



AGENDA

Notice is hereby given that an Ordinary Meeting of Council will be held at the Civic Centre, Dee Why on

Tuesday 26 May 2015

Beginning at 6:00pm for the purpose of considering and determining matters included in this agenda.

John Warburton
Acting General Manager

Issued: 20 May 2015



OUR VISION

A vibrant community, improving our quality of life by living and working in balance with our special bush and beach environment

OUR VALUES

Respect

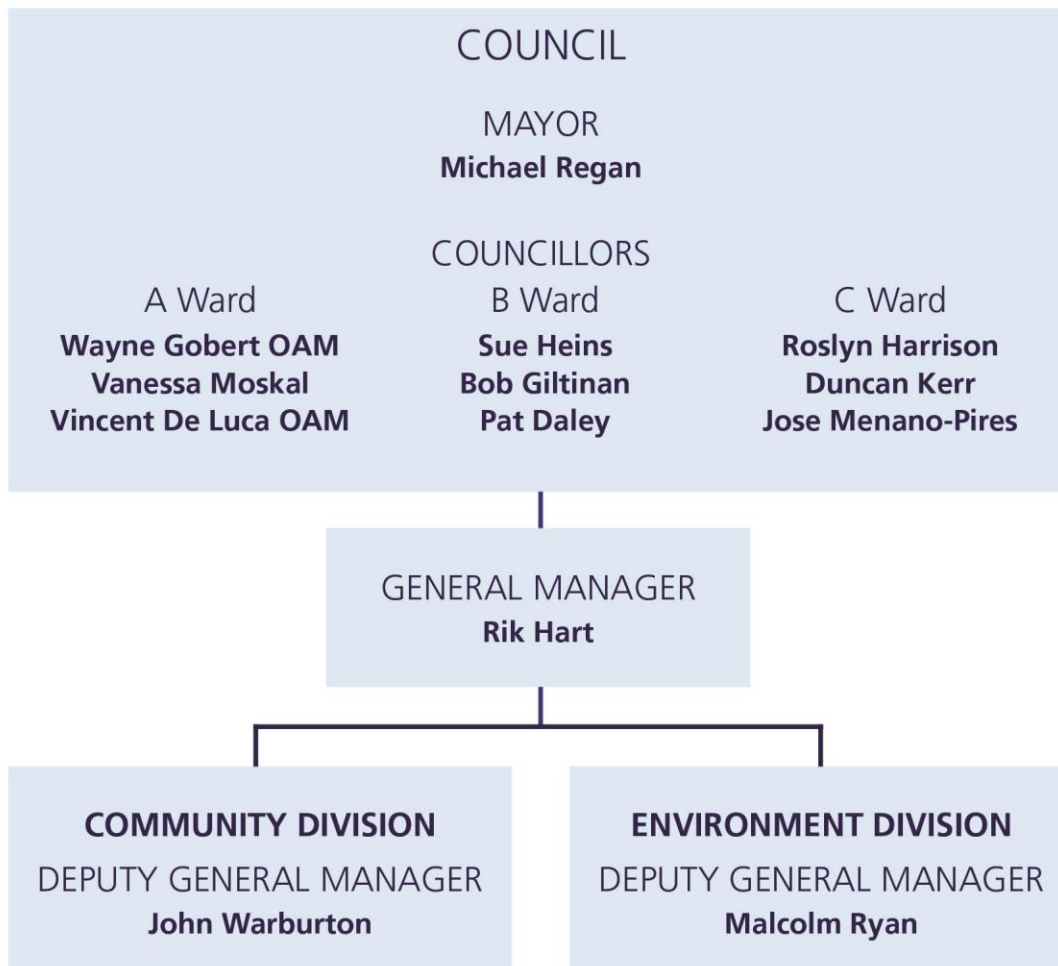
Integrity

Teamwork

Excellence

Responsibility

ORGANISATIONAL STRUCTURE



**Agenda for an Ordinary Meeting of Council
to be held on Tuesday 26 May 2015
at the Civic Centre, Dee Why
Commencing at 6:00pm**

ACKNOWLEDGEMENT OF COUNTRY

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2.0 CONFIRMATION OF MINUTES OF PREVIOUS MEETINGS

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2.0 CONFIRMATION OF MINUTES OF PREVIOUS MEETINGS

2.1 MINUTES OF ORDINARY COUNCIL MEETING HELD 28 APRIL 2015

RECOMMENDATION

That the Minutes of the Ordinary Council Meeting held 28 April 2015, copies of which were previously circulated to all Councillors, be confirmed as a true and correct record of the proceedings of that meeting.

6.0 GENERAL MANAGER'S REPORTS

ITEM 6.1	ADOPTION OF THE DELIVERY PROGRAM 2015-2019 AND OPERATIONAL PLAN INCLUDING FEES AND CHARGES 2015/16
REPORTING MANAGER	GROUP MANAGER STRATEGIC PLANNING
TRIM FILE REF	2015/114989
ATTACHMENTS	1 Submissions on Draft IP&R Documents (Included In Attachments Booklet) 2 Amendments to Fees (Included In Attachments Booklet)

EXECUTIVE SUMMARY

PURPOSE

To seek endorsement of Council's Delivery Program 2015-2019, Operational Plan, including the fees and charges for 2015/16, and Long Term Financial Plan 2015-2025.

SUMMARY

A suite of integrated planning documents has been prepared in accordance with the Local Government Act 1993 and the Office of Local Government's Integrated Planning and Reporting (IP&R) guidelines and manual. Council approved the public exhibition of the draft suite of documents at its meeting of 24 March 2015. The public exhibition lasted from 26 March to 24 April 2015 and generated 89 submissions. As a consequence of the submissions to the 2015/16 budget changes are proposed.

Once approved by Council, the suite of IP&R documents will be finalised and made available online.

FINANCIAL IMPACT

Budget surplus

The 2015/16 budget projects total operational expenditure of \$162 million and a Capital Works Program of \$58.4 million. It shows that our financial position is sound, with a projected surplus before Capital Grants and Contributions of \$13.6 million and a sustainable asset base for the next decade. The components of the Surplus from Continuing Operations before Capital Grants and Contributions are as follows:

	\$'000
<u>Restricted</u>	
Gain on Sale of Kiah Site	9,073
Kimbriki Environmental Enterprises – Non-controlling Interests (Manly, Mosman and Pittwater Councils)	1,642
Domestic Waste Management Charges	702
Interest – s94 and s94A Contributions	599
	<u>12,017</u>
<u>Unrestricted</u>	
Increase in Working Capital	1,620
Total	<u>13,637</u>

Financial Planning

The 10 year Long Term Financial Plan shows that the annual surplus before Capital Grants and Contributions can be maintained each year in accordance with Council's Financial Planning and Sustainability Policy.

POLICY IMPACT

Once adopted, the IP&R suite of documents will serve as Warringah Council's core strategic blueprint for 2015-2019 and financial blueprint for 2015-2025.

RECOMMENDATION OF GENERAL MANAGER**A. DELIVERY PROGRAM 2015-2019 AND OPERATIONAL PLAN 2015/16**

That Council's Delivery Program 2015-2019 and Operational Plan 2015/16, which includes the recommendations and amendments detailed below to the exhibited draft Delivery Program 2015-2019 and Operational Plan 2015/16, be adopted.

B. RATES

1. That an Ordinary Residential Rate, to be named 'Residential Ordinary Rate' of 0.213201 cents in the dollar on the land value of all rateable land, being land that falls within the Residential Category in the Warringah Council area, be made for the year 1 July 2015 to 30 June 2016 subject to a minimum Ordinary Residential Rate of \$842.29 in respect of each separate parcel of rateable land in this category.
2. That the following business rates be made for the year 1 July 2015 to 30 June 2016:
 - a. An Ordinary Business Rate, to be named 'Business Ordinary Rate' of 0.590874 cents in the dollar on the land value of all rateable land, being land that falls within the Business Category in the Warringah Council area, be made for the year 1 July 2015 to 30 June 2016, subject to a minimum Ordinary Business Rate of \$1,081.39 in respect of each separate parcel of rateable land in this category.
 - b. An Ordinary Business Rate Sub-Category, to be named 'Warringah Mall Regional Shopping Centre Sub-Category' of 1.043502 cents in the dollar on the land value of all rateable land, being land that falls within this Business Sub-Category in the Warringah Council area, be made for the year 1 July 2015 to 30 June 2016.
 - c. An Ordinary Business Rate Sub-Category, to be named 'Strata Storage Units Sub-Category' of 0.590874 cents in the dollar on the land value of all rateable land, being land that falls within the Business Sub-Category in the Warringah Council area, be made for the year 1 July 2015 to 30 June 2016, subject to a minimum Ordinary Business Rate of \$496.00 in respect of each separate parcel of rateable land in this Sub-Category.

C. DOMESTIC WASTE MANAGEMENT CHARGE (DWMC)

That the charges for Domestic Waste Management be made for the year commencing 1 July 2015 as follows:

Availability Charges - Vacant Land	\$89.00
Per 80 litre bin (1 st or additional garbage bins) includes availability	\$364.00
Per 120 litre bin (1 st or additional garbage bins) includes availability	\$543.00

Service increase fee applies for delivery of larger capacity or additional bin compared to base 80 litre service or existing service level	\$25.00
Supply of additional vegetation bin	\$98.00
Repair of vegetation bin lid	\$16.00*
Repair of vegetation bin wheels	\$9.50*

(*Includes GST in rate)

D. SECTION 611 CHARGES

That an annual charge under Section 611 of the *Local Government Act 1993* be made and levied for the year commencing 1 July 2015 on the person for the time being in possession, occupation or enjoyment of a rail, pipe, wire, pole, cable, tunnel or structure laid, erected, suspended, constructed or placed on, under or over a public place.

E. CHARGE FOR WORKS ON PRIVATE LAND

That the amount or rate to be charged for works on private land for the year 2015/16 be the appropriate commercial rate – the actual cost of the works and standard oncosts to provide full cost recovery plus a return to Council.

F. INTEREST ON RATES & CHARGES

That interest charges on rates and charges which remain unpaid after they become due and payable for the year 2015/16, shall accrue on a daily basis at the rate of 8.5% per annum simple interest. This will be subject to the final determination of the Minister of Local Government.

G. VOLUNTARY PENSIONER REBATES – RATES & CHARGES

1. That for the year 2015/16 Council grant to eligible pensioners who have not reached the accepted male retirement age, to owners in receipt of the blind pension and to owners who have reached the accepted male retirement age and continue to receive either the Carer Payment or Disability Support Pension from Centrelink or either the Totally and Permanently Incapacitated (TPI) Pension or the Extreme Disablement Adjustment (EDA) Pension from the Department of Veteran Affairs, a further voluntary 50% reduction of rates subject to a maximum voluntary reduction of \$150 in addition to the statutory reduction under Section 575 of the Local Government Act.
2. That for the year 2015/16, Council grant all eligible pensioners, in addition to the statutory reduction under Section 575 of the *Local Government Act 1993*, a further voluntary reduction of \$44 on the Domestic Waste Management Charge where the service is used, irrespective of the bin size or number of bins used.

H. AMENDMENTS TO DRAFT DELIVERY PROGRAM 2015-2019 AND OPERATIONAL PLAN 2015/16

1. That the Operational Plan 2015/16 be amended resulting in a net decrease to the budgeted Operating Surplus from Continuing Operations of \$95,186 as detailed in the Report.
 2. That the Capital Works Program for the four year Delivery Program 2015-2019 be amended for increases of \$1,056,585 as detailed in the Report.
 3. That the Roads, Traffic and Waste Service be split into Waste Service and Roads and Traffic Service.
 4. That a new key initiative titled "Report on outcomes from the Environment and Transport Sustainability Strategies" be added to the program for the period 2015-2019.
-

I. FEES AND CHARGES

1. That the draft Fees and Charges 2015/16 be adopted subject to the following change to Glen Street Theatre fees:

Fee Description	Rate	Fee 2015/16
Usher (per person)	Per Hour	\$43.00
Box Office (per person)	Per Hour	\$41.00

2. That the following proposed new fees for the Creative Arts Space be placed on public exhibition for a period of 28 days:
 - a. Creative Arts Space, Curl Curl - Market fee per day - \$30.00
 - b. Creative Arts Space, Curl Curl - Outdoor Studio per week - \$50.00
 - c. Creative Arts Space, Curl Curl – Half Gallery - per week - \$150.
 - d. Creative Arts Space, Curl Curl – Commercial Exhibition - per week \$700.00

J. BORROWINGS

Loan funding for the road infrastructure works at the Kimbriki Waste Landfill Site of \$12.5m be included in Council's borrowing return to the Office of Local Government for 2015/16 but this amount be decreased to \$4.685m if the borrowings for the Local Infrastructure Renewal Scheme component of the works of \$7.815m approved by Council on 24 February 2015 are executed before 30 June 2015.

K. INDEPENDENT ASSURANCE REPORT

That Council note the auditor's draft Independent Assurance Report and that the final Independent Assurance Report be attached to the Delivery Program 2015-2019 once it is adopted.

REPORT

BACKGROUND

This report outlines the public exhibition of the suite of IP&R documents, summarises key findings arising from the exhibition, and provides further detail and explanation including recommended changes.

The draft IP&R suite of documents was approved for public exhibition by Council at its meeting of 24 March 2015. Once the recommended changes are approved and made, this will form the final version of the IP&R documents available online.

The Delivery Program 2013-2017 was adopted in June 2013. This program detailed the principal activities to be undertaken by Council to implement the goals outlined in the Community Strategic Plan 2023. Council is committed to providing a rolling four year planning horizon to the community in response to the Community Strategic Plan. As such, the Delivery Program is reviewed and updated so that it covers the time frame 2015-2019. The Long Term Financial Plan is also reviewed annually and updated to reflect the financial requirements of meeting the agreed service delivery.

Once approved by Council, the suite of IP&R documents will be finalised and made available online.

CONSULTATION AND TIMING

The draft IP&R suite of documents was exhibited from 26 March to 24 April 2015. The total package of documents on exhibition comprised:

- Draft Delivery Program 2015-2019 and Operational Plan 2015/16
- Draft Schedule of Fees and Charges 2015/16
- Draft Long Term Financial plan 2015-2025

The consultation plan included:

- Hard copy exhibition at Council's libraries and Civic Centre
- On-line exhibition

Feedback was invited via posting a submission online, email or mail.

Community Feedback

The exhibition generated a total of 89 submissions:

- 68 online
- 21 emails

All submissions were given a unique reference number and their content transcribed. The comments were then edited and sorted to:

- a. Allow managers to respond to comments contained in submissions
- b. Identify the issues generating the most comment by residents

Summary of Issues

A detailed account of the submissions on the draft suite of IP&R documents including numbers and Council's response is included on the attached Submissions on Draft IP& R documents

The issues raised in the submissions have been carefully considered. Of the 89 submissions received, 74 submissions were in support of the Business Rates Strata Sub-Category that was introduced and three submissions were unsupportive of changes to Fees and Charges for Childcare Services.

Of the remaining submissions, there were no common themes but there were several requests for additional funding to either increase maintenance levels or fund new assets. These requests are not supported as it would require diverting funding from other priority programs and projects that are important to our community. Our ability to increase levels of service to the community requires additional income or reductions in service levels in other areas.

Council's draft budget projects a surplus of \$13.637 million however the majority of this amount, \$12.017 million, is restricted in how it can be used. The remaining unrestricted balance of \$1.62 million has been already allocated to deliver existing and future planned projects or maintain Council's financial sustainability.

