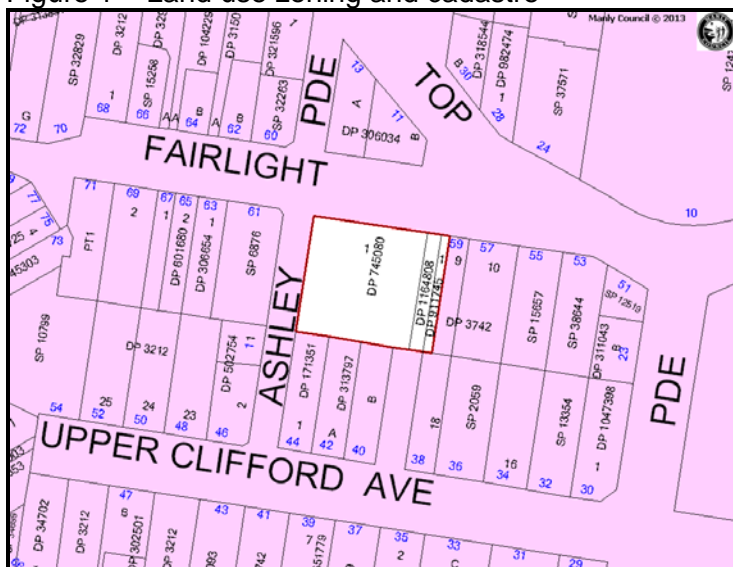
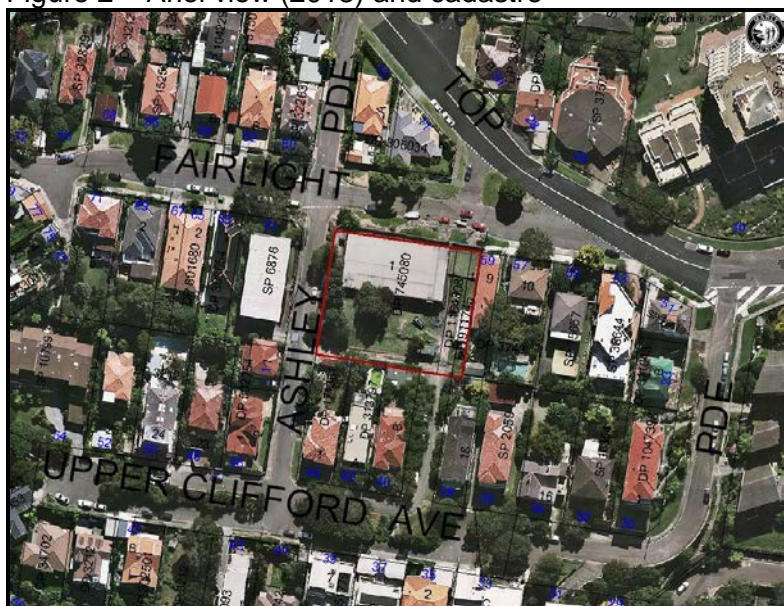


Figure 2 – Ariel view (2013) and cadastre



Environmental Services Division Report No. 37 (Cont'd)**Background**

Council exhibited its Draft Manly Local Environmental Plan 2011 to the public between 30th April 2012 and 29th June 2012. Approximately one third of submissions expressed concerns regarding the proposed change of land zoning from Zone 5(a) Special Uses, to Zone R1 – General Residential. Concerns centered on the opportunity for the land to be used for public recreation purposes.

Due to the issues raised by the community, the Department of Planning and Infrastructure agreed to defer the zoning of the land and excluded it from the LEP.

At its quarterly meeting with the Department of Planning and Infrastructure on 11th June 2013, Council was asked to resolve the Deferred Matters in the MLEP 2013.

Council has been in discussion with Sydney Water (SW) since 2012 to resolve the significant community concerns raised in the exhibition of the Draft LEP 2011. Initially, SW was agreeable to donate part of the land for community use. However, in recent times SW has changed their stance and advised that they would want to rezone the whole site to R1 – General Residential.

