



**Redland**  
CITY COUNCIL

**MINUTES**

**GENERAL MEETING**

**Wednesday 24 June 2009**

Council Chambers  
1st floor Administration Building  
Bloomfield Street Cleveland. Qld 4163

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**1 DECLARATION OF OPENING**

The Deputy Mayor declared the meeting open at 4.01pm and acknowledged the Quandamooka people, who are the traditional custodians of the land on which Council meets. The Deputy Mayor also paid Council's respect to their elders, past and present, and extended that respect to any indigenous Australians present.

**2 DEVOTIONAL SEGMENT**

Nil.

**3 RECORD OF ATTENDANCE AND LEAVE OF ABSENCE****MEMBERS PRESENT:**

Cr T Bowler	Deputy Mayor and Councillor Division 6
Cr W Boglary	Councillor Division 1
Cr C Ogilvie	Councillor Division 2
Cr D Henry	Councillor Division 3
Cr J Burns	Councillor Division 4
Cr B Townsend	Councillor Division 5
Cr M Elliott	Councillor Division 7
Cr K Reimers	Councillor Division 8
Cr K Williams	Councillor Division 9
Cr H Murray	Councillor Division 10

**EXECUTIVE LEADERSHIP GROUP:**

Mr G Stevenson PSM	Chief Executive Officer
Mr G Underwood	General Manager Planning and Policy
Mr L Smith	Acting General Manager Customer Services
Mrs K Phillips	Acting General Manager Corporate Services
Mr G Soutar	General Manager Redland Water
Mrs K Fernon	Acting General Manager Governance

**MINUTES:**

Mrs J Parfitt	Corporate Meetings & Registers Officer
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**LEAVE OF ABSENCE:**

Moved by: Cr Elliott  
Seconded by: Cr Henry

That leave of absence from today's meeting be approved for Cr M Hobson, Mayor who is attending the National General Assembly of Local Government Conference in Canberra.

CARRIED

**4 RECEIPT AND CONFIRMATION OF MINUTES**

Moved by: Cr Elliott  
Seconded by: Cr Townsend

That the minutes of the General Meeting of Council held on 27 May 2009 be confirmed.

CARRIED

**5 MATTERS OUTSTANDING FROM PREVIOUS GENERAL MEETING MINUTES****5.1 REPORT FROM CHIEF EXECUTIVE OFFICER****5.1.1 REQUEST FOR REPORT – RESEARCH ON THE IMPACT OF TRAIL BIKES ON THE REDLANDS**

At the General Meeting of 30 July 2008, Council resolved that research on the current impacts of trail bikes on the Redlands natural areas be undertaken.

A report addressing this matter will be presented to a Planning & Policy Committee Meeting in September 2009.

**5.1.2 PETITION – OBJECTING TO THE TRIAL CLOSURE OF SOUTH STREET, CLEVELAND**

At the General Meeting of 29 October 2008, Council resolved that the petition (containing 298 signatures) from business operators and stakeholders from South Street and Enterprise Street, objecting to the trial closure of South Street, be received, referred to the Planning and Policy Department and considered when a further report is prepared and presented to Council in this matter.

It was noted previously that a report addressing this matter was proposed to be presented to a Planning and Policy Committee in June. However, due to a glitch

relating to the technical data required to assist in preparing this report, this is now proposed to be presented to a July meeting.

### **5.1.3 POTENTIAL FORMATION OF A BUSINESS IMPROVEMENT DISTRICT**

At the General Meeting of 29 October 2008, Council resolved that a report be prepared and presented to Council outlining the potential formation of a BID (Business Improvement District) in the precinct now formally recognised as CBD (Capalaba Business District).

A report addressing this matter will be presented to a Planning and Policy Committee Meeting in August 2009.