Summary of Proposed Changes

The following changes to the Delivery Program are supported:

- Amending the rating structure to create a Business Rates Strata Storage Unit Sub-Category. The new rating structure is more equitable and reflects that Strata Storage Units are small in size, have a relatively low land value and generally do not place a high demand on Council services.
- A net decrease to the budgeted Operating Surplus from Continuing Operations of \$95,186 in the Draft Operational Plan 2015/16. This reflects forecast changes in income and expenditure since the Draft Operational Plan 2015/16 was exhibited. The changes are detailed below.
- An increase in the Capital Works Program by \$1,056,585 for the four years 2015-2019. This reflects changes to the works program since the Delivery Program 2015-2019 was exhibited. The changes are detailed below.
- Splitting the key service area Roads, Traffic and Waste into two new key service areas. Waste Service covering the waste collection function and Roads and Traffic Service covering the remaining functions. Separating out the Waste Service will improve transparency and understanding of Council's Budget
- The addition of a new key initiative in Strategic Planning titled "*Report on outcomes from the Environment and Transport Sustainability Strategies*". This will provide visibility and accountability to the community on Council's initiatives to deliver on these key strategies.
- Minor changes to the title of the capital projects at Forestville Sportsfield to more clearly reflect the funding of new and renewal works. The revised titles are Forestville Sportsfields Synthetic Surface New Works and Forestville Sportsfield Ancillary Works.
- Amendments to the fees and charges in relation to the Glen Street Theatre (box office and usher staff hourly rates) as well as services where the fee is set by the NSW government (Section 603 Certificates). In addition new fees are proposed for the Creative Art Space at Curl Curl. The new fee will need to be placed on exhibition for 28 days and reported back to Council along with any submissions. Details of the changes in fees can be reviewed on the attached Amendments to fees. Minor changes will also be made to fees for the "annual school use of reserve and sportsground" and "annual school use of beach, foreshore reserve". The change will clarify the application of the fees

Rating Structure 2015/16

The total income that can be raised from levying rates on property is capped by the State Government via the Independent Pricing and Regulatory Tribunal. IPART have determined that Warringah Council may increase general income from rates by a maximum of 3.0% in 2015/16. The increase consists of the 2.4% allowed to all NSW councils plus 0.6% for Council to maintain current service levels and financial sustainability.

As part of the rating structure rate assessments will continue to be based entirely upon property valuations (ad valorem) but with minimum rates applying where appropriate.

For rating purposes, land in Warringah is categorised as residential or business. The business category has a further sub-category – Warringah Mall Regional Shopping Centre Sub-Category.

As noted in the Council Report on the Draft Delivery Program 2015-2019, Operational Plan and Budget 2015/16 on 24 March 2015 the Council had received requests from a number of owners of strata storage units for a revision of Council's rating structure in relation to strata storage units. A strata storage unit refers to geographically separate complexes of strata storage facilities that are predominantly being used for private and domestic storage purposes. In accordance with Section 518 of the Local Government Act 1993 (the Act) strata storage units are categorised as Business for rating purposes as they cannot be classified in any of the other rating categories (farmland, residential or mining). As there is currently no sub-category for strata storage units they are all subject to the minimum business rate. This results in strata storage unit ratepayers incurring proportionately higher rates compared to both ratepayers on the residential minimum and other ratepayers in the business category, given that they are small in size, have a relatively low land value and generally do not place a high demand on Council services.

As part of the public exhibition of the draft Delivery Program 2015-2019, Operational Plan and Budget 2015/16 and Long Term Financial Plan 2015-2025 Council sought submissions regarding its rating structure and whether it is appropriate to create a further sub-category for strata storage units under the Business Category. Council received 74 submissions in relation to the creation of a sub-category for strata storage units all of which were in support.

Accordingly, two tables have been provided below which show:

- The ad valorem rate, the minimum rate and anticipated revenue for residential, business and business subcategories based on the current rating structure
- The ad valorem rate, the minimum rate and anticipated revenue for residential, business and business subcategories based on creating a further sub-category for strata storage units under the Business Category

Rating Structure 2015/16 – Based on Current Structure

The ad valorem rate, the minimum rate and anticipated revenue for residential, business and business subcategories would be as follows:

Rate Type	Category	Ad Valorem	Minimum Rate	Yield
Ordinary	Residential	0.213201	\$842.29	\$63,570,039
Ordinary	Business	0.586251	\$1,081.39	\$14,554,669
Ordinary	Business - Warringah Mall	1.043502	N/A	\$706,451
				\$78,831,159

Under this structure the rates resolution in respect of the business category would be as follows:

That the following business rates be made for the year 1 July 2015 to 30 June 2016:

- a. *An Ordinary Business Rate, to be named 'Business Ordinary Rate' of 0.586251 cents in the dollar on the land value of all rateable land, being land that falls within the Business Category in the Warringah Council area, be made for the year 1 July 2015 to 30 June 2016, subject to a minimum Ordinary Business Rate of \$1,081.39 in respect of each separate parcel of rateable land in this category.*
- b. *An Ordinary Business Rate Sub-Category, to be named 'Warringah Mall Regional Shopping Centre Sub-Category' of 1.043502 cents in the dollar on the land value of all rateable land, being land that falls within the Business Sub-Category in the Warringah Council area, be made for the year 1 July 2015 to 30 June 2016.*

Rating Structure 2015/16 – Based on Creating a Strata Storage Sub-Category

The ad valorem rate, the minimum rate and anticipated revenue for residential, business and business subcategories would be follows:

Rate Type	Category	Ad Valorem	Minimum Rate	Yield
Ordinary	Residential	0.213201	\$842.29	\$63,570,039
Ordinary	Business	0.590874	\$1,081.39	\$14,473,116
Ordinary	Business - Warringah Mall	1.043502	N/A	\$706,451
Ordinary	Business – Strata Storage Units	0.590874	\$496.00	\$81,553
				\$78,831,159

Council's Financial Planning & Sustainability Policy – Policy No. FIN-PL 100 states that the Long Term Financial Plan is the key financial planning document of Council and its preparation is to be governed by the key financial strategies which include the maintenance of a fair and equitable rating structure. We believe the creation of a further sub-category for strata storage units under the Business Category will provide a fair and equitable rating structure and take account of the large number of submissions received on this issue.

Amendments to Draft Operational Plan 2015/16

That the following amendments have been made to the Draft Operational Plan 2015/16 which result in a net decrease to the budgeted Operating Surplus from Continuing Operations of \$95,186:

- a. Rates have increased by \$154,378 as a result of supplementary valuation adjustments since the Draft Operational Plan was exhibited.
- b. User Charges & Fees have decreased by \$6,509,051 principally due to the elimination of inter entity charges between Warringah and Kimbriki Environmental Enterprises. The elimination of this charge has been processed to ensure the consolidated budget statements are presented in a consistent manner with Council's annual financial statements and do not impact on the Result from Continuing Operations.
- c. Interest & Investment Revenues have been decreased by \$300,000 due to the decline in interest rates since the Draft Operational Plan was exhibited.

- d. Other Revenues have increased by \$81,061 principally due to additional income identified within Glen Street Theatre.
- e. Grants & Contributions Capital Purposes have increased by \$90,000 due to an additional Metro Greenspace grant now identified to be received in 2015/16.
- f. Employee Benefits & Oncosts have increased by \$169,568 principally due to additional support for Workplace Health and Safety management.
- g. Materials & Contracts have decreased by \$5,934,197 principally due to the elimination of inter entity charges between Warringah and Kimbriki Environmental Enterprises as noted above and additional vegetation tipping fees \$719,543 identified since the Draft Operational Plan was exhibited.
- h. Depreciation & Amortisation have decreased by \$507,105 principally due to changes within Kimbriki Environmental Enterprises and the timing of capital projects identified since the Draft Operational Plan was exhibited.
- i. Other Expenses have decreased by \$115,952 principally due to changes within Kimbriki Environmental Enterprises.

That the following amendments have been made to the Capital Works Program for the four year Delivery Program 2015-2019 which has increased by \$1,056,585

	Total \$
Draft Delivery Program 2015-2019	164,673,641
<u>Add:</u>	
Rollovers from March QBRS Approved by Council 28 April 2015	770,157
Kimbriki Environmental Enterprises - Cell Development Works	650,000
Kimbriki Environmental Enterprises – Other Works	120,000
Changes to Dee Why Town Centre Projects funded from s94	360,000
Recreational Asset Renewals – additional Metro Greenspace Grant	90,000
Rollover approved by Council 24 March 2015	30,000
<u>Less:</u>	
Brought forward to 2014/15 - March QBRS approved Council on 28 April 2015	(963,572)
Final Delivery Program 2015-2019	165,730,226
Total Increase in Capital Expenditure Program	1,056,585

FINANCIAL IMPACT

Budget surplus

The 2015/16 budget projects total operational expenditure of \$162 million and a Capital Works Program of \$58.4 million. It shows that our financial position is sound, with a projected surplus before Capital Grants and Contributions of \$13.6 million and a sustainable asset base for the next decade. The components of the Surplus from Continuing Operations before Capital Grants and Contributions are as follows:

	\$'000
<u>Restricted</u>	
Gain on Sale of Kiah Site	9,073
Kimbriki Environmental Enterprises – Non-controlling Interests (Manly, Mosman and Pittwater Councils)	1,642
Domestic Waste Management Charges	702
Interest – s94 and s94A Contributions	599
	<hr/> 12,017
<u>Unrestricted</u>	
Increase in Working Capital	1,620
Total	<hr/> 13,637

Financial Planning

The 10 year Long Term Financial Plan shows that the annual surplus before Capital Grants and Contributions can be maintained each year in accordance with Council's Financial Planning and Sustainability Policy.

POLICY IMPACT

Once adopted, the IP&R suite of documents will serve as Warringah Council's core strategic blueprint for 2015-2019 and financial blueprint for 2015-2025.

ITEM 6.2	MONTHLY FUNDS MANAGEMENT REPORT APRIL 2015
REPORTING MANAGER	CHIEF FINANCIAL OFFICER
TRIM FILE REF	2015/130142
ATTACHMENTS	1 Application of Funds Invested 2 Councils Holdings as at 30 April 2015 3 Investment Portfolio at a Glance 4 Monthly Investment Income vs. Budget 5 Economic Notes

REPORT

PURPOSE

To report the balance of investments held as at 30 April 2015.

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 Investments Policy number FIN-PL-215.

REPORT

The following attachments are provided as part of the Report.

1. Application of Funds Invested
2. Council's Holdings as at 30 April 2015
3. Investment Portfolio at a Glance
4. Monthly Investment Income vs. Budget
5. Economic Notes

FINANCIAL IMPACT

The actual investment income to 30 April 2015 is \$2,668,797 which compares favourably to the budgeted income of \$2,632,000 a variance of \$36,797.

POLICY IMPACT

The investment strategy was reviewed by our Investment Advisors Laminar Group Pty Ltd in January 2015. They confirmed that Council continues to maintain a prudent investment strategy and is well placed for the balance of the 2014/15 financial year and indeed beyond.

Performance over the 2014/15 financial year to date, April 2015, is strong having exceeded the benchmark: 3.63%pa vs. 2.70%pa. Council has been proactive in sourcing opportunities in the market whilst investing prudently and managing cash flow.

RECOMMENDATION OF GENERAL MANAGER

That the:

- A. Report indicating Council's Funds Management position as at 30 April 2015 be noted.
 - B. Certificate of the Responsible Accounting Officer be noted and the report adopted.
-

Application of Investment Funds	Description	Value (\$)
Restricted Funds:		
Externally Restricted	Section 94 Old Plan	19,444,210
	Section 94A Plan Contributions	5,925,714
	Domestic Waste & Unexpended Grants	5,579,921
Internally Restricted Reserves	Held to ensure sufficient funds are available to meet future commitments or specific objectives. Employee Leave Entitlements, Bonds & Guarantees, Compulsory Open Space Land Acquisitions, & Insurance.	8,139,757
Unrestricted Funds	Funds Allocated to meet Current Budgeted Expenditure	42,906,444
Total		81,996,047

There has been a decrease in the investments held of \$5,979,791 which is in line with budgeted movements at this time of year.

Reconciliation of Cash Book

Description	Value (\$)
Council's Cash Book balance	542,787
Kimbriki Bank balance	3,354,902

Investments Funds Report - As at 30-Apr-15

Maturity date	Face Value	Current Yield	Borrower	Standard & Poor's Rating	Current Value
Mortgage Backed Securities Investment Group					
Weighted Avg Life *	Face Value				
22-Aug-22	1,534,216	3.1850	Emerald Series 2006-1 Class A	AAA	1,185,666
	1,534,216				1,185,666
Term Investment Group					
5 May 2015	1,000,000	3.6300	National Australia Bank Ltd	A1+	1,000,000
5 May 2015	1,000,000	3.6000	National Australia Bank Ltd	A1+	1,000,000
6 May 2015	1,000,000	3.5000	Bank of Queensland Ltd	A2	1,000,000
11 May 2015	2,000,000	3.5600	ING Bank Australia Limited	A2	2,000,000
15 May 2015	1,000,000	3.2000	Members Equity Bank Ltd	A2	1,000,000
19 May 2015	1,000,000	3.5500	Members Equity Bank Ltd	A2	1,000,000
22 May 2015	2,000,000	3.6300	Westpac Banking Corporation Ltd	A1+	2,000,000
25 May 2015	1,000,000	3.6000	Suncorp-Metway Ltd	A1	1,000,000
2 Jun 2015	1,000,000	3.5500	Bank of Queensland Ltd	A2	1,000,000
3 Jun 2015	2,000,000	3.9000	Westpac Banking Corporation Ltd	A1+	2,000,000
8 Jun 2015	1,000,000	3.1000	National Australia Bank Ltd	A1+	1,000,000
12 Jun 2015	2,000,000	3.8500	Westpac Banking Corporation Ltd	A1+	2,000,000
15 Jun 2015	1,000,000	3.5600	ING Bank Australia Limited	A2	1,000,000
19 Jun 2015	1,000,000	3.1000	National Australia Bank Ltd	A1+	1,000,000
25 Jun 2015	1,000,000	3.6300	National Australia Bank Ltd	A1+	1,000,000
2 Jul 2015	2,000,000	3.9000	Westpac Banking Corporation Ltd	A1+	2,000,000
2 Jul 2015	1,000,000	3.5500	Westpac Banking Corporation Ltd	A1+	1,000,000
9 Jul 2015	1,000,000	3.8500	Westpac Banking Corporation Ltd	A1+	1,000,000
9 Jul 2015	1,000,000	3.6400	National Australia Bank Ltd	A1+	1,000,000
20 Jul 2015	1,000,000	3.5000	Bank of Queensland Ltd	A2	1,000,000
21 Jul 2015	1,000,000	3.6300	Commonwealth Bank of Australia Ltd	A1+	1,000,000
27 Jul 2015	1,000,000	3.8500	Westpac Banking Corporation Ltd	A1+	1,000,000
3 Aug 2015	1,000,000	3.5600	Westpac Banking Corporation Ltd	A1+	1,000,000
4 Aug 2015	2,000,000	3.5500	Westpac Banking Corporation Ltd	A1+	2,000,000
10 Aug 2015	2,000,000	3.8500	Westpac Banking Corporation Ltd	A1+	2,000,000
12 Aug 2015	2,000,000	3.7500	Westpac Banking Corporation Ltd	A1+	2,000,000
25 Aug 2015	1,000,000	3.6500	National Australia Bank Ltd	A1+	1,000,000
2 Sep 2015	1,000,000	3.6500	National Australia Bank Ltd	A1+	1,000,000
8 Sep 2015	500,000	3.8900	National Australia Bank Ltd	A1+	500,000
10 Sep 2015	1,000,000	3.1000	Commonwealth Bank of Australia Ltd	A1+	1,000,000
16 Sep 2015	1,000,000	3.2000	Members Equity Bank Ltd	A2	1,000,000
21 Sep 2015	1,000,000	3.5000	Bank of Queensland Ltd	A2	1,000,000
22 Sep 2015	1,000,000	3.5500	Bank of Queensland Ltd	A2	1,000,000
25 Sep 2015	1,000,000	3.1300	National Australia Bank Ltd	A1+	1,000,000
2 Oct 2015	2,000,000	3.5700	Westpac Banking Corporation Ltd	A1+	2,000,000
6 Oct 2015	1,000,000	3.1300	National Australia Bank Ltd	A1+	1,000,000
12 Oct 2015	1,000,000	3.1300	National Australia Bank Ltd	A1+	1,000,000
20 Oct 2015	1,000,000	3.5100	Commonwealth Bank of Australia Ltd	A1+	1,000,000
22 Oct 2015	1,000,000	3.5500	Bank of Queensland Ltd	A2	1,000,000
26 Oct 2015	1,000,000	3.1300	National Australia Bank Ltd	A1+	1,000,000
29 Oct 2015	1,000,000	2.9500	National Australia Bank Ltd	A1+	1,000,000
3 Nov 2015	1,000,000	3.5000	Bank of Queensland Ltd	A2	1,000,000
9 Nov 2015	1,000,000	3.1300	National Australia Bank Ltd	A1+	1,000,000
9 Nov 2015	1,000,000	3.0800	Commonwealth Bank of Australia Ltd	A1+	1,000,000
16 Nov 2015	1,000,000	3.2000	Members Equity Bank Ltd	A2	1,000,000
3 Dec 2015	2,000,000	3.5500	Bank of Queensland Ltd	A2	2,000,000
7 Dec 2015	1,000,000	3.1300	National Australia Bank Ltd	A1+	1,000,000
15 Dec 2015	2,000,000	3.5500	National Australia Bank Ltd	A1+	2,000,000
18 Dec 2015	1,000,000	3.5500	National Australia Bank Ltd	A1+	1,000,000
4 Jan 2016	1,000,000	3.2100	Commonwealth Bank of Australia Ltd	A1+	1,000,000
8 Jan 2016	1,000,000	3.1300	National Australia Bank Ltd	A1+	1,000,000
29 Jan 2016	1,000,000	2.9000	National Australia Bank Ltd	A1+	1,000,000
7 Mar 2016	1,000,000	4.0500	National Australia Bank Ltd	A1+	1,000,000
8 Mar 2016	500,000	4.0700	National Australia Bank Ltd	A1+	500,000
	64,000,000				64,000,000
Term Investment Group & Cash Deposit Account					
Rollover Date	Face Value	Current Rate	Borrower	Rating	
Cash Account	2,592,164	2.5000	CBA (Business Saver)	A-1+	2,592,164
19-Jun-15	1,000,000	3.5000	CBA Term Deposit Kimbriki 35810609	AA-	1,000,000
10-May-15	7,834,041	3.5000	WBC Term Deposit Kimbriki 11-1208	AA-	7,834,041
24-May-15	2,448,276	2.9700	WBC Term Deposit Kimbriki 11-4185	AA-	2,448,276
01-Apr-15	2,935,899	2.4000	CBA Money Market Kimbriki 10162612	AA-	2,935,899
	16,810,380				16,810,380
	82,344,596			Closing Balance:	81,996,047