RECOMMENDATION

A. THAT Council receive and note this report.

ATTACHMENTS

There are no attachments for this report

OM11112013ESD_2.DOC

***** End of Environmental Services Division Report No. 37 *****

TO: Ordinary Meeting - 11 November 2013
REPORT: Corporate Services Division Report No. 29
SUBJECT: First Quarter Report (1 July to 30 September 2013) – Progress with Four Year Delivery Program 2013-2017, Operational Plan 2013-2014 and Budget 2013-14
FILE NO: MC/13/109500

SUMMARY

This report provides the first progress report on Council's Four Year Delivery Program 2013-2017 and One Year Operational Plan 2013-14 for the period 1 July to 30 September 2013, in accordance with the requirements of section 404(5) of the *Local Government Act, 1993*.

Attached is a detailed matrix and graphs showing Council's progress in the first quarter of its 2013-2017 Delivery Program as adopted by Council in 4 June 2013.

Quarterly Financial Review Reports for the quarter ending 30 September 2013, including variation recommendations are also discussed and detailed in the Attachments.

REPORT

Section 404(5) of the *Local Government Act, 1993*, requires the General Manager to ensure that regular progress reports are provided to the council "with respect to the principal activities detailed in its Delivery Program. Progress reports must be provided at least every 6 months".

In June 2013, Council adopted the Community Strategic Plan Beyond 2023 and its various components, including the Four Year Delivery Program 2013-2017, and One Year Operational Plan 2013-14.

In June 2013, Council revisited and reviewed various elements of its previously adopted Community Strategic Plan Beyond 2021, and prepared a new suite of plans. This is the first report on the Delivery Program 2013-2017, and the quarter to 30 September 2013.

The Delivery Program establishes the principal activities to be undertaken by Council to implement the strategies established by the Community Strategic Plan Beyond 2023 within the resources available under the Resourcing Strategy. This cascades downwards to the various one year actions that are articulated in the One year Operational Plan 2013-14 that are reported to Council on a quarterly basis (September 2013, December 2013 and March 2014 through quarterly reports) and annual basis for the year ending 30 June 2014 (through the Annual Report).

Contained within the Delivery Program are the four main strategic directions undertaken by Council that provide a focus for the development of key goals and strategies arising from the adoption of the Community Strategic Plan. These are:

1. Social Priorities
2. Economic Priorities
3. Environmental Priorities
4. Governance Priorities

The attached spreadsheet (see Attachment 1) shows progress on the various 2013-2017 Delivery Program strategies and actions for the July to September 2013 quarter, and is circulated under separate cover, along with trend data on the key performance indicators. The graphs (at Attachment 2), display monthly data for 2013, and the 2012 and 2011 calendar years for comparative purposes, and are also circulated under separate cover.

Corporate Services Division Report No. 29 (Cont'd)

This Report provides for the requirement of statutory reporting on the Council's four Strategic directions in the Delivery Program for the period ending 30 September 2013.

Some of the key Delivery Program highlights for the third quarter are as follows:

Social priorities – Council continues its long standing commitment to operations in the areas of community safety, information and cultural services. This included programs relating to late night transport education, youth and children's services, meals on wheels, library events and services, citizenship and special needs specific programming. The professional lifeguard service continues to provide safe swimming with various preventative measures undertaken on Manly Ocean Beach during the start of the swimming season, and unseasonably warm spring months. Highlights in the cultural area include the Market Lane Saturdays trial, and Arts Festival starting in September.

Economic priorities – Key projects have progressed relating to the former Seaforth TAFE Site, including renovation and landscaping works in order to prepare for community piazza uses. The Manly 2015 project is progressing in terms of streetscape designs for Short Street and Raglan streets and a financial feasibility assessment. Maintenance and improvements to our community infrastructure took place through footpath audits and capital works programs, HopSkipJump community bus network, and car parking facilities. Collaboration with the Manly Chamber of commerce continued through the operation of the Manly Mainstreet program.

Governance priorities – continuous progress is being made with improvements to Council's governance and reporting systems, policies and procedures. Computer system upgrades are occurring including the refinements of the new Electronic Document Management System (HP - TRIM), recruitment of staff, strategic organisational development initiatives included a focus on Work Health & Safety, performance partnering and coordination of the Investors in People program. Council continues to work with regional stakeholders through SHOROC to improve resources for the local area and Northern Beaches region through savings and enhancements to transport, health and liveability.