### **5.1.4 INVESTIGATION, MASTER PLANNING & FEASIBILITY ANALYSIS – COUNCIL OWNED LAND, ISLAND INDUSTRY ZONE, MACLEAY ISLAND AND COMMUNITY PURPOSES ZONE, RUSSELL ISLAND**

At the General Meeting of 29 October 2008, (item 16.1.1 refers) Council resolved that a report be presented to a future Planning & Policy Committee meeting on how a detailed investigation, master planning & feasibility analysis can be progressed on Council owned land on Macleay Island which is zoned Island Industry and Council owned land on Russell Island which is zoned community purposes sub-area CP9 - Future Island Investigation.

A report will be presented to an ensuing Planning & Policy Committee meeting.

### **5.1.5 PETITION (DIVISION 10) – REMOVAL OF CONCRETE ISLAND AND “GIVEWAY” SIGN IN BAUHINIA STREET, BIRKDALE**

At the General Meeting of 25 February 2009, Council resolved that petition requesting that Council remove the concrete island and “giveaway” sign in Bauhinia Street, Birkdale, adjacent to Carinyan Drive, and replace the sign with a ‘stop’ sign in Carinyan Drive, Birkdale, facing oncoming traffic from Carinyan Drive into Bauhinia Street, be received and referred to the Infrastructure Planning Group to investigate and report to a future Planning & Policy Committee meeting.

It was previously noted that a report was proposed to be presented to the Planning and Policy Committee meeting on 17 June 2009. However, due to a glitch with technical data required to assist in preparing this report, it is proposed that this report be presented to a July meeting of this Committee.



**5.1.6 PETITION (DIVISION 10) – OFF STREET PARKING – MARY STREET, BIRKDALE**

At the General Meeting of 25 March 2009, Council resolved that the petition requesting more off street parking in Mary Street, Birkdale be received and referred to the appropriate area of Council for consideration and a report back to Council.

It was previously noted that a report was proposed to be presented to the Planning and Policy Committee meeting in June 2009. However, this report is now proposed for a July meeting of this Committee, pending further investigations to be undertaken in this matter and advice required from the Department of Main Roads and Transport.

**5.1.7 PROPOSED ROAD OPENING – SUSAN STREET TO SONIA STREET, RUSSELL ISLAND**

At the General Meeting of 25 March 2009 consideration of this matter (Item 12.3.2) was deferred.

A report will be presented to an ensuing Planning & Policy Committee meeting.

**5.1.8 PETITION (DIVISION 5) – REQUESTING THE SEALING OF COTTON TREE AVENUE, MACLEAY ISLAND**

At the General Meeting of 29 April 2009, Council resolved that the petition requesting the sealing of Cotton Tree Avenue, Macleay Island be received and referred to the appropriate area of Council for consideration and a report back to Council.

A report will be presented to an ensuing Planning & Policy Committee meeting.

**5.1.9 PETITION (DIVISION 5) – REQUESTING THE INSTALLATION OF A 10 STATION PLAYING ROUND FITNESS CIRCUIT WITH SIGNS AT WESTERN ROAD PARK**

At the General Meeting of 29 April 2009, Council resolved that the petition requesting the installation of a 10 station playing round fitness circuit with signs at Western Road park be received and referred to the appropriate area of Council for consideration and a report back to Council.

A report is scheduled for the Planning and Policy Committee meeting in July 2009.

## **6 PUBLIC PARTICIPATION**

### **MOTION TO ADJOURN MEETING**

Moved by: Cr Henry  
Seconded by: Cr Ogilvie

That the proceedings of the meeting adjourn for a public participation segment.

CARRIED

1. Mr L Christophers of Wellington Point addressed Council in relation to civil liberties.

### **MOTION TO EXTEND PUBLIC PARTICIPATION**

Moved by: Cr Williams  
Seconded by: Cr Burns

That public participation be extended to allow Mr Christophers to continue his address to Council.

On being put to the vote the motion was LOST.

A division was called for.

Crs Burns, Reimers, Williams and Henry voted in the affirmative.

Crs Murray, Elliott, Townsend, Ogilvie, Boglary and Bowler voted in the negative.

Cr Hobson was absent from the meeting.

The motion was declared by the Deputy Mayor as LOST.