* *Weighted Average Life is the anticipated date of repayment of Council's full principal in mortgage backed securities based upon the expected repayment of a critical balance of underlying mortgages. It is calculated by professional actuaries and its use is market convention for securities such as these. Council's investment policy recognises Weighted Average life dates as appropriate maturity dates for these securities*

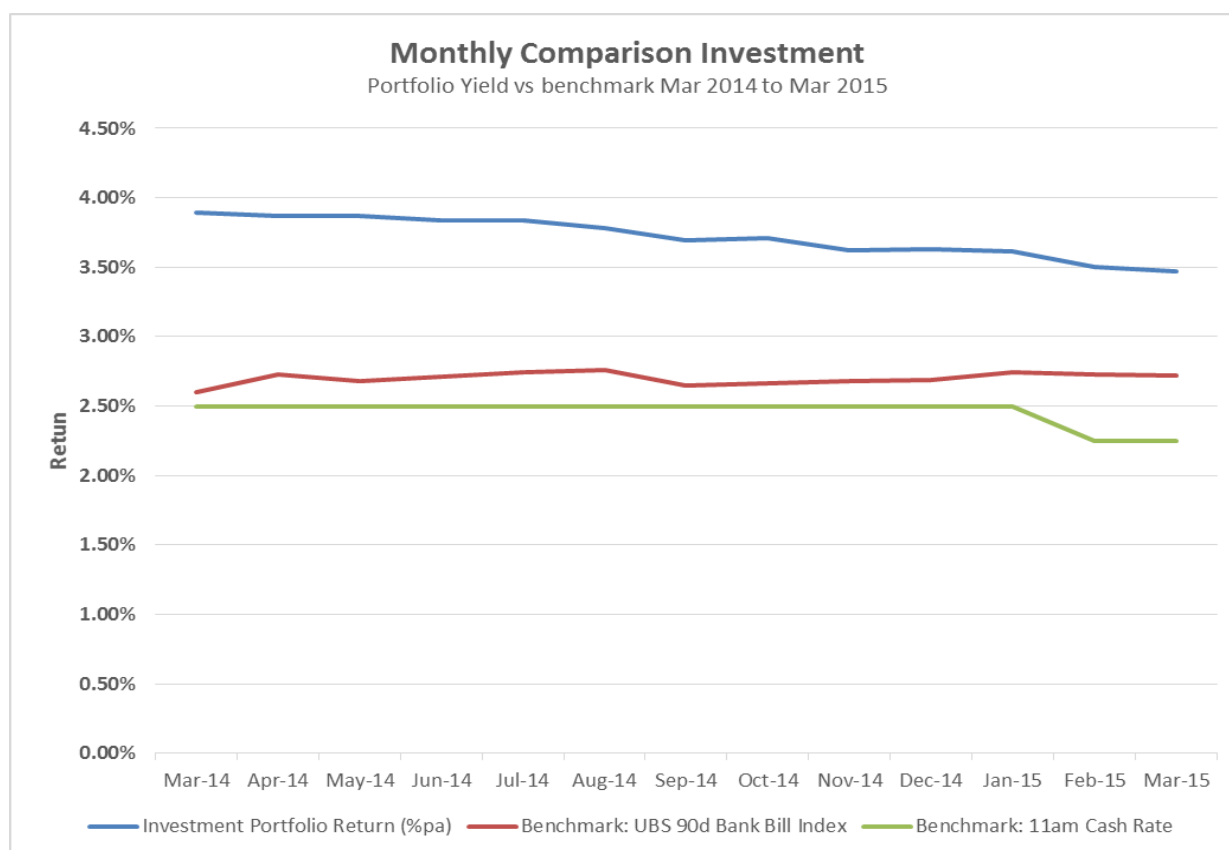
Portfolio Performance vs. 90 day Bank Bill Index over 12 month period.	✓	Council's investment performance did exceed benchmark.
Monthly Income vs. Budget	✗	Council's income from investments did not exceed monthly budget.
Investment Policy Compliance		
Legislative Requirements	✓	Fully compliant
Portfolio Credit Rating Limit	✓	Fully compliant
Institutional Exposure Limits	✓	Fully compliant
Term to Maturity Limits	✓	Fully compliant

Investment Performance vs. Benchmark

	Investment Portfolio Return (%pa)*	Benchmark: UBS 90d Bank Bill Index	Benchmark: 11am Cash Rate **
1 Month	3.47%	2.72%	2.25%
3 Months	3.53%	2.73%	2.33%
6 Months	3.59%	2.70%	2.42%
FYTD	3.65%	2.71%	2.44%
12 Months	3.70%	2.71%	2.46%

* Excludes cash holdings (i.e. bank account, loan offset T/Ds, and Cash Fund)

** This benchmark relates to Cash Fund holdings

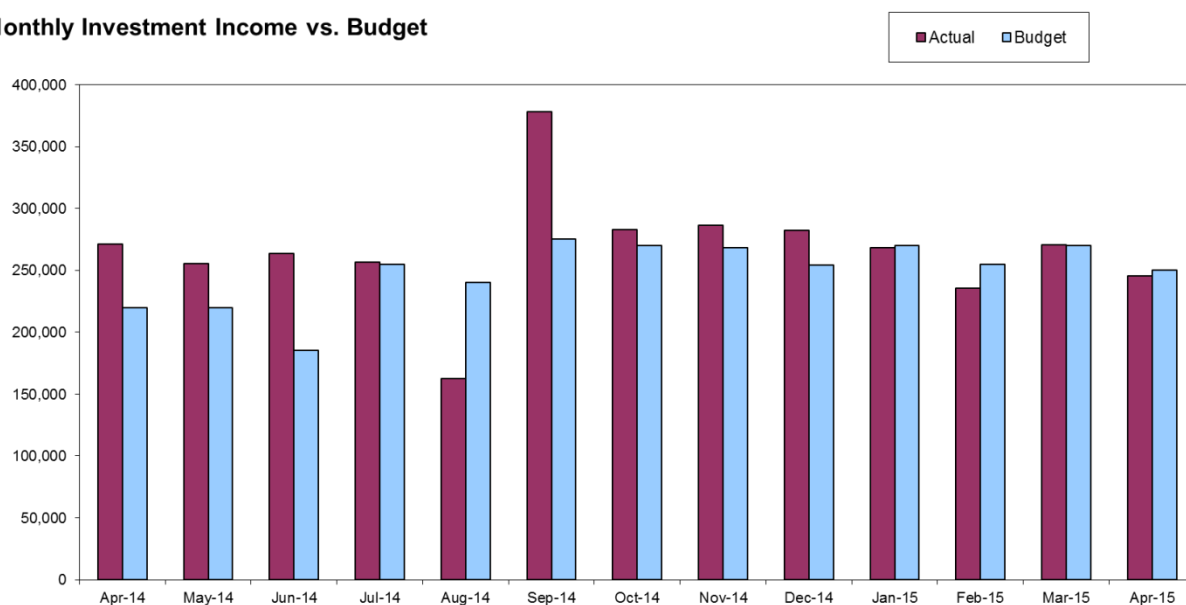


Monthly Investment Income* vs. Budget

	\$ Apr 15	\$ Year to Date
Investment Income	245,331	2,653,405
Adjustment for Fair Value	(6)	15,392
Total Investment Income	245,325	2,668,797
Budgeted Income	250,000	2,632,000

*Includes all cash and investment holdings

Monthly Investment Income vs. Budget



In April we have reflected a fair value decrease of \$6 in accordance with AASB 139 Financial Instruments: Recognition and Measurement. It is Council's intention to hold these investments to maturity and as such no gain of principal will occur in these circumstances. These investments could have been classified as Held-to-maturity investments upon initial recognition under AASB 139 in which case no fair value adjustment would be required through profit or loss. When these investments reach maturity any fair value adjustment which has been taken up will be written back to the Profit and Loss Account.

Economic Notes

Global

Global economic readings were again mixed strength through April with positive surprises in the economic data, mostly confined to Europe and Australia. The monthly data readings from the US are consistent with GDP growth having slowed further in quarter 1 2015 to around 1% on an annualized basis. In China, growth has slowed in Q1 to 7.0% annually and further slowing seems likely on recent monthly economic readings. European growth may have accelerated above 1% in quarter 1 while Australian economic growth may have stabilized – if not improved slightly – in quarter 1 on the basis of still firm international trade, strong housing activity and small improvement in retail sales. Central banks remain committed to maintaining accommodating policy conditions, although the US Fed is still likely to lift its funds rate from near-zero later in the year and the outlook for when the RBA will next lower its cash rate is hazier than it seemed a month ago.

Inflation in the US remains very tame and well below 2% for producer prices and the CPI. The speeches of various Fed governors and presidents, plus the minutes of the most recent Fed policy meeting, all point to no change in the funds rate until at least June, but with discrepancy beyond then ranging from rates starting to rise from around mid-year, to no rate change until well into 2016. The one area of agreement among senior Fed officials is that the first tightening move has become highly dependent upon how US data pans out and for the time being, the data is showing softer on balance.

In China, the monthly economic readings continued to run more softly than expected. In March, exports and imports fell respectively by 15.0% and by 12.7%. The run of indicators of domestic spending and activity in China were also soft, with March industrial production slowing to a seven-year low of 5.6% from 6.8% in February; March retail sales slowing to 10.2% from 10.7% in February; and urban fixed asset investment spending slowing to 13.5% from 13.9% in February.

In Europe, monthly economic readings remained consistent with small improvement in European economic growth, but the positive surprises were scantier than in February and March. The best of the positive surprises – and the strongest – were a tripling in the size of Europe's trade surplus in February to 22 billion euro and with impressive monthly gains in exports, +2.0%, and imports +2.6. ECB President Draghi noted that after the most recent ECB policy meeting, risks to the European economic outlook had become more balanced notwithstanding simmering issues relating to Greek sovereign debt. Draghi also reaffirmed that ECB purchases of assets each month totaling 60 billion euro would continue as planned through to late 2016.

Domestic

In Australia, retail sales took a slightly stronger turn in February rising by 0.7% after an upwardly revised 0.5% gain in January. The labour market has been stronger than expected too with employment lifting by 37,700 in March after an upwardly revised gain of 41,900 in February. The unemployment rate has drifted lower early in 2015, from 6.3% in January, to 6.1% in March and against general expectations that it would rise. However, forward looking indicators of the employment market, such as job vacancy surveys, are tipping softer and consumer sentiment, measured by the monthly Westpac-Melbourne Institute survey weakened in both March and April.

Australian inflation held low in Q1 with the CPI up 0.2% for the quarter and 1.3% for the year, down from 1.7% annually in quarter 4 2014. Annual inflation has been falling faster than short-term interest rates and the real cash rate has lifted effectively by more than one percentage point over the past year and notwithstanding the 25bps cash rate cut back in February. Rising Australian real short-term interest rates may be playing a part in holding up the Australian dollar higher than the RBA would like to help rebalance the economy. The Australian dollar has appreciated against the US dollar and on trade weighted basis since that last rate cut in February.

While the RBA left the cash rate unchanged at 2.25% at both its March and April policy meetings and the rate outlook seems hazier to some in the wake of recent firmer economic readings, our view remains that a 25bps cash rate cut to 2.00% is likely in May and will probably be followed by another 25bps cut to 1.75% later in the year. Notwithstanding the improvement in some economic indicators of late, the economy is growing sub-par and is facing unnecessary headwinds from rising real short term interest rates and an appreciating Australian dollar. Both are issues that the RBA can address by cutting the cash rate further.

Portfolio Performance

The investment portfolio return was 3.46% as at April 30 versus the bank bill annual return of 2.67%. The portfolio is currently outperforming the index by 79 basis points on an annual basis which is up from 75 basis points the previous month. The performance of the portfolio dipped slightly (0.02%) during the month but outperformed the return of the bench mark which fell 0.05% as the recent fall in the cash rate takes effect on reinvestments.

7.0 COMMUNITY DIVISION REPORTS

ITEM 7.1	PUBLIC EXHIBITION OF DRAFT MANAGEMENT OF TENNIS FACILITIES POLICY
REPORTING MANAGER	GROUP MANAGER BUILDINGS, PROPERTY AND SPATIAL INFORMATION
TRIM FILE REF	2015/123304
ATTACHMENTS	1 DRAFT Management of Tennis Facilities Policy 2 Existing GOV-PL 882 Council Tennis Courts Policy

EXECUTIVE SUMMARY

PURPOSE

To inform Council of the content of the draft Management of Tennis Facilities Policy (the policy) and seek approval to place the draft policy on public exhibition.

SUMMARY

Warringah Council's has nine (9) tennis facilities that are situated upon either Crown Land, for which Council is the Reserve Trust Manager, or upon Council Land.

The draft revised policy has been drafted following a review of the existing GOV-PL 882 Council Tennis Court Policy, which was adopted by Council in 1984. The existing policy is out of date and does not reflect how the tennis facilities operate today or how engagement with the sport by tennis players has changed. The draft Management of Tennis Facilities Policy has been written to sustainably and equitably address these changes and to provide both Council and the tennis clubs clarity and consistency in their roles.

FINANCIAL IMPACT

The implementation of the policy will improve the financial sustainability of the tennis facilities and the long term financial impact to Council.

POLICY IMPACT

This policy will complement a number of Council's current policies and strategies being:

- a) Community Rental Subsidy Policy; PL 420
- b) Asset Management Strategy
- c) Recreation Strategy
- d) Grants and Sponsorship PL 011 Grants

RECOMMENDATION OF DEPUTY GENERAL MANAGER COMMUNITY

That the draft Management of Tennis Facilities Policy be placed on public exhibition for a minimum of 28 days with the results reported to Council.

REPORT

BACKGROUND

The existing GOV-PL 882 Council Tennis Court Policy, which was adopted by Council in 1984, has been revised due to Council recognising the changes in the tennis clubs operations. Council staff worked with the tennis clubs and Tennis New South Wales to ensure the implementation of the revised amended policy supports the clubs future and Tennis Australia's vision.

Over the last 10 months Council worked with the tennis clubs, Tennis New South Wales and New South Wales Department of Trade and Investment (Crown Lands) on the terms and conditions of the new Tennis Court Management lease / licence agreement. The revised amended policy has been written in conjunction with the formation of the new Tennis Court Management lease / licence, which all clubs have agreed to in principle and will be finalised in the immediate future.

This revised draft policy is principle based and the management of the tennis facilities is guided by the objectives Council and the clubs have agreed on.