QUARTERLY FINANCIAL REPORT

This Financial Report for the period ending 30 September 2013 for the first quarter 2013/2014 Financial Year has been prepared in accordance with the Clause 203(2) of the Local Government (General) Regulation, 2005. The Division of Local Government has also issued guidelines to Councils regarding the requirements for the Quarterly Budget Review Statements (QBRS) reporting.

The QBRS are now required to be presented on an accrual basis, and include the following Statements:

1. Budget Review Statement by the Responsible Accounting Officer on Council's financial position
2. Income and Expenses Budget Review Statement (with recommended variations)
3. Capital Budget Review Statement
4. Cash and Investments Statement
5. Key Performance Indicators
6. Summary of Contracts entered into during the Quarter
7. Consultancy and Legal Expenses Statement

Council's Budget as presented to Council has been prepared on a "Cash" basis, while the 4 Year Delivery Plan Budget and LTFP adopted by Council in June 2013 with the Community Strategic Plan is prepared on an "Accruals" basis.

The following is a summary of Council's adopted Cash Budget for 2013/2014 and revised Budget Estimates as at 30 September 2013, following the adjustments included in this report.

Corporate Services Division Report No. 29 (Cont'd)

	Original Budget	Revised Budget
Operating Income	\$72,854,807	\$72,871,007
Capital Income	\$55,608,705	\$50,700,035
Total Income	\$128,463,512	\$123,571,043
Operating Expenditure	\$70,910,129	\$71,046,029
Capital Expenditure	\$57,553,383	\$53,050,014
Total Expenditure	\$128,463,512	\$124,096,043
Net Surplus / (Deficit)	\$0	(\$525,000)

The Statements (listed above) setting out details of the variations to the Budget for the financial year ended 30 June 2013, as well as Council's Restricted Funds Balance (Reserves) are attached as Attachment 3.

The September 2013 quarter budget review reports a cash budget deficit for the financial year of \$525,000. This is due to the Court's decision on the Stuart Street properties. On an accrual basis the Quarterly Budget Review Statement forecasts a quarterly deficit of \$176,000. The full annual financial statement Net operating Result forecast is \$1.532million and Net Operating Result before Capital Income is forecast \$1.102million. However, Council's "Unrestricted Current Ratio" will reduce from the original forecast of 1.42:1 to 1.01:1.

RECOMMENDATION**THAT**

1. The first quarterly report for the 2013-14 Operational Plan and progress report with the second year of Council's Delivery Program 2013-2017 be received and noted.
2. The Financial Statement for the quarter ended 30 September 2013, including the revised estimates and recommended variations contained within the report, be adopted.

ATTACHMENTS

AT- 1	Delivery Program First Quarter Matrix	0 Pages	Circulated in Attachments document
AT- 2	Quarterly Budget Review September	13 Pages	Circulated in Attachments document
AT- 3	KPI Graphs Quarterly Report	12 Pages	Circulated in Attachments document

OM11112013CSD_1.DOC

***** End of Corporate Services Division Report No. 29 *****

TO: Ordinary Meeting - 11 November 2013
REPORT: Corporate Services Division Report No. 30
SUBJECT: Financial Statements for the Year Ended 30 June 2013
FILE NO: MC/13/103869

SUMMARY

Presentation of the Audited General Purpose and Special Purpose Financial Statements for the financial year ended 30 June 2013.

REPORT

Council is required to present its Audited General Purpose and Special Purpose Financial Statements for the financial year ended 30 June 2013, together with the Auditor's Report, at a meeting of Council within 5 weeks of receipt of the Auditor's Report.

At Council's Ordinary Meeting of 9 September 2013, the draft Financial Statements for the period 1 July 2012 to 30 June 2013 were referred to Council's Auditors, Hill Rogers Spencer Steer for audit.

The signed Auditor's Report has now been received, and is included in the General Purpose and Special Purpose Financial Statements for the Year ended 30 June 2013.

In accordance with the requirements of the Local Government Act, a notice was published in the Manly Daily advising that the Financial Statements are available for inspection at Council, and that they would be formally presented to Council at its Meeting to be held on Monday 11 November 2013.

As required by legislation, a copy of the annual Financial Statements was forwarded to the Division of Local Government on 17 October 2013.

A copy of the Financial Statements has also been circulated separately to all Councillors, and will be tabled at the meeting.