### **MOTION TO RESUME MEETING**

Moved by: Cr Elliott  
Seconded by: Cr Murray

That the proceedings of the meeting resume.

CARRIED

**7 PRESENTATION**

Cr Townsend presented two Certificates from the Macleay Island RSL Sub Branch in relation to work performed by Customer Services at the Macleay Island Memorial.

**8 MOTION TO ALTER THE ORDER OF BUSINESS**

Nil.

**9 DECLARATION OF MATERIAL PERSONAL INTEREST ON ANY ITEMS OF BUSINESS**

Nil.

## 10 PLANNING & POLICY COMMITTEE 3/06/09 - RECEIPT AND ADOPTION OF REPORT

Moved by: Cr Murray  
Seconded by: Cr Reimers

That the Planning & Policy Committee Report of 3 June 2009 be received.

CARRIED

### 10.1 PLANNING AND POLICY

#### 10.1.1 SAFER SUBURBS FUNDING APPLICATION

**Datworks Filename:** CS Community Development – Community Safety  
**Attachments:** [Crime Statistics for the Redlands](#)  
[Offer of Funding under the Safer Suburbs Plan](#)  
**Responsible Officer Name:** Roberta Bonnin  
Manager Community and Social Planning  
**Author Name:** Frank Pearce  
Senior Adviser Community Development

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#### EXECUTIVE SUMMARY

Council has successfully applied for a grant from the Federal Government's Attorney General Department's Safer Suburbs Plan to lease a youth space in Capalaba and establish a community partnership to strengthen and support young people and reduce youth crime in the Redlands. Acceptance of this offer will provide an excellent opportunity for Council to address identified youth issues in the Redlands in a cost effective manner.

#### PURPOSE

The purpose of this report is to recommend that Council accept the funding that has been offered through the Safer Suburbs Program.

#### BACKGROUND

In late December 2008, Council received an invitation from the Federal Government's Attorney General Department to apply for a \$500,000 community safety project in the Federal seat of Bowman. Community and Social Planning received electronic copies of the application forms in mid-January. The application was originally due 16 January 2009, however an extension was granted until 30 January 2009.

Projects were to be no longer than 12 months and focused on crime reduction in Bowman. Previous rounds of this project have funded a variety of projects elsewhere including CCTV, Safety Officers, Youth focussed projects, lighting etc.

The application was written by Senior Adviser Community Development and signed off by the General Manager Planning & Policy on the condition that Council approve the project prior to acceptance of funding.

On 14 May Council was formally advised of the successful application and were offered \$500,000 funding under the Safer Suburbs Plan.

## ISSUES

Despite the tight time frame for project development, discussions were held with a range of staff and external stakeholders who indicated that optimal usage of funding of this magnitude for the Redlands would be for a project focussed on reducing youth crime, specifically in the Capalaba area. It was felt that this funding had a high potential for addressing prominent youth crime issues in the Redlands.

### *Why Capalaba?*

The Police Crime statistics (attachment 1) obtained for the Redlands indicated high levels of crime often associated with young people in the Capalaba area including:

- Property Damage;
- Public Nuisance;
- Unlawful use & entry / theft of Motor Vehicles.

Redland Bay and Cleveland also had significantly high levels of crime associated with young people.

Capalaba has a long standing public reputation for nuisance activity in the shopping centres and substance abuse, including chroming and drunkenness. Issues regarding youth crime, and social needs in the Capalaba area were documented in the Capalaba Activity Centre Options Report, which was noted and endorsed by Council in June 2007:

*The consultants' investigation has highlighted the following major gaps in provision of services and infrastructure for the project area:*

1. *a seniors' facility/ space;*
2. *youth facilities or activities;*
3. *a multi-purpose community meeting/ activity space;*
4. *responses to anti-social behaviour.* [(1) Redland City Council Capalaba Activity Centre Options Report – Volume 1 – Needs Analysis and Recommendations, 2006, p. 11]

Capalaba is a 'hang out' space for young people from Alexandra Hills, Birkdale, Thorneside and Wellington Point. A combination of retail activity, transport accessibility and the recently commissioned Redlands Youth Plaza make Capalaba a logical destination for youth of the Redlands.