This revised draft policy is guided by the following objectives:

- To encourage tennis participation and accessibility for the greater community
- To provide tennis facilities in appropriate locations
- To encourage sustainable and equitable financial management models for the operation of tennis facilities through standard lease/licence agreements
- To provide clarity and consistency in roles and responsibilities of Council and lessee/licensee
- To enable trends in tennis and recreation activities through permitting a greater range of activities and uses
- To fulfil the requirements of State Government legislation and Council policies in relation to provision of facilities and assets on Council land and Crown public recreation reserves
- To adhere to Council's Asset Management Strategy

The amended policy confirms Council's support on the changes the clubs have undertaken to ensure the clubs are financial sustainable and flexibility to encourage tennis participation.

A key change to the amended policy is the roles and responsibility matrix, which outlines responsibilities relating to maintenance, renewal and operational management.

The roles and responsibility for the management of Council's tennis facilities are as follows:

ITEM	Operational, Maintenance & Repairs	Renewal	Additions & Upgrade
Court Surfaces	Lessee/Licensee	Lessee/Licensee	Lessee/Licensee
Net posts & nets	Lessee/Licensee	Lessee/Licensee	Lessee/Licensee
All fencing	Lessee/Licensee	Lessee/Licensee	Lessee/Licensee
All lighting	Lessee/Licensee	Lessee/Licensee	Lessee/Licensee
All Poles	Lessee/Licensee	Lessee/Licensee	Lessee/Licensee
Shelters/Structures	Lessee/Licensee	Lessee/Licensee	Lessee/Licensee

Grounds	Lessee/Licensee	Lessee/Licensee	Lessee/Licensee
Club House Building (Electrical and Plumbing)	Lessee/Licensee	Warringah Council	Warringah Council

In the past Council worked with the Tennis Liaison Committee to determine the tennis clubs capital works programs. This approach did not produce sustainable outcomes for the renewal of all the tennis facilities and the committee was wound up. It is intended that by having a clear outline of the roles and responsibilities this will allow clarity and consistency of delivery of works for both Council and the clubs.

The leases/licences currently being finalised with the tennis clubs managing Council's tennis facilities have been drafted under guidance this policy.

CONSULTATION

All of the existing tennis clubs responsible for Council's tennis facilities as well as the New South Wales Department of Trade and Investment (Crown Lands) are aware of the revised policy, with two of the clubs being involved to a detailed level in the formation of the policy. Tennis New South Wales have also been involved and are confident that the policy will deliver clubs and community benefit from the changes.

As per requirements, upon Council resolution this policy will be placed on public exhibition for a minimum of 28 days for public comment.

TIMING

- 26 May 2015 - Draft policy presented to Council for approval to place the draft policy on public exhibition.
- 1 - 28 June 2015 – Draft policy on public exhibition.
- 25 August 2015 - Management of Tennis Facilities Policy reported to Council for consideration of adoption.

FINANCIAL IMPACT

The implementation of the policy will improve the financial sustainability of the tennis facilities and the long term financial impact to Council.



Warringah Council Policy

Policy No.

Management of Tennis Facilities Policy

1 Purpose of Policy

To provide a framework for the management of Warringah Council tennis facilities that are leased or licenced to third party community groups.

2 Principles

Warringah Council's tennis facilities are situated upon either Crown Land which Council is the reserve trust manager or upon Council Land. The principles of this Policy are applicable to all Council tennis facilities.

The management of tennis facilities is guided by the following objectives:

- To encourage tennis participation and accessibility for the greater community
- To provide tennis facilities in appropriate locations
- To encourage sustainable and equitable financial management models for the operation of tennis facilities through standard lease/licence agreements
- To provide clarity and consistency in roles and responsibilities of Council and lessee/licensee
- To enable trends in tennis and recreation activities through permitting a greater range of activities and used
- To fulfil the requirements of State Government legislation and Council policies in relation to provision of facilities and assets on Council land and Crown public recreation reserves
- To adhere to Council's [Asset Management Strategy](#)

3 Implementation

The Policy is applicable to all tennis facilities entering into the new lease/licence agreement. The lease/licence under this policy will be for an initial 10 year term with an additional five year option. Where there is a substantial increase to the annual rent fee, a reduction in the rent fee for the first three years of the 10 year term will be available in the initial implementation of this Policy.

4 Roles and responsibility matrix

The roles and responsibility for the management of Council's tennis facilities are as follows:



Policy No.

ITEM	Operational, Maintenance & Repairs	Renewal	Additions & Upgrade
Court Surfaces	Lessee/Licensee	Lessee/Licensee	Lessee/Licensee
Net posts & nets	Lessee/Licensee	Lessee/Licensee	Lessee/Licensee
All fencing	Lessee/Licensee	Lessee/Licensee	Lessee/Licensee
All lighting	Lessee/Licensee	Lessee/Licensee	Lessee/Licensee
All Poles	Lessee/Licensee	Lessee/Licensee	Lessee/Licensee
Shelters/Structures	Lessee/Licensee	Lessee/Licensee	Lessee/Licensee
Grounds	Lessee/Licensee	Lessee/Licensee	Lessee/Licensee
Club House Building (Electrical and Plumbing)	Lessee/Licensee	Warringah Council	Warringah Council

5 Amendments

This policy supersedes GOV-PL 882 supersedes FIN-PL 410. GOV-PL 882 supersedes policy number 6.4.07. This policy was last amended on 14/8/84, as recorded in *Council Minute Number 799*.

This Policy was last amended on [insert date]

6 Authorisation

This Policy was adopted by Council on [insert date]

It is effective from [insert date]

It is due for review on 31 August 2016

7 Who is responsible for implementing this Policy?

Manager Property

8 Document owner

Group Manager of Buildings, Property and Spatial Information

9 Related Council Policies

- a) [Community Rental Subsidy Policy; PL 420](#)
- b) [Asset Management Strategy](#)
- c) [Recreation Strategy](#)
- d) [Grants and Sponsorship PL 011 Grants](#)

10 Legislation and references

[Local Government Act 1993- Section 355](#)

Effective date

Version

Management of Tennis Facilities Policy

2015/002515

Page 2 of 3



Policy No.

11 Definitions

Operational

Daily up keep of the tennis facility, i.e. cleaning, waste removal and inspecting.

Maintenance

Work to preserve the condition of the tennis facility, i.e. servicing equipment, rejuvenation of court surfaces and ground/landscaping maintenance.

Repairs

Work to restore damaged or worn-out facilities to normal operating condition, i.e. fixtures, fencing and court surfaces.

Renewal

Exchange an item for another that has the same capacity to perform the same function at the end of its use/life, i.e. court surfaces, poles, fencing, and light fittings.

Additions & Upgrades

Works to change an existing facility or replace an item with another of different performance/function, i.e. clubhouse, fencing, tennis courts and facility layout.

Council Tennis Courts

1. The purpose of this policy is

to provide guidelines for Council's management, resourcing to and expenditure on Council tennis courts.

2. Policy statement

The Council Tennis Courts policy seeks to:

- Minimise the cost of maintaining Council tennis courts
- Provide a means for conferring with representatives of organised tennis in the Shire concerning services and the allocation of Council resources to tennis
- Provide guidelines for the future development of tennis courts within the Shire.

3. Principles

The following principles apply to the management of Council tennis courts:

- Any new tennis courts built by Council will be of an "all weather" surface
- At least 4 courts will be provided as a minimum number in any new development of tennis facilities
- When re-constructing or re-surfacing any Council tennis courts, the courts must be converted to an "all-weather" surface wherever possible
- Before providing any new tennis court facilities, Council must receive proposals from local residents who can demonstrate to the Council's satisfaction that they have or intend to form a properly constituted club
- Amenity blocks for tennis clubs must not be financed by Council unless a substantial contribution has been made by the club to the initial cost of the courts
- A Tennis Liaison Committee is to be constituted under Section 355 of the Local Government Act, with responsibilities as detailed in the attachment.

4. Amendments

GOV-PL 882 supersedes FIN-PL 410. GOV-PL 882 supersedes policy number 6.4.07. This policy was last amended on 14/8/84, as recorded in *Council Minute Number 799*.

Last amended 7.8.06

5. Authorisation

The Council Tennis Courts policy was authorised by Council on 14/8/84.

The policy is due for review on 31 December 2003.

6. Who is responsible for implementing this policy?

Manager Assets

7. Document owner

Director Corporate Services

8. File number

The Court appeals policy file reference number is:

330.054.000

330.054.001

9. Legislation and references

Local Government Act 1993 - Section 355

9.1 Definitions

Excess income is the amount left after management, maintenance and other operating costs associated with the Committee's functions have been deducted.

GOV-PL 882 Council Tennis Courts (cont.)

Responsibilities of the Tennis Liaison Committee

The Committee must consist of 4 persons nominated by the Manly-Warringah Tennis Association. These nominations must receive the support of all affiliated tennis clubs holding leases with Council.

The Liaison Committee, together with the Council's Assets & Property Manager, is responsible for considering and recommending on the nature and composition of leases between Council and lessee tennis clubs. Any such recommendations on leases are to be made to Council's Governance Committee Meeting

The Liaison Committee will have regular liaison with the Council's Assets & Property Manager on tennis matters generally within the Shire

Arrangements for income received by Council from public tennis court lease rentals will be placed in a Trust Account

Annually, in September, the Liaison Committee will be notified of the amount available in the Trust Account and shall then have the responsibility of recommending to Council via the October Tennis Liaison Committee Meeting, the priorities for the allocation of funds.

When making recommendations on priorities, the Liaison Committee will take into account both improvements required for existing courts and demonstrated requirements for new tennis courts

Council may accept or modify recommendations brought forward by the Liaison Committee and may supplement the funds available in the Trust Account if desired

The Liaison Committee's role regarding Trust Account funds is to be reviewed annually in September.

Where courts are managed by management committees, e.g. Wyatt Park Tennis Centre, excess income derived annually by the Committee from the tennis courts will be paid into the Tennis Trust Account for disbursement as described above.

Council staff must direct any complaints received, verbally or in writing, regarding tennis court administration, to the Liaison Committee for consideration.

ITEM 7.2	PROPOSED EASEMENT FOR ABOVE GROUND ELECTRICITY PURPOSES AT WARRINGAH GOLF COURSE AT CORNER OF CONDAMINE STREET AND KENTWELL ROAD MANLY VALE
REPORTING MANAGER	GROUP MANAGER BUILDINGS, PROPERTY AND SPATIAL INFORMATION
TRIM FILE REF	2015/133591
ATTACHMENTS	1 DP 1206258 - Proposed Easement Plan for Ausgrid at Warringah Golf Course - Corner of Condamine Street and Kentwell Road Manly Vale

EXECUTIVE SUMMARY

PURPOSE

To consider authorising an easement for above ground electricity purposes at Warringah Golf Course at the corner of Condamine Street and Kentwell Road Manly Vale in favour of Ausgrid.

SUMMARY

Roads & Maritime Services (RMS) propose to undertake road widening works at the intersection of Condamine Street and Kentwell Road, Manly Vale. The proposed works require the relocation of Ausgrid's high-voltage power lines and power pole at this intersection. Consequently, as a condition of this relocation of the high-voltage power lines and power pole, Ausgrid requires an easement for above ground electricity purposes over the corner of Warringah Golf Course to allow for cable swing and access for maintenance to these power lines.

The consultation process concludes on 25 May 2015 the day prior to the Council Meeting. In accordance with Section 47(5)(a) of the Local Government Act 1993 should an objection to the proposal be received by this date either the report will be withdrawn from the agenda or an alternative recommendation will be provided.

FINANCIAL IMPACT

The compensation amount for the proposed easement has been valued by an independent qualified valuer at \$5,000 (excluding GST). However, in accordance with Council's adopted Fees & Charges a minimum compensation fee to Council of \$10,000 (excluding GST) for such an easement applies.

POLICY IMPACT

Nil

RECOMMENDATION OF DEPUTY GENERAL MANAGER COMMUNITY

That:

- A. Subject to Item C of this recommendation, Council authorise an easement for electricity purposes of variable width with an area of 205 metres squared limited to above the ground within Lot 2743 DP 752038 described as item F in DP 1206258 within Warringah Golf Course on the corner of Condamine Street and Kentwell Road Manly Vale in favour of Ausgrid for an amount in accordance with Council's adopted Fees & Charges.
 - B. Council authorise the affixing of Council's seal to, and delegate authority to the General
-

Manager to execute the necessary documentation in order to give effect to this resolution.

- C. That all costs associated with the granting of the proposed easement as referred to in item A of this recommendation, including but not limited to, Council's legal costs, GST if applicable and document registration be funded by the applicant.
 - D. Council confirm it has no objections to Roads & Maritime Services or Ausgrid compulsorily acquiring the easement described in item A of this recommendation by agreement in accordance with the Land Acquisition (Just Terms Compensation) Act 1991 subject to the applicant paying to Warringah Council compensation and associated costs in accordance with items A and C of this recommendation within 28 days of the publication of an Acquisition Notice in accordance with this Act.
-

REPORT

BACKGROUND

Roads & Maritime Services (RMS) propose to undertake road widening works at the intersection of Condamine Street and Kentwell Road, Manly Vale. The proposed works require the relocation of Ausgrid's existing high-voltage power lines and power pole at this intersection.

Consequently, as a condition of this relocation of the high-voltage power lines and power pole, Ausgrid requires an easement for electricity purposes over the corner of Warringah Golf Course to allow for cable swing and access for maintenance to these power lines. The proposed easement will be limited to above ground works and will not allow for any electrical structures to be installed on ground on site.

RMS applied to Council for the proposed easement on behalf of Ausgrid as it will not undertake the necessary relocation of the high-voltage power lines and power pole until it has been granted the easement.

The subject land affected by the proposed easement is Council owned Community Land leased to Warringah Golf Club. The proposed easement area is 205 metres squared with variable width and affects the north-west corner of the second nine holes of the golf course (on the southern side of Kentwell Road). A plan of the proposed easement area is included in the attachment of this report.

The proposed easement area covers a landscaped area in this corner of the golf course which is not currently used as golfing greens or fairways and is clear of the main entry to the second nine holes of the golf course on the southern side of Kentwell Road.

Section 46 (1) (a) of the Local Government Act 1993 specifically allows for such easements over Community Land in favour of public utilities.

CONSULTATION

Council has consulted with Warringah Golf Club who raises no objections to the proposed easement area following RMS and Ausgrid's latest amendments to the proposed easement area to be clear of the main entry to the second nine holes and works being limited to above the ground with no permanent electricity structures to be placed on the subject land.

Additionally, the application for easement was publicly notified for a period of 28 days in accordance with Section 47 of the Local Government Act 1993 which included a Public Notice in The Manly Daily on 25 April 2015, notice on Council's website, notice letters to surrounding property owners and notice signs on site seeking public submissions. The submission period is due to conclude 25 May 2015.

At the time of writing this report, Council has received one submission regarding the proposal which objects to overhead cables generally rather than objecting specifically regarding the subject proposed easement.

In accordance with Section 47(5)(a) of the Local Government Act 1993, if a person makes a submission by way of objection to the proposal, Council must not grant such an easement except with the Minister's consent. As the objection to date received does not actually object to the proposed easement Minister's consent is not required.

TIMING

Prior to the completion of the public notification period, RMS has advised its wishes to prioritise the proposed works prior to 30 June 2015. Therefore, it has requested Council agree to it compulsorily acquiring the proposed easement (on behalf of Ausgrid) by agreement in accordance with Section 30 of the Land Acquisition (Just Terms Compensation) Act 1991 (LA(JTC)A).

In accordance with the LA(JTC)A, where the acquiring authority and the owners of land (Council) agree in writing that the land be compulsorily acquired by that authority, the statutory provisions regarding required notice periods and assessment of compensation do not apply where the owners have agreed in writing on all relevant matters concerning the compulsory acquisition and the compensation to be paid for the acquisition.

RMS has confirmed it will pay the minimum compensation fee for the easement in accordance with Council's Fees & Charges and all associated costs for the proposed easement.

Sheet 1 of 1 sheet

WARNING: CREASING OR FOLDING WILL LEAD TO REJECTION

PLAN FORM 2 (A2)

**[F] PROPOSED EASEMENT FOR
ELECTRICITY PURPOSES
VARIABLE WIDTH**

(B) EASEMENT FOR SEWERAGE
 GOV GAZ 1/12/1961 (18293-3000 & YIDE DP 829465).