A representative from Council's Auditors has been invited to be in attendance at the meeting to present their report and to answer any questions.

In accordance with Section 420 of the Local Government Act, any person may make a submission to Council within seven (7) days after the Statements are presented to the Council.

Financial Results:

For the year ended 30 June 2013, Council recorded an Operating Surplus of \$0.779 million from Ordinary Activities before Capital Amounts. Operating result after Capital Amounts - Grant & Contributions is a surplus of \$ 1.359 million.

Corporate Services Division Report No. 30 (Cont'd)

A summary of the Financial Statements for the year ended 30 June 2013 is provided below:

SUMMARY OF FINANCIAL STATEMENTS	2013 (\$'000)	2012 (\$'000)
<u>Income Statement</u>		
Total Income from Continuing Operations	60,884	57,822
Total Expenses from Continuing Operations	59,525	59,422
Net Operating Result for the year	1,359	(1,497)
Net Operating Result before Capital Grants & Contributions provided for Capital Purposes	779	(2,299)
<u>Balance Sheet</u>		
Total Current Assets	19,358	17,850
Total Current Liabilities	(18,827)	(17,299)
Total Non Current Assets	699,095	692,973
Total Non Current Liabilities	(16,525)	(13,534)
Total Equity	683,101	679,990
<u>Other Financial Information</u>		
Unrestricted Current Ratio	1.57:1	1.51:1
Debt Service Ratio (%)	3.9%	3.7%
Rate Coverage Ratio (%)	58.2%	58.8%
Rates & Annual Charges Outstanding (%)	3.8%	4.0%
Building & Renewals Infrastructure	1.26:1	0.7:1

Summary

All Councils are required to have their annual financial statements prepared and audited by 31 October each year, and a copy lodged with the Department of Local Government by 7 November. A copy of Council's General Purpose and Special Purpose Financial Statements for the Year ended 30 June 2013 with the Auditor's Report has been forwarded to the Division of Local Government.

In summary, on the consolidated basis (including joint ventures), Council's financial statements show:

1. An increase in Net Assets for the year of \$3.111 million to \$683.101 million (\$679.990 million previous year). Primarily due to the revaluation of Operational Land at the current market Value dated 30th June 2013 and the revaluation of Council Buildings at Fair Value which resulted in a net revaluation increment of \$1.752 million disclosed in Note 9 and Note 20.
2. Expenses from ordinary operations amounted to \$59.525 million (\$59.422 million).
3. Revenues from Ordinary Activities including capital grants and contributions amounted to \$60.884 million (\$57.822 million).
4. Operating result from Ordinary Activities before capital items of \$779,000 surplus (\$2.299 million deficit).
5. Net Operating result after capital grants and contributions \$1.359 million surplus (\$1.497 million deficit).

Corporate Services Division Report No. 30 (Cont'd)

6. Operating Revenues (before capital grants & contributions) increased by \$3.25 million and there was an increase in Operating Expenses of \$0.103 million resulting in a net surplus before capital income increase of \$3.147 million.
7. The Unrestricted Current Ratio is 1.57:1 (1.51:1).
8. Operating revenue required to service debt is 3.86% (3.67%) on total borrowings including finance leases of \$17.978 million (\$12.291 million).
9. Percentage of rates, annual and extra charges collected was 96.23% (96.21%).
10. Available Working Capital at 30 June 2013 was \$678,000 (\$1.425 million in 2012). Cash and Investments held at 30 June 2013 were \$15.892 million (\$14.343 million in 2012). Of this amount \$6.057 million (\$6.578 million) is externally restricted; \$8.393 million (\$6.36 million) is internally restricted; and \$1.442 million (\$1.405 million) is unrestricted.

RECOMMENDATION

That:

1. The General Purpose and Special Purpose Financial Statements for the Year Ended 30 June 2013 together with the Auditors Reports be received; and
2. Council's Auditors, Hill Rogers Spencer Steer Chartered Accountants, be thanked for their attendance.

ATTACHMENTS

There are no attachments for this report.