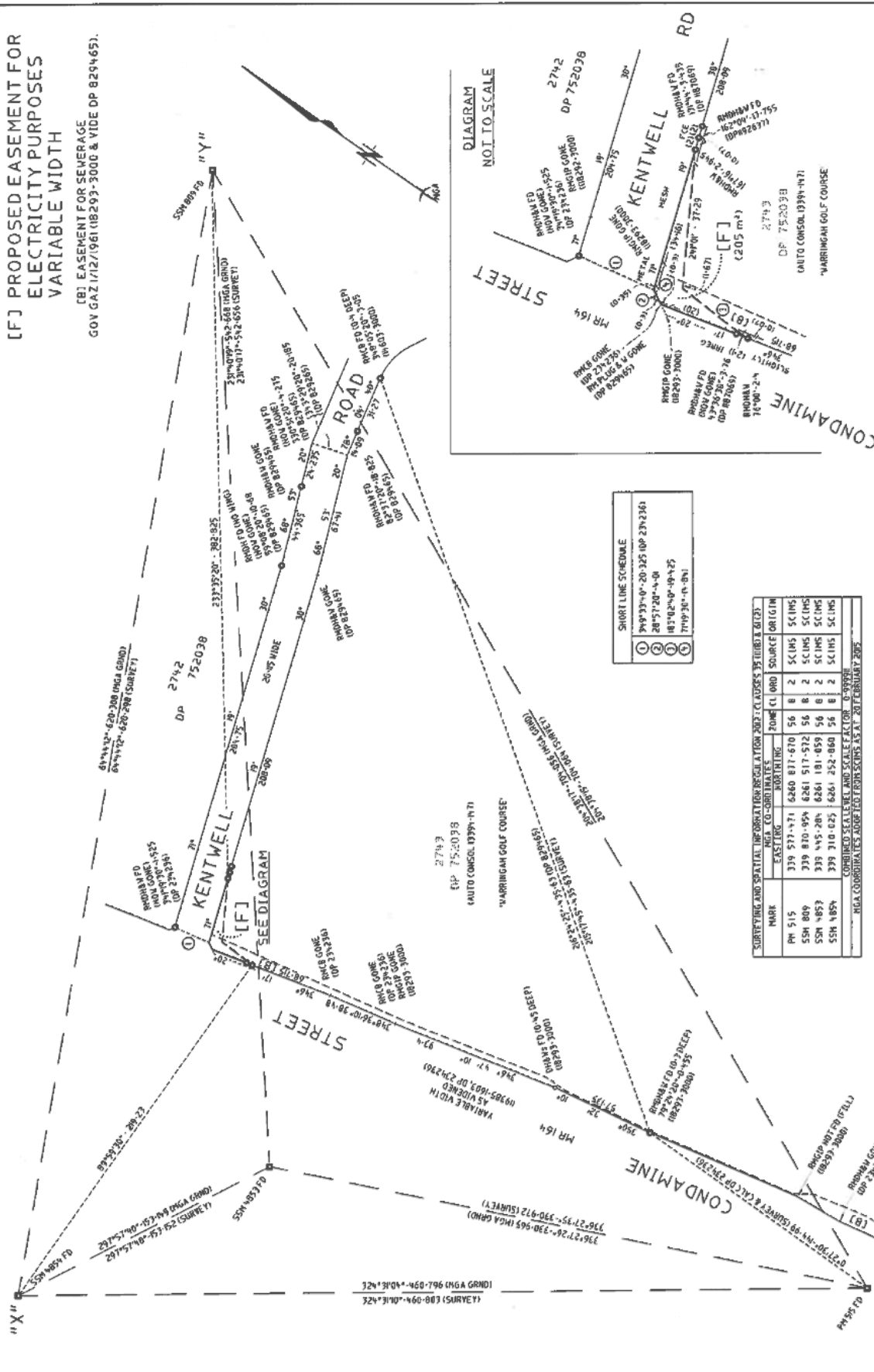


DIAGRAM
NOT TO SCALE

SHORT LINE SCHEDULE

1	39°53'40"-20-325 109 23°23'0
2	28°57'20"-4-0
3	18°10'24"-10-4-25
4	7°19'30"-4-0

SUBMITTING AND SPATIAL INFORMATION REGULATORY 2012 CLAUSE 35 (TABLE 4.1)

MARK	EASTING	NORTHING	ZONE	CL	ORD	SOURCE	ORIGIN
PM 515	339 573-771	6260 817-670	56	B	2	SCIMS	SCIMS
SSN 809	339 870-959	6261 517-572	56	B	2	SCIMS	SCIMS
SSN 4857	339 445-281	6261 181-059	56	B	2	SCIMS	SCIMS
SSN 1854	339 310-625	6261 252-860	56	B	2	SCIMS	SCIMS

COMBINED SCALE AND SCALE FACTOR: 0.9999
 NGA COORDINATES ADJUSTED FOR TIDAL SURGES AS AT 28 FEBRUARY 2005

Surveyor: RYAN GEORGE FIFIELD Date of Survey: 19 FEBRUARY 2015 Surveyor's Ref: SP3655, 1C10073, CHECKLIST	L.G.A.: WARRINGAH Locality: MANLY VALE Subdivision No: N/A Landholder's name: Redcliffe Relief 1790	Registered DP 1206258
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FILE: SF 2012/056008/1 FIELD BOOK: 0164-479 FP 002 PLAN: 0164-479 55 4013

PLAN FORM 6A (2012) WARNING: Creasing or folding will lead to rejection	
DEPOSITED PLAN ADMINISTRATION SHEET Sheet 2 of 2 sheets Office Use Only	<div style="border: 1px solid black; padding: 5px;"> <p style="text-align: center;">DP 1206258</p> <p style="text-align: center;">This sheet is for the provision of the following information as required:</p> <ul style="list-style-type: none"> A schedule of lots and addresses - See 60(c) SSI Regulation 2012 Statements of intention to create and release affecting interests in accordance with section 88B Conveyancing Act 1919 Signatures and seals- see 195D Conveyancing Act 1919 Any information which cannot fit in the appropriate panel of sheet 1 of the administration sheets. </div>
<div style="border: 1px solid black; padding: 5px;"> <p style="text-align: center;">PLAN OF PROPOSED EASEMENT FOR ELECTRICITY PURPOSES VARIABLE WIDTH WITHIN LOT 2743 DP 752038 COMPRISING PART OF THE LAND IN AUTO CONSOL 13394-147.</p> </div>	
<div style="border: 1px solid black; padding: 5px;"> <p style="text-align: right;">Registered:</p> </div>	
<div style="border: 1px solid black; padding: 5px;"> <p style="text-align: right;">Subdivision Certificate number,</p> <p style="text-align: right;">Date of Endorsement:</p> </div>	
<div style="border: 1px solid black; padding: 5px;"> <p style="text-align: center;">PROPOSED EASEMENT FOR ELECTRICITY PURPOSES - PASSMORE RESERVE (PART) CAMPBELL PDE, MANLY VALE 2093</p> </div>	
<div style="border: 1px solid black; padding: 5px;"> <p style="text-align: right;">APPROVED:</p> <div style="text-align: center;"> PRINCIPAL SURVEYOR ROADS AND MARITIME SERVICES 25/2/2015 </div> </div>	
<div style="border: 1px solid black; padding: 5px;"> <p style="text-align: right;">If space is insufficient use additional annexure sheet</p> <p style="text-align: right;">Surveyor's Reference: SP3655, (CH1007), CHECKLIST</p> </div>	
<div style="display: flex; justify-content: space-between;"> FILE : SF2012/056908/1 FIELD BOOK : 0164 479 FP 0012 PLAN : 0164 479 SS 4013 </div>	

ITEM 7.3	AUDIT AND RISK COMMITTEE - ANNUAL REPORT 2014-2015
REPORTING MANAGER	DEPUTY GENERAL MANAGER COMMUNITY
TRIM FILE REF	2015/138619
ATTACHMENTS	1 Warringah Council - ARC Annual Report 2014/2015 - Final Draft for Council Endorsement

EXECUTIVE SUMMARY

PURPOSE

To present the Audit and Risk Committee Annual Report, for the period 1 January 2014 to 28 February 2015, to Council for review and endorsement.

SUMMARY

The Audit and Risk Committee (ARC) Charter requires that the Committee report annually to Council – principally to outline their activities within that time period.

The ARC Annual Report for 1 January 2014 to 28 February 2015 was prepared by the ARC Chair, and was discussed and endorsed by the ARC at their 13 May 2015 meeting.

FINANCIAL IMPACT

All costs associated with the preparation of the ARC Annual Report 2014-2015 are included within existing operational budget.

POLICY IMPACT

Nil

RECOMMENDATION OF DEPUTY GENERAL MANAGER COMMUNITY

That the Audit and Risk Committee Annual Report 2014-2015 be endorsed and uploaded to the Internal Audit page of Council's website.

REPORT

BACKGROUND

Council has had in place an internal audit function, and an audit committee, since 2005. The Audit and Risk Committee (ARC) Charter was last approved by Council in October 2013.

The ARC Charter sets out that the ARC report annually to Council to detail their activities. The ARC Chair has prepared an ARC Annual Report for the period 1 January 2014 to 28 February 2015 inclusive. This report was tabled at the ARC meeting of 13 May 2015, and was discussed and endorsed.

The ARC Annual Report 2014-2015 is now presented to Council for their review and endorsement. The report clearly sets out the ARC's activities, and is a fair representation of events.

Once approved by Council, it is recommended that the report also be uploaded to the Internal Audit page of Council's website.

CONSULTATION

The ARC Annual Report 2014-2015 was tabled and endorsed by the ARC at their May 2015 meeting.

FINANCIAL IMPACT

All costs associated with the preparation of the ARC Annual Report 2014-2015 are included within existing operational budget.

POLICY IMPACT

Nil



Operations of the Audit & Risk Committee for the Period from 1 January 2014 to 28 February 2015

**Report by Chairperson of
The Audit & Risk Committee
Warringah Council**

1. Introduction

The Audit & Risk Committee (ARC or Committee) Charter requires that the Committee provides an Annual Report on its activities. The purpose of this report is to provide Warringah Council with an outline of the ARC's operations for the period from 1/1/2014 to 28/2/2015.

2. Background

Council has been an industry leader in the establishment of an Internal Audit (IA) Function and in setting up an Audit Committee review structure.

The Internal Audit Function (IA) at Warringah has its origins from when the Office of the Internal Ombudsman (OIO) was created in 2003. Under the guidance of the then General Manager, the OIO set up and oversaw the IA function, and Council's first Internal Auditor commenced in late 2005. In early 2006, an Internal Audit Charter was adopted. An Internal Audit Review Committee (IARC) was also established and met in 2006. The IARC members consisted of two independent professionals, (Mr Michael Syme and Mr. Bryce McNair), the Council Administrator, the General Manager, Director Corporate Services, Corporate Lawyer, Internal Ombudsman and Internal Auditor.

This framework remained in place until immediately prior to the Council elections in September, 2008, when the IARC set about putting in place a two committee structure to replace the existing operations. The Internal Audit Management Committee (IAMC) was established and consisted of the two independent professionals, the General Manager and the Director of Corporate Services (now Deputy General Manager Community). The ARC was established, consisting of the same two independent professional members, two sitting Councillors (elected by Council), with several non-voting attendees – General Manager, Deputy General Manager Community, Internal Ombudsman, Internal Auditor, Group Manager Business & Enterprise Risk, Chief Financial Officer, and the External Auditor.

The main driver for setting up a two committee structure was to ensure that via the IAMC, the independent members could have direct involvement with management without political influence whilst maintaining a standard ARC arrangement. Council's ARC structure is consistent with a Circular issued by the then Department of Local Government (Office of Local Government) in August, 2008 entitled "Internal Audit Guidelines" and later, a Circular to Councils No 09-03 of February 2009, which defined the appropriate structure of an Internal Audit Committee.

The ARC, the IAMC and the Internal Audit Function have adopted appropriate Charters to govern their operations, based on the guidelines issued by the Division of Local Government and leading industry practice.

Since establishment of the Internal Audit function at Warringah, a total of 74 audits have been completed to date. These have identified recommendations for improvement that have been implemented by management and which have resulted in enhanced risk management, strengthening of internal controls and improved operational efficiency.

3. Committee Members

The Committee is comprised of the following members:

Independents

- Mr. John Gordon Chairperson (appointed to 30 June 2017)
- Ms. Liezel Preller Member (appointed to 30 June 2017)

On retirement of Mr. Syme in 2009, Mr. Bryce McNair was appointed as Chair and Mr. John Gordon was appointed as an Independent Member. On retirement of Mr. McNair in 2013, Mr. Gordon was appointed Independent Chair and Ms. Liezel Preller was appointed an Independent Member.

Councillors

- Councillor Jose Menano-Pires (appointed October 2012 by Council resolution, term aligned to their election as a Warringah Councillor – to September 2016)
- Councillor Sue Heins (appointed October 2012 by Council resolution, term aligned to their election as a Warringah Councillor – to September 2016)

The Committee Charter also sets out that all Councillors may attend the ARC meetings as desired, in an observer capacity. The General Manager, Deputy General Managers and a number of senior staff also attend as observers.

4. Advisors to the Committee

All meetings

- | | |
|---------------------|---|
| - Rik Hart | General Manager |
| - John Warburton | Deputy General Manager Community |
| - David Walsh | Chief Financial Officer |
| - Adam Vine | Group Manager Business & Enterprise Risk |
| - Allan Yates | Office of the Internal Ombudsman * |
| - Melissa Broadhead | Contracted Internal Audit Partner, Ernst & Young |
| - Brett Hanger | External Audit Partner, Hill Rogers Spencer Steer |
| - Trish Chaney | Minutes Secretariat ** |

* Previously Andrew Patterson

** Previously Anna Moore

As required

Other Council managers and staff as needed for briefings.

5. Meetings of the Committee

A table showing the meetings of the ARC and member attendance is illustrated below which covers all meetings scheduled during the period.

Meeting Date	John Gordon	Liezel Preller	Cr. Jose Menano-Pires	Cr. Sue Heins
06/03/2014	√	√	√	√
22/05/2014	√	√	√	√
28/07/2014	√	√	√	√
10/09/2014	√	√	√	√
03/12/2014	√	√	√	√
11/02/2015	√	√	Apology	√

6. Achievements of the Committee

During the reporting period, the ARC covered the following activities:

- (i) Members were provided with an orientation tour of Council facilities and given access to Council's induction training material.
- (ii) Performed oversight of the process to outsource the Internal Audit function to an independent contractor; Ernst & Young (EY) appointed.
- (iii) The Chair provided independent advice to the Tender Assessment Committee for the Internal Audit contract.
- (iv) Advised on suitable guidelines for making copies of Internal Audit reports available on Council's website.
- (v) Received a report indicating positive feedback and support for Council's Internal Audit function which informed the tender process noted above.
- (vi) Received reports from the Office of the Internal Ombudsman.
- (vii) Adopted and regularly used an ARC Charter Checklist which assists in ensuring the Committee meets its objectives.
- (viii) Received a briefing on "operation rabbit hole" a simulated business continuity exercise held by Council.
- (ix) Received briefing updates on Council's internal risk management practices and the status of implementation of an organisation wide risk management framework.
- (x) Received the Internal Audit Annual Report for 2013/2014.

- (xi) Reviewed and endorsed the Internal Audit plan for 2014-2015.
- (xii) Reviewed the Financial Statements for the year ended 30 June 2014 and received a briefing from Council Finance Management and the independent External Auditor. The Committee commented on the high quality of the Financial Statements and noted Warringah was the first Council to provide statements to the auditors, Hill Rogers Spencer Steer for 2014. The Committee endorsed the Financial Statements for signature by Council.
- (xiii) Held independent “in camera” discussions by the Committee members only, and also with Council’s External Auditors separately and in the absence of management to allow full and frank feedback.
- (xiv) Received briefings from Council executives on the operation of various Council Divisions.
- (xv) Attended and participated in strategic risk workshops run by EY for the management team.
- (xvi) Received a strategic risk assessment report from EY which provided a valuable insight to Council’s risk management maturity and guided formulation of the 2014/2015 Internal Audit programme.
- (xvii) Considered the following Internal Audit Reports:
 - Animal Management Practices.
 - Plant & Equipment.
 - Voluntary Planning Agreement for Cobalt Development Application.
 - Management of Vehicle Infringements.
 - Privacy Management (PIPPA).
 - Management of Conflicts of Interest.
 - Contract Management – Cromer 3-4-5 Sports fields.
 - Management of Regulatory Breaches.
 - Management of Council Decisions.
 - Review of ERM Framework & Strategic Risk Workshop.
 - Credit Card Usage & data Analytics.
- (xviii) Reviewed progress with implementing recommendations arising from Internal Audit and External Audit findings.
- (xix) Completed a self-assessment for the ARC operations.

7. Action Points for 2015/2016

The ARC will complete the following for the forthcoming year:

- (i) Present the Committee's 2014-2015 Report to Council
- (ii) Review outstanding items on the Internal Audit programme.
- (iii) Follow-up on the implementation of Internal and External audit recommendations.
- (iv) Review and implement as appropriate, recommendations arising from the ARC self-assessment process.
- (v) Review and endorse the annual Internal Audit Plan for 2015-16.
- (vi) Receive an update from Council on its Enterprise Wide Risk Assessment and review of the responses to assessed risk.
- (vii) Review and endorse the draft Financial Statements for the year ending 30 June 2015.
- (viii) Review the ARC and Internal Audit Charters based on industry guidance and best practice.
- (ix) Consider implications arising from the State Government's "fit for the future" initiative.
- (x) Pursue other governance related issues as necessary.
- (xi) Provide support for Management or Council as required.

8. Conclusion

It is pleasing to see that Warringah Council continues with its long established programme for improving risk management and corporate governance. As Chair, I note that members of the Committee have worked together productively and harmoniously with a management team that is committed and supportive of the ARC and Internal Audit function. I wish to thank the other Committee members and the Internal and External Auditors for their valuable contribution to the Committee's success.

I would also like to acknowledge the important commitment and support from the General Manager Rik Hart and his management team for the Committee and the Internal Audit function.

John Gordon

Audit & Risk Committee

Chairperson

May, 2015

8.0 ENVIRONMENT DIVISION REPORTS

ITEM 8.1	DRAFT DISTRICT PARK PLAN OF MANAGEMENT PUBLIC EXHIBITION
REPORTING MANAGER	GROUP MANAGER PARKS RESERVES & FORESHORES
TRIM FILE REF	2015/130031
ATTACHMENTS	1 District Park Plan of Management - Final Draft - 20150512 (Included In Attachments Booklet)

EXECUTIVE SUMMARY

PURPOSE

To seek approval for the public exhibition of the draft District Park Plan of Management.

SUMMARY

Council resolved at the Ordinary Council meeting held on 24 June 2015:

"That the District Park Strategic Directions Paper be placed on public exhibition for a minimum of 28 days.

A feasibility study that investigates opportunities for aligning facilities and operations of the Warringah Golf Club, North Manly Bowls Club and other relevant District Park groups as well as Council's Warringah Recreation Centre be supported.

A working group be established involving representatives from stakeholder groups to support this feasibility study."

The feedback on the Strategic Directions Paper and the Clubhouse Feasibility Study findings were used to draft the Plan of Management.

The key direction for District Park is to become a high quality sporting and recreational precinct.

Under the Draft Plan of Management, the vast 62 hectare site will be better connected by new shared paths. Outdoor fitness and parkour equipment, a dirt bike track, BBQ facilities, new lighting and heritage signs are also part of the plan.

Also proposed is a new, sports, recreation and community building on the North Manly Bowling Club site that could accommodate numerous sporting groups. The Warringah Recreation Centre could include improved tennis and futsal facilities plus more squash courts.

The banks of the lagoon and two creeks that run through the park would be maintained and enhanced.

This paper seeks approval for Public Exhibition of the draft District Park Plan of Management for a minimum of 42 days in the period 27 May- 12 July 2015.

FINANCIAL IMPACT

It is expected that the new Plan of Management will include actions that will need to be budgeted in 2016/17 and subsequent financial years.

POLICY IMPACT

Nil

RECOMMENDATION OF DEPUTY GENERAL MANAGER ENVIRONMENT

That the Draft District Park Plan of Management is placed on public exhibition for a minimum of 42 days.

REPORT

BACKGROUND

The current Plan of Management for District Park was adopted by Council in December 2002.

Council resolved, in part, at the Ordinary Council meeting held on 11 December 2012, to:

"Give priority to commencing the review of the District Park Plan of Management (as listed in the 2012 Strategic Community Plan), and ensure it is brought back to Council for adoption no later than December 2015."

District Park comprises approximately 62 hectares of public open space, including four sportsgrounds, (David Thomas Reserve, Miller Reserve, Passmore Reserve and Nolan Reserve) and the Warringah Golf Course. District Park is located at the boundary between the suburbs of Manly Vale and North Manly. The Park is one of Warringah's most significant reserves, in terms of its sporting and recreational uses, open space and commercial use. It is a complex regional recreation resource incorporating several categories of community land. There is a small portion of the area that is crown land.

Built facilities in the Park include the Warringah Golf Course, several amenities buildings, the Warringah Recreation Centre, a child care centre, two bowling clubs, a rifle club and a skate park. There are a number of current use agreements. The Christian Brothers Junior Rugby League Football Club lease has expired. Several agreements are due to expire in 2016 (Warringah Golf Club, North Manly Bowling Club, Manly Small Bore Rifle Club and squash, tennis and futsal operators at the Warringah Recreation Centre). The Calabria Club's lease expires in 2017.

District Park has a similar facility mix to Moore Park, which is located on the edge of Sydney's Central Business District however, Moore Park is almost twice the size of District Park at 115 hectares.

Council resolved at the Ordinary Council meeting held on 26 November 2013:

"That Council endorse the process for the review of the District Park Plan of Management 2002."

Subsequently, community engagement was undertaken for the District Park Discussion Paper.

A Strategic Directions Paper was developed based on the feedback on the Discussion Paper. As part of the process to review the Plan of Management, a regional golf study was commissioned, as this was a recommendation in the Warringah Recreation Strategy 2009.

In summary, the findings of the Northern Beaches Regional Golf Study were:

- Warringah Golf Club is exposed to industry wide trends and the requirement to fund course improvements and replace infrastructure
- The Warringah Golf Clubhouse location is not optimal
- The North Manly Bowling Club occupies a premium position in District Park in terms of traffic flow and sports field's access.
- The Warringah Recreation Centre presents opportunities to improve Club's sustainability via administration services and visitor traffic.

Council resolved at the Ordinary Council meeting held on 24 June 2014:

"That the District Park Strategic Directions Paper be placed on public exhibition for a minimum of 28 days."

A feasibility study that investigates opportunities for aligning facilities and operations of the Warringah Golf Club, North Manly Bowls Club and other relevant District Park groups as well as Council's Warringah Recreation Centre be supported.

A working group be established involving representatives from stakeholder groups to support this feasibility study.

A Working Group was established involving representatives from stakeholder groups to support the undertaking of the District Park Clubhouse Feasibility Study. The Working Group convened on two occasions. Stakeholder groups represented on the Working Group included Warringah Golf Club, North Manly Bowling Club, Calabria Club, Small Bore Rifle Club and Christian Brothers Junior Rugby League Football Club.

A concept plan was developed for the North Manly Bowling Club site including:

- Cafe and lounge/bistro
- Multi-purpose rooms
- Bowling facilities- one green (existing)
- Outdoor terraces for passive recreation
- Amenities
- 185 car parking spaces

The District Park Clubhouse Feasibility Study found that a new multi purpose clubhouse on the site of the North Manly Bowling Club is feasible based on:

- Total participation in District Park was estimated to be approximately 410,000 participants and spectators per year. Approximately 30% of this figure is expected to visit the proposed clubhouse.
- A combined sports, recreation, community facility with a total area of 2000-2500m². The current North Manly Bowling Club covers 600m² and the current Warringah Golf Clubhouse is 1300m².
- An estimated capital cost of \$6m.
- A 10 year operational forecast has been prepared.
- It is estimated that there will be 110,000 users per year (currently 81,000 users per year at both the Warringah Golf Club and North Manly Bowling Club).
- Future gross operating profit is estimated to be approximately 15% or \$830,000 per year prior to interest on debt. Future net operating profit is forecast to be approximately 3% or \$164,000 per year. The merged financial position of the existing clubs generated a net operating profit of 4% or \$116,000 in 2013/14.
- The model indicates how a \$5m debt at 6% interest may be serviced. Capital investment will be required from the Warringah Golf Club or a third party.

The feedback on the Strategic Directions Paper and the Clubhouse Feasibility Study findings were used to draft the Plan of Management.

The key direction for District Park is to become a high quality sporting and recreational precinct. The following are some of the features included in this draft Plan of Management:

- The vast 62 hectare site will be better connected by new shared paths.

- Outdoor fitness and parkour equipment.
- An indoor/outdoor action sports facility including a bike dirt jump track.
- New lighting.
- Interpretive signage for heritage items.
- A new sports, recreation and community building on the North Manly Bowling Club site that could accommodate numerous sporting groups.
- The Warringah Recreation Centre could include improved tennis and futsal facilities plus more squash courts.
- The banks of the lagoon and two creeks that run through the park would be maintained and enhanced.

CONSULTATION

The members of Councils Open Space and Recreation and the Environmental Conservation and Overall Sustainability Strategic Reference Groups have been informed of the finalisation of the Draft Plan of Management.

The public exhibition of the Draft Plan of Management will include three community drop-in sessions (details yet to be finalised).

The Draft Plan of Management is supported by a separate volume of background documents including:

- District Park Discussion Paper
- District Park Discussion Paper Submissions Report
- Northern Beaches Regional Golf Study
- District Park Strategic Directions Paper
- District Park Strategic Directions Paper Submissions Report
- District Park Clubhouse Feasibility Study

TIMING

The Public Exhibition will be for a minimum of 42 days in the period 27 May to 12 July 2015.

13 July-24 July 2015. Prepare summary of written submissions and make any necessary changes to the Plan of Management and Landscape Concept Plan.

25 August 2015. Council meeting to consider approval of the Final Plan of Management.

FINANCIAL IMPACT

It is expected that the new Plan of Management will include actions that will need to be budgeted in 2016/17 and subsequent financial years.

POLICY IMPACT

Nil

ITEM 8.2	ANNUAL FEE FOR MAYOR AND COUNCILLORS
REPORTING MANAGER	DEPUTY GENERAL MANAGER ENVIRONMENT
TRIM FILE REF	2015/115798
ATTACHMENTS	NIL

EXECUTIVE SUMMARY

PURPOSE

To determine the fees to be paid to the Mayor and Councillors for the 2015 - 2016 financial year.

SUMMARY

The Local Government Remuneration Tribunal has determined that an increase of 2.5% in fees for Councillors and Mayors is appropriate for the 2015 - 2016 financial year.

The fee range determined by the Tribunal for "Metropolitan Centre" councils, which includes Warringah is:

Councillors	\$12,520 - \$23,370
Mayor	\$26,600 - \$62,090

FINANCIAL IMPACT

Council's previous practice has been for the maximum fees to be adopted. Fees at the maximum of the range would result in funds of \$295,790 being required for 2015/16. Appropriate provision for this amount has been included in the Draft Budget for 2015/16.

POLICY IMPACT

The annual fees for Mayor and Councillors are determined in accordance with Council's Policy for the Payment and Reimbursement of Expenses and Provision of Facilities to the Mayor, Deputy Mayor and Councillors (GOV-PL 120).

RECOMMENDATION OF DEPUTY GENERAL MANAGER ENVIRONMENT

That, pursuant to Section 248 of the Local Government Act 1993, the Council fixes the annual fee for:

- A. Councillors for the period 1 July 2015 to 30 June 2016 at \$23,370 payable monthly in arrears and;
 - B. Mayor for the period 1 July 2015 to 30 June 2016 at \$62,090 payable monthly in arrears.
-

REPORT

BACKGROUND

The Local Government Remuneration Tribunal, on 13 April 2015, provided its report and determination under Sections 239 and 241 of the Local Government Act 1993.

In determining the maximum and minimum fees payable to each of the categories, the Tribunal is required, pursuant to section 242A of the LG Act, 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* (IR Act), when making our varying awards or orders relating to the conditions of employment of public sector employees. The effect of the Regulations is that public sector wages cannot increase by more than 2.5 per cent, and this includes the maximum and minimum fees payable to councillors and mayors.

In the 2015 review the Tribunal noted that there have been no significant changes in the number of council's or to boundaries since the 2012 fundamental review of categories. They acknowledged the progress made initiating local government reform and that some councils intend to be implementing their Fit for the Future proposals from October 2015. The Tribunal welcomed submissions as to how Fit for the Future councils should be recognised in any future or alternative categorisation model.

A number of councils made submissions with many seeking consideration for re-categorisation to higher categories. Local Government NSW stated that a wholesale review of categories would not be practical until the conclusion of the Fit for the Future Proposal and approval period.

During the review the Tribunal found that:

- No change to the existing categories was warranted
- The current categorisation of existing council's was appropriate and no changes are warranted
- Based on the existing Fit for the Future timeframes, they may need to consider a revised categorisation model, including the fees that apply to those categories, during the 2016 annual review.

After taking into consideration key economic indicators, the Tribunal determined that an increase of the full 2.5% in fees was appropriate.

Section 239 of the LG Act requires the Tribunal to determine the categories of council and mayoral offices at least once every 3 years. In accordance with the Act, the Tribunal has reviewed the categories as part of the 2015 annual review and finds that no change is warranted. Therefore, Warringah remains in the 'Metropolitan Centre' category.

The annual fees to be paid in each of the categories were determined by the Tribunal for 2015 - 2016 as follows:

	Councillor/Member		Mayor/Chairperson	
	Annual Fee \$		Additional Fee* \$	
	Minimum	Maximum	Minimum	Maximum
Principal City	\$25,040	\$36,720	\$153,200	\$201,580
Major City	\$16,690	\$27,550	\$35,470	\$80,260
Metropolitan Major	\$16,690	\$27,550	\$35,470	\$80,260

Metropolitan Centre	\$12,520	\$23,370	\$26,600	\$62,090
Metropolitan	\$8,330	\$18,380	\$17,740	\$40,090
Regional Rural	\$8,330	\$18,380	\$17,740	\$40,090
Rural	\$8,330	\$11,010	\$8,860	\$24,030
County Council – Water	\$1,660	\$9,180	\$3,550	\$15,080
County Council – Other	\$1,660	\$5,490	\$3,550	\$10,020

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

The full Local Government Remuneration Tribunal report may be viewed at

<http://www.remtribunals.nsw.gov.au/local-government/current-lgrt-determinations>

Council is required to set by resolution the annual fees to be paid to Councillors and the Mayor within the range determined by the Tribunal. Council's previous practice has been to determine that fees for Councillors and the Mayor be set at the maximum of the range.

TIMING

The new fees to be paid to the Mayor and Councillors will be effective from 1 July 2015.

POLICY IMPACT

The annual fees for Mayor and Councillors are determined in accordance with Council's Policy for the Payment and Reimbursement of Expenses and Provision of Facilities to the Mayor, Deputy Mayor and Councillors (GOV-PL 120).

FINANCIAL IMPACT

Council's previous practice has been for the maximum fees to be adopted. Fees at the maximum of the range would result in funds of \$295,790 being required for 2015 – 2016. Appropriate provision for this amount has been included in the Draft Budget for 2015 – 2016.

ITEM 8.3	SELECTION OF COMMUNITY MEMBERS TO VACANT POSITIONS ON STRATEGIC REFERENCE GROUPS
REPORTING MANAGER	DEPUTY GENERAL MANAGER ENVIRONMENT
TRIM FILE REF	2015/125970
ATTACHMENTS	NIL

REPORT

PURPOSE

To appoint community members to the vacant positions on A Connected Environment and Vibrant Connected Communities Strategic Reference Groups.

REPORT

A number of vacancies have arisen recently for two of the Strategic Reference Groups (SRG). The positions were advertised on the Council's website and YourSay Warringah page. A Connected Environment SRG which had three vacancies received four nominations. Vibrant Connected Communities SRG had two vacancies and received two nominations.

All nominations have been collated and as more nominations were received than positions for A Connected Environment SRG, an Independent Panel was formed to review the nominations. The Independent Panel made recommendations on the most suitable candidates. With the filling of these vacant positions all SRGs are now fully subscribed.

FINANCIAL IMPACT

Nil

POLICY IMPACT

The selection of members will be undertaken in accordance with Council Policy PL-755 Appointment of Community & Other Stakeholder Representatives Policy – Council Committees.