OM11112013CSD_2.DOC

***** End of Corporate Services Division Report No. 30 *****

TO: Ordinary Meeting - 11 November 2013
REPORT: Corporate Services Division Report No. 31
SUBJECT: Council Investments as at 31 October 2013
FILE NO: MC/13/128019

SUMMARY

In accordance with clause 212 of the Local Government (General) Regulation 2005, a report setting out the details of money invested must be presented to Council on a monthly basis.

The report must also include certification as to whether or not the Investments have been made in accordance with the Act, the Regulations and Council's Investment Policy.

REPORT

Council is required to report on a monthly basis, all invested funds which have been made in accordance with the Local Government Act 1993, The Local Government (General) Regulation 2005, and Council's Investment Policy.

Attached is the report of the bank balances and investment performance for **October 2013**.

Legislative & Policy Implications

Manly Council Investment Policy
Section 625 Local Government Act 1993
Clause 212 Local Government (General) Regulation 2005
DLG Circular 11-01 – Ministerial Investment Order dated 12 January 2011
DLG Circular 10-11 – Investment Policy Guidelines

Certification – Responsible Accounting Officer

I hereby certify that the investments listed in the attached report have been made in accordance with Section 625 of the Local Government Act 1993, clause 212 of the Local Government (General) Regulation 2005 and Council's Investment Policy.

Investment Performance

The Investment Report shows that Council has total Investments of \$32,349,324 comprising a Commonwealth Bank Balance of \$560,915 and Investment Holdings of \$31,788,409 directly managed.

Investments overall performed above the 90 day average Bank Bill Swap Rate (BBSW) for the month providing a return of **3.73%** (*Council Benchmark = 2.59% - benchmark is 90 day average BBSW*)

The following investments are not paying interest coupons and initiating capital guarantee mechanisms to protect the investment. These include Emu Note (Dresdner Bank) and ANZ Climate Change Trust.

The average rate of return for investments paying interest is 3.93%.

Corporate Services Division Report No. 31 (Cont'd)**Movements in Investments for the Month of October 2013****Investments Made**

<u>Issuer</u>	<u>Particulars</u>	<u>Face Value</u>
NIL		

Investments Matured

<u>Issuer</u>	<u>Particulars</u>	<u>Face Value</u>	<u>Redeemed Value</u>
NIL			

RECOMMENDATION

That: the statement of Bank Balances and Investment Holdings as at 31 October 2013 be received and noted.