RECOMMENDATION OF DEPUTY GENERAL MANAGER ENVIRONMENT

That Council appoint the following members to the vacant positions on the Strategic Reference Groups:

- A. A Connected Environment Strategic Reference Group – Individual Community Representatives:
 - a. Rob Southam
 - b. Les Irwig
 - c. Sandra Wilson
 - B. Vibrant Connected Communities Strategic Reference Group – Individual Community Representatives:
 - a. Su Young Lee
 - b. Christine Simpson
-

ITEM 8.4	REPORTING OF STRATEGIC REFERENCE GROUP MINUTES
REPORTING MANAGER	DEPUTY GENERAL MANAGER ENVIRONMENT
TRIM FILE REF	2015/131938
ATTACHMENTS	1 A Connected Environment SRG - Minutes of a meeting held on 14 April 2015 (Included In Attachments Booklet) 2 Vibrant Connected Community SRG - Minutes of a meeting held on 14 April 2015 (Included In Attachments Booklet) 3 ECOS SRG - Minutes of a meeting held on 15 April 2015 (Included In Attachments Booklet) 4 OSR SRG - Minutes of a meeting held on 15 April 2015 (Included In Attachments Booklet)

REPORT

PURPOSE

To report the minutes of the four Strategic Reference Groups (SRG) held in April 2015.

SUMMARY

At these meetings strategic workshops and project updates were presented to the groups.

In accordance with the SRG Guidelines the draft minutes of the meetings are reported to Council and the following documents are now presented:

Strategic Reference Group	Meeting Date
A Connected Environment	14 April – Draft minutes
Vibrant Connected Communities	14 April – Draft minutes
ECOS	15 April – Draft minutes
Open Space and Recreation	15 April – Draft minutes

FINANCIAL IMPACT

Nil

POLICY IMPACT

Nil

RECOMMENDATION OF DEPUTY GENERAL MANAGER ENVIRONMENT

That Council note the draft minutes from the following meetings:

- A. A Connected Environment Strategic Reference Group meeting held on 14 April 2015.
 - B. Vibrant Connected Communities Strategic Reference Group meeting held 14 April 2015.
 - C. ECOS Strategic Reference Group meeting held 15 April 2015.
 - D. Open Space and Recreation Strategic Reference Group meeting held 15 April 2015.
-

ITEM 8.5	MINUTES OF NARRABEEN LAGOON FLOODPLAIN RISK MANAGEMENT WORKING GROUP HELD 26 FEBRUARY 2015
REPORTING MANAGER	GROUP MANAGER NATURAL ENVIRONMENT
TRIM FILE REF	2015/095665
ATTACHMENTS	1 Narrabeen Lagoon Floodplain Risk Management Working Group Minutes of a Meeting held 26 February 2015 (Included In Attachments Booklet)

EXECUTIVE SUMMARY

PURPOSE

To report the Minutes of the Narrabeen Lagoon Floodplain Risk Management Working Group (NLFRMWG) Meeting held on 26 February 2015.

SUMMARY

The Narrabeen Lagoon Floodplain Risk Management Working Group (NLFRMWG) is a forum which brings together the expertise and diverse community knowledge needed to address floodplain risk management matters relating to Narrabeen Lagoon and its catchment. For instance, it plays an important role in the preparation of the Narrabeen Lagoon Floodplain Risk Management Study and Plan, which is currently underway.

The following matters were discussed:

- Presentation on the Narrabeen Lagoon Floodplain Risk Management Study and Plan
- Presentation on the North Narrabeen Masterplan
- Progress update on the Ingleside Land Release
- Progress update on the next Narrabeen Lagoon Entrance Clearance

FINANCIAL IMPACT

Nil

POLICY IMPACT

The Working Group fulfils the functions of a Floodplain Risk Management Committee as specified in Appendix D of the NSW Floodplain Development Manual (2005).

RECOMMENDATION OF DEPUTY GENERAL MANAGER ENVIRONMENT

That the Minutes of the Narrabeen Lagoon Floodplain Risk Management Working Group Meeting held on 26 February 2015 be noted.

REPORT

BACKGROUND

The Narrabeen Lagoon Floodplain Risk Management Working Group (NLFRMWG) is a forum which brings together the expertise and diverse community knowledge needed to address floodplain risk management matters relating to Narrabeen Lagoon and its catchment. It plays an important role in the preparation of the Narrabeen Lagoon Floodplain Risk Management Study and Plan, which commenced in January 2015. This was the first meeting of the Working Group since the end of 2013, when the Narrabeen Lagoon Flood Study was completed and adopted.

The NLFRMWG is jointly managed by Warringah and Pittwater Councils. Membership comprises representatives from the elected Councils of Warringah and Pittwater, local community, State Government and Council Officers. Warringah Council has carriage of the administration and chairing of the Group for the year 2015.

This report provides a summary of the key issues discussed during the NLFRMWG meeting held on 26 February 2015 and chaired by Cr Vanessa Moskal. The Minutes are provided as Attachment 1, and the two presentations as Attachments 2 and 3.

Narrabeen Lagoon Floodplain Risk Management Study and Plan

An overview of the Narrabeen Lagoon Floodplain Risk Management Study and Plan was given by Cardno, the consultant engaged to undertake the project. He advised that this project aims to quantify the risk associated with flooding within the catchment, and to develop effective and sustainable options to mitigate risks. The project is currently at Stage 1, with five more stages to follow:

Stage 1	Data collection, review and community consultation
Stage 2	Risk Assessment and Emergency Management
Stage 3	Entrance Management
Stage 4	Assessment of Preferred Options
Stage 5	Draft Floodplain Risk Management Study
Stage 6	Completion of Floodplain Risk Management Study and Draft Plan

Discussion revolved mainly around the proposed questionnaire, which was tabled for the Working Group to review. The questionnaire and a brochure will be posted to all properties within the Probable Maximum Flood extent. The community will be able to return the completed questionnaire by mail, or online through the project website which will be operating from May 2015.

North Narrabeen Masterplan

A presentation was given by Pittwater Council on the North Narrabeen Masterplan. Cardno was engaged by Pittwater Council in 2013 to undertake a review of the masterplan with regards to flooding impacts, subsequent to the completion of the Narrabeen Lagoon Flood Study in 2013.

Ingleside Land Release

Pittwater Council provided an update on the Ingleside Land Release, which they are working on with the Department of Planning and Infrastructure. They are currently reviewing the preliminary work associated with it, including flooding and environmental flows. It was agreed that flood limits downstream need to be very clear.

Narrabeen Lagoon Entrance Clearance

Warringah Council advised the Working Group that Warringah Council had recently been offered funding of \$660,000 by the Office of Environment and Heritage (OEH) towards the next Narrabeen Lagoon Entrance Clearance, for the purposes of flood mitigation. Planning for the project has commenced.

FINANCIAL IMPACT

Nil

POLICY IMPACT

The Working Group fulfils the functions of a Floodplain Risk Management Committee as specified in Appendix D of the NSW Floodplain Development Manual (2005).

ITEM 8.6	MINUTES OF SYDNEY COASTAL COUNCILS GROUP MEETING HELD 14 MARCH 2015
REPORTING MANAGER	GROUP MANAGER NATURAL ENVIRONMENT
TRIM FILE REF	2015/104466
ATTACHMENTS	1 Minutes of Sydney Coastal Councils Group Meeting held 14 March 2014 (Included In Attachments Booklet) 2 Sydney Coastal Councils Group Annual Survey Report 2014 (Included In Attachments Booklet)

EXECUTIVE SUMMARY

PURPOSE

To report the Minutes of the Sydney Coastal Councils Group meeting held on 14 March 2015.

SUMMARY

An ordinary meeting of the Sydney Coastal Councils Group (SCCG) was held at Waverley Council on Saturday 14 March 2015. Councillor Heins attended the meeting as Warringah Council's delegate.

Matters discussed at the meeting relevant to Warringah Council included the following:

- Annual Invitation for SCCG Consultation with Member Councils
- SCCG Strategic Plan (2015-2019)
- SCCG Annual Survey 2014
- Dates of future SCCG meetings

FINANCIAL IMPACT

Nil

POLICY IMPACT

Nil

RECOMMENDATION OF DEPUTY GENERAL MANAGER ENVIRONMENT

That the Minutes of the Sydney Coastal Councils Group meeting held 14 March 2015 and the resolutions contained therein be noted.

REPORT

BACKGROUND

Sydney Coastal Councils Group (SCCG) meetings are held quarterly and minutes are available through the Councillor portal. Warringah Council delegates on the SCCG are Cr Heins and Cr Moskal. Further information on the SCCG and its activities is available at sydneycoastalcouncils.com.au

DISCUSSION

An ordinary meeting of the SCCG was held at the Waverley Council on Saturday 14 March 2015. Councillor Heins attended the meeting as Warringah Council's delegate.

Matters discussed at the meeting relevant to Warringah Council included:

Annual Invitation for SCCG Consultation with Member Councils

The SCCG has written to all Member Councils inviting them to a meeting with the SCCG Executive Committee and Executive Officer. These meetings provide an opportunity to review the functions and benefits of membership to the SCCG as well as assess the needs and priorities of Member Councils.

SCCG Strategic Plan (2015-2019)

Formal exhibition of the SCCG Strategic Plan (2015-2019) will be undertaken with Member Councils between April and May 2015. It is intended that the final plan be submitted to the SCCG Full Group for adoption at the June 2015 meeting.

SCCG Annual Survey 2014

The aim of the annual survey is to enable the SCCG Secretariat to evaluate which of its activities have assisted Member Councils and identify additional activities to improve its services. Results of the 2014 survey were presented to the Meeting. The 2014 SCCG Annual Survey Results report is attached.

Dates of future SCCG meetings

- Saturday 20 June 2015 at 12 noon - City of Sydney Council
- Saturday 19 September 2015 at 12 noon (AGM) – To be confirmed
- Saturday 5 December 2015 at 12 noon - City of Sydney

FINANCIAL IMPACT

Nil

POLICY IMPACT

Nil

ITEM 8.7	REVISIONS TO COASTAL EROSION EMERGENCY ACTION SUBPLAN
REPORTING MANAGER	GROUP MANAGER NATURAL ENVIRONMENT
TRIM FILE REF	2015/133031
ATTACHMENTS	1 Coastal Erosion Emergency Action Subplan for Beaches in Warringah (Included In Attachments Booklet)

EXECUTIVE SUMMARY

PURPOSE

To make minor revisions to the Coastal Erosion Emergency Action Subplan for Beaches in Warringah (2015) to reflect changes in State government legislation.

SUMMARY

The current Coastal Erosion Emergency Action Subplan for Beaches in Warringah (the Subplan) was certified by the Minister for the Environment on 1 May 2012. However, amendments to the Coastal Protection Act 1979 and associated Code of Practice in 2013 require minor revisions to the Subplan (principally a change in terminology from “emergency coastal protection works” to “temporary coastal protection works”).

Staff are also using the opportunity to include references in the Subplan to the recently adopted Coastal Zone Management Plan (CZMP). The development of the CZMP means that residents of Fishermans Beach are now entitled under State Government legislation to implement these “temporary coastal protection works”, whereas previously it was only permissible on sections of Collaroy-Narrabeen beach.

The amendments are minor and staff will inform Collaroy-Narrabeen and Fishermans Beach residents of these changes and invite further discussions with Council staff should additional information be requested.

FINANCIAL IMPACT

Nil

POLICY IMPACT

The Subplan has been developed in accordance with State Government Guidelines, and aligns with the recently approved Coastal Zone Management Plan for Collaroy-Narrabeen and Fishermans Beach.

Office of Environment and Heritage staff have advised that the minor amendments to the Subplan will not require recertification of the Subplan by the Minister.

RECOMMENDATION OF DEPUTY GENERAL MANAGER ENVIRONMENT

That the revised Coastal Erosion Emergency Action Subplan for Beaches in Warringah (2015) be adopted.

REPORT

BACKGROUND

A Coastal Erosion Emergency Action Subplan was prepared (under NSW Government direction) for beaches in the Warringah Council area, adopted by Council on 27 March 2012, and certified by the Minister for the Environment on 1 May 2012.

Council made it clear in the Subplan that it did not have a legal responsibility to protect private property from coastal erosion. Information was also provided to landowners on what they could and could not do with regard to installing emergency and long term protective works.

Despite the direction to prepare the Subplan first, it is actually a component of the overarching Coastal Zone Management Plan for Collaroy-Narrabeen and Fishermans Beach (CZMP) which was adopted in October 2014.

During the development of the CZMP, amendments were made to the Coastal Protection Act 1979 and associated Code of Practice in 2013 which altered the situation for landowners in regards to protective works. This meant some aspects of the underlying Subplan required minor revision. As they are minor in nature and simply reflect changed legislation, Council had always intended to make these changes as part of the implementation of the CZMP (i.e. after the Minister has certified it).

However a recent meeting with the NSW Coastal Panel (who advise the Minister for the Environment on the certification of CZMPs) raised the possibility that the CZMP may not be certified by the Minister because the underlying Subplan had not been updated to reflect the legislative changes. To reduce the chance of a delay to certification, the revisions to the Subplan have been brought forward and are now presented to Council for adoption.

A summary of the key amendments to the Subplan is provided below:

- That the sand-filled geotextile containers (sandbags) placed under specific conditions and formerly described as “emergency coastal protection works” are to now be described as “temporary coastal protection works” (under State legislation)
- That “temporary coastal protection works” can remain in place for a period of 24 months, increased from 12 months (by State legislation)
- Update the statement that for beaches in Warringah “temporary coastal protection works” can only be placed at Collaroy-Narrabeen Beach where properties do not have some form of protection works. Temporary works can now be placed in front of all properties adjacent to Collaroy-Narrabeen Beach and Fishermans Beach (under State legislation and through the certification of the CZMP)
- That private landowners are not required to seek a certificate from the Office of Environment and Heritage or Council to construct temporary coastal protection works wholly on their private land (under State legislation)
- That appropriate reference is made to Warringah’s Coastal Zone Management Plan (2014).

CONSULTATION

Extensive consultation has been undertaken with community and Government stakeholders during the preparation and approval of the current Subplan, as well as the Coastal Zone Management Plan, over the preceding four years. Further consultation will be carried out with affected residents to inform them of the changes in legislation and the amended Subplan.

TIMING

The submission of the revised Subplan to the Office of Environment and Heritage and letters to affected residents, outlining the changes, will be sent immediately following adoption.

FINANCIAL IMPACT

Nil

POLICY IMPACT

The Subplan has been developed in accordance with State Government Guidelines, and aligns with the recently approved Coastal Zone Management Plan for Collaroy-Narrabeen and Fishermans Beach (2014).

Office of Environment and Heritage staff have advised that the minor amendments to the Subplan will not require recertification of the Subplan by the Minister.

10.0 NOTICES OF MOTION

ITEM 10.1	NOTICE OF MOTION NO 10/2015 - CALL FOR ACTION REGARDING DANGEROUS AND HAZARDOUS TREES ON NORTHERN BEACHES TRANSPORT CORRIDORS
TRIM FILE REF	2015/132577
ATTACHMENTS	NIL

Submitted by: Councillor Pat Daley

MOTION

That:

- A. Council staff complete a report and bring the same back to council within three months, regarding the merits or otherwise of doing a complete review and assessment in relation to removing dangerous and hazardous trees and branches which are located along the Pittwater Road, Condamine Street and Warringah Road transport corridors through the local Government area of Warringah.
- B. As a priority, staff need to look at the area of Pittwater Road between Long Reef Golf Club and Dee Why town centre with a view to trimming back trees which are hanging out across the eastern side of Pittwater Road and include in their report the viability of clearing a 2 to 3 metre vegetation buffer zone from the curb along this section of roadway.
- C. Council write to other councils on the Northern Beaches asking that they do the same, and advise local members of parliament and relevant State Government agencies that this action is being taken.
- D. Council consult with the State Government, Sydney Buses, Manly Cabs and other stakeholders regarding a way forward on this issue.

FUNDING SOURCE

I have been advised by staff that this motion can be carried out within current operational budget.

BACKGROUND FROM COUNCILLOR PAT DALEY

The major weather events of last month have highlighted the need for the above actions to be taken as a matter of urgency.

The Northern Beaches and North Shore generally is a very leafy region with thousands of trees which the vast majority of the community (including myself) greatly appreciate and enjoy. However, we do pay a price for having beautiful leafy suburbs. As we are all aware, fallen trees during weather events can cause enormous damage and incur great cost to individuals and the community in general. Regardless of the general community acceptance of this situation, we do need to keep our major transport corridors open as much as possible during severe weather events.