ATTACHMENTS

AT- 1 Investment Report 4 Pages

OM11112013CSD_4.DOC

***** End of Corporate Services Division Report No. 31 *****

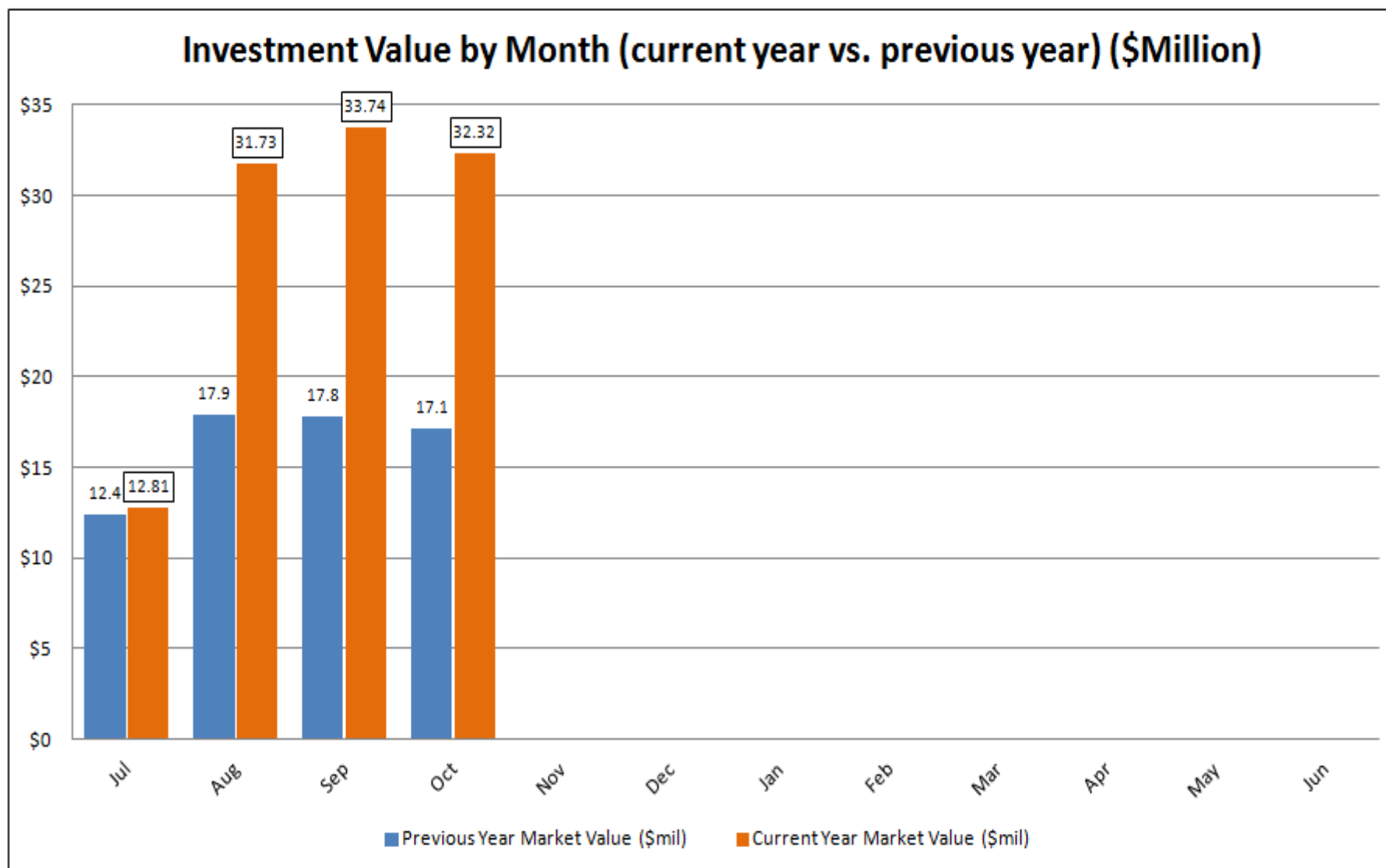
ATTACHMENT 1

Corporate Services Division Report No. 31.DOC - Council Investments as at 31 October 2013 Investment Report