The section of Pittwater Road which runs beside Dee Why Lagoon between Long Reef Golf Club and Dee Why town centre is a classic illustration of dangerous trees and branches being located on a major (and soon to be rapid bus) transport corridor. During the recent devastating storms and winds which hit the Northern Beaches there were major traffic delays during peak hour caused by fallen branches along this section of road. With the Wakehurst Parkway closed because of the

weather conditions, Pittwater Road was the only practical route into the city and this compounded the problem.

The non-attention to hazardous trees and branches along the major transport corridor of Pittwater Road creates a very impractical and dangerous situation for commuters and the emergency service personnel who have to respond to fallen trees and branches in sometimes very dangerous weather and traffic conditions.

Traffic delays caused by fallen trees and branches on this significant transport corridor are a major cost to business and the community in general, not to mention the inconvenience caused to commuters. We can minimise these major traffic delays if we take a much more realistic and practical approach to the management of our trees on these roads.

Bus drivers tell me of the hazards they often encounter due to the lack of attention given to this problem. They also say that due to fallen leaves, small branches and pine cones not being regularly cleared from drains on Pittwater Road and other important transport corridors in low lying areas, there is often major road flooding during weather events. This also needs to be looked at. Of particular concern is the area already mentioned along Pittwater Road which runs beside Dee Why Lagoon. The thinning and trimming back of this heavily wooded area would also add to the aesthetics. Currently, the area is very untidy.

If we are going to be serious in developing a major rapid bus transport corridor then we need to take immediate action to rectify this totally unsatisfactory situation. The vast majority of us love our trees and there should be more of them, however as stated, we also need to be practical and sensible about things.

ITEM 10.2	NOTICE OF MOTION NO 11/2015 - SHOROC BOARD MEETING
TRIM FILE REF	2015/141570
ATTACHMENTS	NIL

Submitted by: Councillor Jose Menano-Pires

MOTION

That:

- A. Council requests that the Mayor, on behalf of Warringah Council, proposes the following at the next SHOROC Board Meeting:

That:

- a. The Administration component of SHOROC be immediately abolished - a minimum saving of \$597,016 Financial Year 2015/16.
- b. The council that holds the Board Chairmanship, which is rotated on an yearly basis between Mosman, Manly, Warringah and Pittwater, takes over the responsibility of organising, hosting and administering:
 - Board Meetings - Mayors and General Managers, 5 per year
 - Board and Local MP Meetings, 2 per year
 - Councillors Forum, 1 per year.
- c. Projects that may be of common interest to 2 or more councils (procurement, waste management, planning, etc) be coordinated, managed or outsourced by one of the interested councils, with contributions, financial or otherwise, by the other interested councils, as determined by the those councils.
- d. A Memorandum of Understanding between the 4 councils be drafted by the Mayors and General Managers, to refine and define the new Operating Model of Cooperation.

- B. The Mayor reports back to Council following debate at the SHOROC Board Meeting.
-

FUNDING SOURCE

I have been advised by staff that this motion can be carried out within current operational budget.

BACKGROUND FROM COUNCILLOR JOSE MENANO-PIRES

It is imperative that councils, both Metropolitan and Regional, work with neighbouring councils in issues of mutual interest, for common benefit, be it financial savings or advocacy for their Regions.

It is also imperative that this collaboration be done effectively and in a cost efficient manner, with uppermost in all our minds the effective expenditure of ratepayers' funds.

The current model of operation of SHOROC is in my view outdated and inherently inefficient, interposing an extra layer of unnecessary administration that currently costs over half a million dollars.

The model I propose for discussion with the participant councils is a simpler, streamlined model which encourages co-participation and offers the opportunity of leadership in relevant common issues to participating councils, without unnecessary and costly administration costs.

I strongly believe that any of the participant councils is perfectly capable of organising 5 Board Meetings, 1 Councillor Forum and 2 or 3 Local Member of Parliament / Board Meetings per year. We should note that the Board is composed of only 8 members, being the Mayors and the General Managers.

By sharing the burden of organising, hosting and documenting these meetings on a yearly basis, consistent with the Chairmanship rotation, significant savings can be made to the benefit of our residents.

Joint projects that 2 or more councils may be interested in pursuing, can be outsourced, as they are now, and coordinated by a single council as appropriately decided. Financial costs will be apportioned to each participating council, as agreed.

The current model is inefficient, costly and ineffective. We need to find a better cost effective way and I propose that we abolish the current extra layer of costly administration and draft a new model of cooperation that will stand the test of time going forward.

ITEM 10.3	NOTICE OF MOTION NO 12/2015 - DEVELOPMENT APPLICATION/S FOR MARKETS ON THE STRAND DEE WHY AND SURROUNDING AREAS
TRIM FILE REF	2015/139258
ATTACHMENTS	NIL

Submitted by: Councillor Vincent De Luca OAM

MOTION

That, in view of Council's pecuniary interest in any proposed Markets at The Strand Dee Why and surrounding areas, Council requests the General Manager to ensure that all development applications for the purpose of the markets on the Strand Dee Why and surrounding areas are referred to the Warringah Development Assessment Panel for consideration.

FUNDING SOURCE

I have been advised by staff that this motion can be carried out within current operational budget.

ITEM 10.4	NOTICE OF MOTION NO 13/2015 - WARRINGAH COUNCIL LEASE OF DEE WHY BOATSHED FOR A KIOSK
TRIM FILE REF	2015/139286
ATTACHMENTS	NIL

Submitted by: Councillor Vincent De Luca OAM

MOTION

That Council:

1. Notes with concern allegations by surrounding residents that the approved Kiosk has been turned into a cafe/restaurant with table service, cooking facilities and more tables and chairs contrary to the elected Council's original Resolution.
 2. Notes with concern that since Warringah Council turned the Boat shed from community use (storage of surf lifesaving equipment by Dee Why Surf Life Saving Club) to commercial use - Kiosk, there has been a significant adverse impact on local residences' amenity by way of traffic hazards caused by delivery trucks and rubbish collection trucks.
 3. Calls on the General Manager of Council to report to the next meeting of Council on the following issues:
 - a. Compliance issues raised in correspondence received by Council and at Council's Public Forum on 28 April 2015 and what, if any, compliance action has been undertaken by Warringah Council.
 - b. Traffic Management issues raised, particularly Truck movements and whether there are any safety issues and how any such issues can be resolved.
 - c. Whether the lessor has breached any provisions of the lease issued by the Council.
 - d. Under what circumstances the lease can be cancelled and whether the current lease should be cancelled.
-

FUNDING SOURCE

I have been advised by staff that this motion can be carried out within current operational budget.

ITEM 10.5	NOTICE OF MOTION NO 14/2015 - ASSESSMENT AND COMMUNITY CONSULTATION OF LOW IMPACT MOBILE PHONE BASE STATIONS
TRIM FILE REF	2015/139365
ATTACHMENTS	NIL

Submitted by: Councillor Vincent De Luca OAM

MOTION

1. That Council notes:
 - a. Under the Federal Telecommunications Act 1997, an applicant for a low visual impact facility does not have to lodge a development application (DA) with the relevant local Council and thus the applicant can avoid all State and local Planning laws.
 - b. In recent months proposed upgrades of mobile phone towers in Cumberland Avenue, Collaroy and Pacific Parade, Dee Why have caused great concern in the Warringah community.
 - c. A Petition of over 171 residents has recently been signed by Warringah residents vehemently opposing the proposal by Vodafone for a low impact mobile phone base be placed on the telephone exchange in the vicinity of 1-3 Cumberland Avenue, Collaroy and calling of the Federal Minister for Communications, The Hon Malcolm Turnbull, to amend the Telecommunications Act so that low impact mobile telephone bases/towers applications be assessed and determined by Local Government and not the applicant.
 2. That Council:
 - a. Writes to the Federal Minister for Communications, The Hon Malcolm Turnbull MP, the Prime Minister and Member for Warringah, The Hon Tony Abbott MP and the Speaker of the House and Member for Mackellar, The Hon Bronwyn Bishop MP, calling on the Federal Government to amend the Telecommunications Act to ensure that all proposals for low impact mobile telephone bases/towers are assessed and determined by the respective Local Government in which the facility is proposed instead of the applicant so as to ensure independent assessment, proper community consultation, transparency and fairness.
 - b. Writes to the Chief Executive Officer of Vodafone, Mr Inaki Berrota, supporting petitioners against the proposed facility at Cumberland Avenue, Dee Why and ask Vodafone to consider alternative areas away from residences.
-

FUNDING SOURCE

I have been advised by staff that this motion can be carried out within current operational budget.

11.0 QUESTIONS ON NOTICE

ITEM 11.1	QUESTION ON NOTICE NO 10/2015 - EXPENDITURE ON COUNCIL AMALGAMATION CAMPAIGN
TRIM FILE REF	2015/140736
ATTACHMENTS	NIL

Submitted by: Councillor Vincent De Luca OAM

QUESTION

In the last year what is the total amount of expenditure incurred (including staff overtime, advertising, brochures, marketing strategies, meetings, public stalls, surveys etc) expended on the one Northern Beaches Council amalgamation campaign?

ITEM 11.2**QUESTION ON NOTICE NO 11/2015 - COMMUNITY
CONSULTATION ON PUBLIC PRIVATE PARTNERSHIP
REGARDING LAND FORMERLY KNOWN AS THE NORTH
MANLY TENNIS CENTRE AND NOW WARRINGAH
RECREATION CENTRE****TRIM FILE REF****2015/140765****ATTACHMENTS****NIL**

Submitted by: Councillor Vincent De Luca OAM

QUESTION

Noting that sporting groups were invited to a meeting with Council Staff and proponents of a public/private partnership regarding land previously known as the North Manly Tennis Centre and now the Warringah Recreation Centre and surrounding land, will Council inform residences in the surrounding area by direct mail of the proposal outlined to sporting groups and them given opportunity to be properly consulted?

ITEM 11.3	QUESTION ON NOTICE NO 12/2015 - ENVIRONMENTAL IMPACT REPORT REGARDING LAND NEAR WARRINGAH AQUATIC CENTRE PROPOSED TO BE LEASED FOR PUBLIC/PRIVATE PARTNERSHIP
TRIM FILE REF	2015/140778
ATTACHMENTS	NIL

Submitted by: Councillor Vincent De Luca OAM

QUESTION

Noting Warringah Council's John Warburton's statement at the last Council meeting that an Environmental Impact Study/Report would be required as part of the Development Application process but after Warringah Council calls for expressions of interest/tenders for a Public/Private Partnership and lease over the land, should any Environmental Impact Statement indicate environmental significance of the land will Warringah Council terminate any agreement/lease over the land?

12.0 RESPONSES TO QUESTIONS ON NOTICE

ITEM 12.1	RESPONSE TO QUESTION ON NOTICE NO 7/2015 - NOTICE OF INTENTION TO GIVE AN ORDER - 19A FRAZER STREET, COLLAROY
TRIM FILE REF	2015/124237
ATTACHMENTS	NIL

Submitted by: Councillor Vincent De Luca OAM

QUESTION

Further to the Notice of Intention to Give An Order on 19A Fraser Street, Collaroy, dated 5 March 2015, and in view of the expiration of the 30 days given for the owner to respond, what action is Warringah Council taking to ensure the developer complies with Warringah Council's directions (outlined in the letter dated 5 March 2015)?

RESPONSE

Council issued an Order on 7 May 2015.

Emergency Orders on 19A Frazer Street and 17 Frazer Street were issued on 5 May 2015.

ITEM 12.2	RESPONSE TO QUESTION ON NOTICE NO 8/2015 - FORMER DEE WHY BOATSHED NOW BEING USED CONTRARY TO DEFINITION OF A KIOSK
TRIM FILE REF	2015/124243
ATTACHMENTS	NIL

Submitted by: Councillor Vincent De Luca OAM

QUESTION

Following resident complaints and John Warburton's email of 16 April 2015 referring to compliance action being undertaken by Council's Development and Compliance Team in relation to allegations summarised as 1-4 as replicated hereunder, what exact action is being undertaken by Warringah Council?

1. The Kiosk having been converted to uses contrary to Council's definition of a Kiosk
2. Approved seating of 20 being exceeded
3. Table service contrary to Council's definition of a Kiosk
4. Cooking facilities and cooking are taking place, contrary to Council's definition of a kiosk - selling of food, light refreshments and other small convenience items such as newspapers, films and the like.

RESPONSE

1. An Order dated 8 May 2015 has been issued by Council as it has been determined via an investigation that the premises is not being used as a Kiosk, which is contrary to development consent DA2013/0613.
2. Questions 2 – 4 relate to the use of the premises and as detailed above this is being pursued via the Order.

ITEM 12.3	RESPONSE TO QUESTION ON NOTICE NO 9/2015 - CONVERSION OF DEE WHY BOATSHED FROM COMMUNITY USE TO COMMERCIAL
TRIM FILE REF	2015/124248
ATTACHMENTS	NIL

Submitted by: Councillor Vincent De Luca OAM

QUESTION

In view of Warringah Council's John Warburton's email of 16 April 2015 in relation to resident complaints about deliveries to the Dee Why Boat Shed causing nuisance to adjoining residents in the early hours of the morning and late at night, and Mr Warburton's response:

"Council has no power to place any further restrictions on the legitimate delivery of goods to a commercial operation"

Does the Warringah LEP allow commercial businesses/endeavours in that part of Oaks Ave, Dee Why?

RESPONSE

Yes, "the *RE1 Public Recreation Zone* permits with consent – Kiosks, restaurants or Cafes."

13.0 MATTERS PROPOSED TO TAKE PLACE IN CLOSED SESSION

RECOMMENDATION

- A. That, in accordance with the requirements of Section 10 of the *Local Government Act 1993* as addressed below, Council resolve to close the meeting to the public to consider and discuss:
- a Item 13.1 Alternative Procurement - Extension of Waste Collection Services Contract on the basis that it involves the receipt and discussion of information that would, if disclosed, confer a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business [10A(2)(c) Local Government Act 1993]; and commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it [10A(2)(d(i)) Local Government Act 1993].
- This report discusses tender processes, contract costs and funding arrangements associated with Council's waste collection service and commercial information of a confidential nature associated with the Kimbriki Resource Recovery Project supplied by Kimbriki Environmental Enterprises Pty Ltd. The disclosure of these matters in open meeting would, on balance, be contrary to the public interest because the disclosure of this information would: put Council at a commercial disadvantage in its negotiations with a prospective waste collection service provider, preventing it from achieving a best value for money outcome for the community; and prejudice the commercial position of Kimbriki Environmental Enterprises Pty Ltd as it would not be in line with the Probity Plan for the Kimbriki Resource Recovery Project and would be suboptimal for the project.
- b Item 13.2 Dee Why Town Centre Infrastructure Design Consultancy Stage 2 on the basis that it involves the receipt and discussion of commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it [10A(2)(d(i)) Local Government Act 1993].
- This report discusses details of the contract for Dee Why Town Centre Design Consultancy Stage 2 and the disclosure of this matter in open meeting would, on balance, be contrary to the public interest in maintaining openness and transparency in council decision-making because the disclosure of this information would reveal commercial in confidence pricing information.
- c Item 13.3 RFT 2015/005 - Sports field Renovation and Line Marking Services Panel on the basis that it involves the receipt and discussion of commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it [10A(2)(d(i)) Local Government Act 1993].
- This report discusses the outcomes of an open tender process for sports field renovation services and the disclosure of this matter in open meeting would, on balance, be contrary to the public interest in maintaining openness and transparency in council decision-making because the disclosure of this information would identify commercial in confidence pricing information.
- d Item 13.4 RFT 2015/013 - Consider Tender Submissions - Glen Street Theatre Food and Beverage on the basis that it involves the receipt and discussion of information that would, if disclosed, confer a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business [10A(2)(c) Local Government Act 1993]; and commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it [10A(2)(d(i)) Local Government Act 1993].

This report discusses commercially sensitive pricing information and the disclosure of

this matter in open meeting would, on balance, be contrary to the public interest in maintaining openness and transparency in council decision-making because the disclosure of this information would disclose commercially sensitive information.

- B. That the resolutions made by the Council in Closed Session be made public after the conclusion of the Closed Session and such resolutions be recorded in the Minutes of the Council Meeting.
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