MANLY COUNCIL INVESTMENT PORTFOLIO as at 31 October 2013											
	Form of Investment	Investment \$	Market Value \$	Percentage of Portfolio	S & P Rating	Date Invested	Call/Maturity Date	Interest Rate	Interest YTD	Interest Oct 2013	
Directly Managed Funds											
Trading Account											
CBA	Cash Trading Account	560,915	560,915	1.73%	AA-			0.55% ^{(2)&(3)}	9,741	1,746	
Others											
CBA	At Call	3,509,670	3,509,670	10.85%	AA-	At Call	At Call	2.50%	27,567	8,925	
AMP	At Call	3,290,384	3,290,384	10.17%	A+	At Call	At Call	3.35%	26,981	9,362	
Macquarie Bank	At Call	240	240 ^{r(4)}	0.00%	A	At Call	At Call	2.50%	2	1	
RaboDirect	TD	719,877	719,877	2.23%	AA-	04/07/2013	07/01/2014	4.25%	9,975	2,598	
RaboDirect	TD	268,238	268,238	0.83%	AA-	07/08/2013	03/02/2014	3.95%	2,467	900	
AMP	TD	1,000,000	1,000,000	3.09%	A+	23/08/2013	25/08/2014	3.80%	7,184	3,227	
Bank of Queensland	TD	1,000,000	1,000,000	3.09%	A-	23/08/2013	19/02/2014	3.90%	7,373	3,312	
Bank of Queensland	TD	1,000,000	1,000,000	3.09%	A-	23/08/2013	19/02/2014	3.90%	7,373	3,312	
Bank of Queensland	TD	1,000,000	1,000,000	3.09%	A-	23/08/2013	20/05/2014	3.90%	7,373	3,312	
Bank of Queensland	TD	1,000,000	1,000,000	3.09%	A-	30/08/2013	26/02/2014	3.95%	6,710	3,355	
Bendigo and Adelaide Bank	TD	1,000,000	1,000,000	3.09%	A-	30/08/2013	07/01/2014	3.70%	6,285	3,142	
ING Direct	TD	1,000,000	1,000,000	3.09%	A	02/09/2013	02/12/2013	3.76%	6,078	3,193	
ING Direct	TD	1,000,000	1,000,000	3.09%	A	23/08/2013	20/05/2014	3.95%	7,467	3,355	
ING Direct	TD	1,000,000	1,000,000	3.09%	A	23/08/2013	19/02/2014	3.96%	7,486	3,363	
Macquarie Bank	TD	1,000,000	1,000,000	3.09%	A	23/08/2013	23/08/2014	3.90%	7,373	3,312	
ME Bank	TD	1,000,000	1,000,000	3.09%	A2	27/02/2013	27/02/2014	4.33%	14,592	3,678	
ME Bank	TD	1,000,000	1,000,000	3.09%	A2	02/09/2013	02/12/2013	3.73%	6,029	3,168	
ME Bank	TD	1,000,000	1,000,000	3.09%	A2	23/08/2013	19/02/2014	3.95%	7,467	3,355	
National Bank	TD	1,000,000	1,000,000	3.09%	AA-	26/08/2013	26/08/2014	3.92%	7,088	3,329	
National Bank	TD	1,000,000	1,000,000	3.09%	AA-	26/08/2013	26/08/2014	3.92%	7,088	3,329	
National Bank	TD	1,000,000	1,000,000	3.09%	AA-	26/08/2013	26/05/2014	3.87%	6,998	3,287	
National Bank	TD	1,000,000	1,000,000	3.09%	AA-	30/08/2013	30/05/2014	3.85%	6,540	3,270	
Rural Bank	TD	1,000,000	1,000,000	3.09%	A-	03/06/2013	03/12/2013	4.25%	14,322	3,610	
Rural Bank	TD	1,000,000	1,000,000	3.09%	A-	10/09/2013	12/12/2013	3.70%	5,170	3,142	
Rural Bank	TD	1,000,000	1,000,000	3.09%	A-	10/09/2013	14/01/2014	3.77%	5,268	3,202	
Suncorp Bank	TD	1,000,000	1,000,000	3.09%	A+	30/08/2013	26/02/2014	3.75%	6,370	3,185	
Wide Bay Australia Ltd	TD	1,000,000	1,000,000	3.09%	A2	30/08/2013	28/03/2014	3.75%	6,370	3,185	
Wide Bay Australia Ltd	TD	1,000,000	1,000,000	3.09%	A2	30/08/2013	27/05/2014	3.75%	6,370	3,185	
Emu Note - Dresdner Bank AG	Struct'd Note	500,000	470,050 ^{r(4)}	1.55%	A	25/10/2005	30/10/2015	0.00%	-	-	
ANZ Climate Change Trust	Struct'd Note	500,000	496,195 ^{r(4)}	1.55%	AA-	18/01/2008	18/01/2014	0.00%	-	-	
Total		31,788,409	31,754,654	98.27%							
Total Directly Managed Funds		32,349,324	32,315,569	100.00%							
Retired Investments									48,146	484	
TOTAL PORTFOLIO		32,349,324	32,315,569	100%					3.73%	295,250	99,825
BENCHMARK⁽¹⁾								2.59%			
Notes:											
1 Benchmark is 90 day BBSW as at 31 October 2013											
2 Balances less than \$250,000 earn 0.15%, \$250,000 to \$499,999 earn 0.50%, greater \$500,000 earn 1%											
3 CBA Trading account not included in the monthly portfolio return calculation											
4 Market Value as at 30 September 2013											

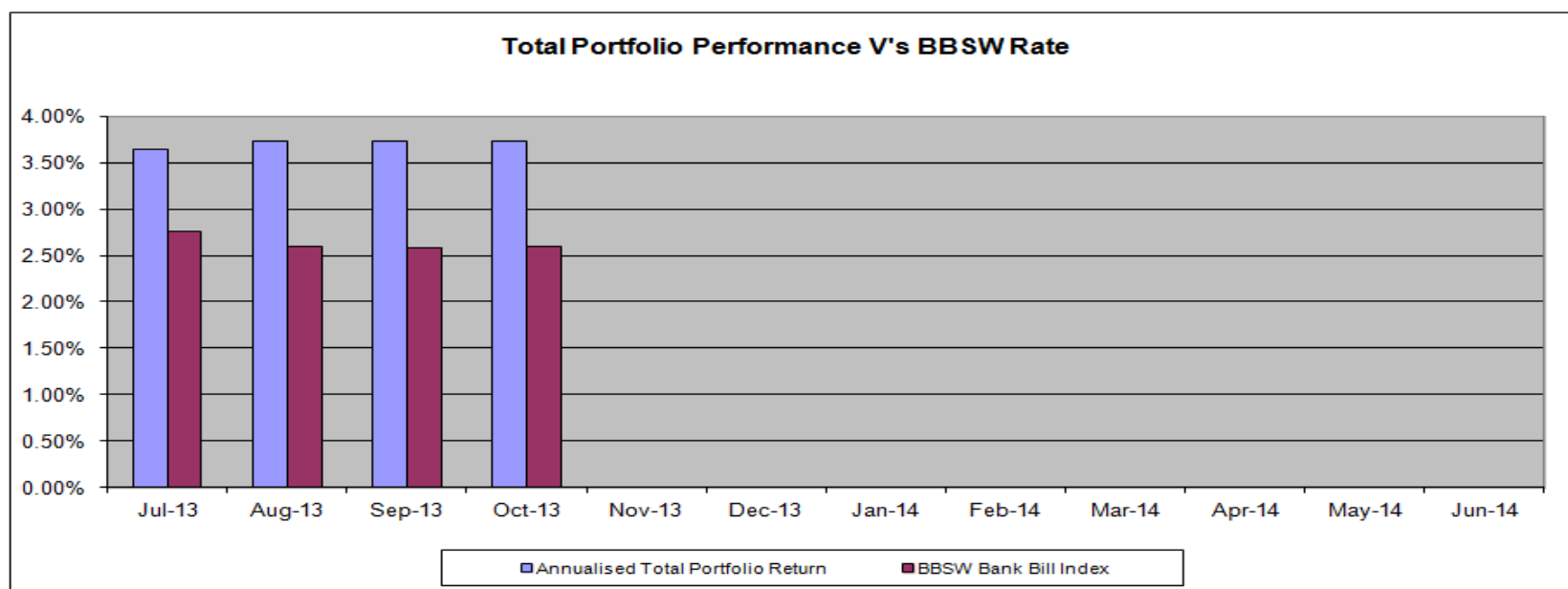
ATTACHMENT 1

Corporate Services Division Report No. 31.DOC - Council Investments as at 31 October 2013 Investment Report

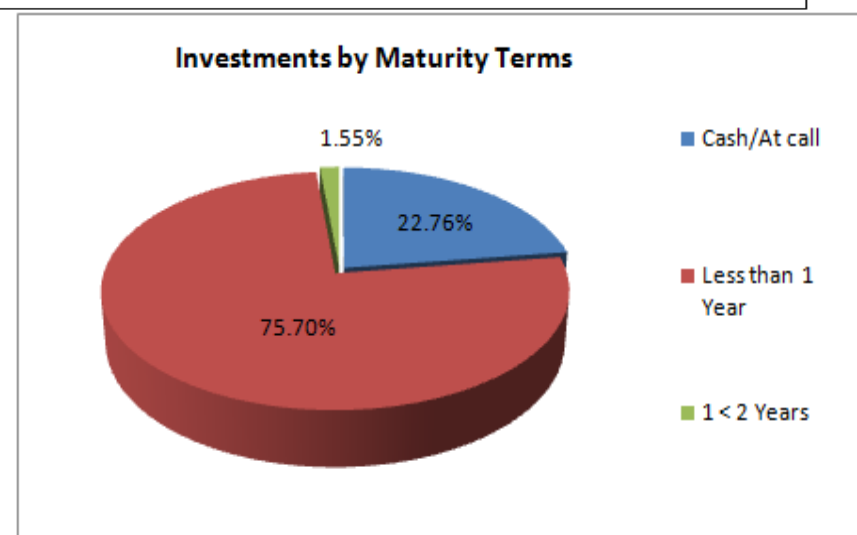


ATTACHMENT 1

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Summary by Credit Rating		No.
AA-	29.55%	9
A+	16.35%	3
A-	24.73%	8
A	13.91%	6
A2	15.46%	5
	100.00%	31



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