The draft Social Infrastructure Strategy indicates that the Capalaba area has a younger population compared to other parts of the Redlands, with significant disabled and indigenous representation. In 2006, about 4,230 people (12.4%) were considered to be experiencing significant socio-economic disadvantage. The Capalaba area has a higher than average proportion of public housing. [(2) 2006 and 2001

Enumerated Census Information for Capalaba, ID Community Profile, 2009] One of the catalyst projects recommended in the draft Strategy is the development of youth enterprise space at Capalaba. The strategy notes:

**Youth Enterprise Centre** – create a youth space in the Capalaba Business Precinct and facilitate partnerships with community organisations to deliver targeted youth services. The centre would provide meeting and informal space to conduct youth skill development, enterprise projects and outreach to surrounding precincts with similar youth issues. This project builds on the momentum created by Council's award winning Redland Youth Plaza initiative. [(3) Draft Social Infrastructure Strategy, 2009]

Other areas in the Redlands, namely Redland Bay and Cleveland, were considered for the Safer Suburbs funding, however neither location had the reported issues, concentration of youth activity or suitable sites in central areas to support a successful funding proposal.

#### *Proposed Project*

The Safer Suburbs Plan – Capalaba Youth Space project involves the creation of a youth space in the Capalaba Business Precinct and the establishment of a partnership with a community organisation to deliver targeted youth programs and services aimed at reducing youth crime in the Capalaba region. Programs envisioned include informal public space, youth skill development, business / enterprise projects and outreach services to surrounding retail precincts with similar youth issues. Funds of \$500,000 will be used to lease and refit building space, purchase program related equipment, engage a short term project co-ordinator and provide ongoing evaluation of the project. The funds will be expended in the first 12 months to support programming of the facility for a three year period by partnering a non-government organisation. Equipment will be purchased with this three year time frame in mind.

#### *Project Location*

The proposed location is 9A Dollery Road Capalaba. This facility is currently vacant after the Endeavour foundation have relocated next door, leaving this 270 m<sup>2</sup> venue available for lease. It is ideal for a youth space for a number of reasons:

- This area has previously been involved in a successfully run short term Youth Space project funded by Department of Justice;
- The proposed space is close to shopping centre, transport hub, Youth Plaza;
- Adjoining businesses (second hand clothing) are compatible with Youth Space – it is unlikely the presence of youth in this area will lead to any community backlash.

#### *Council's ongoing role and financial impacts*

The project is fully funded by the Federal Government grant.

Council would commit to working with the partner organisation for the three year period of the project and lease. After this period there is no ongoing commitment to underwrite future activities. Council's role could include:

- Establishment of a project partnership;
- Ongoing monitoring and evaluation of the project;
- Supervision of partnership / participation in Management Committee;
- Review of project and lease at the end of the project, Assistance may be offered to seek further external funding;
- Development of a marketing and communications plan.

*Next steps*

- Negotiate the Safer Suburbs Plan funding agreement with the Attorney Generals Department;
- Assemble stakeholders' forum;
- Undertake Expression of Interest process to appoint community partner;
- Negotiate building lease.

## **RELATIONSHIP TO CORPORATE PLAN**

The recommendation primarily supports Council's strategic priority to build safe, strong and self reliant communities with access to community services, infrastructure and opportunities for participation in community life.

## **FINANCIAL IMPLICATIONS**

Financial contribution from Council could, but is not required to include:

- Assistance with public liability insurance for partner organisation in the first year if not covered by the organisation;
- Audit of the project.

## **PLANNING SCHEME IMPLICATIONS**

The Land Use Planning Group was consulted and it is considered that the outcome of recommendations in this report will not require any amendments to the Redlands Planning Scheme.

## **CONSULTATION**

Consultation has taken place with the following:

- Greg Jensen, Manager Customer & Community Services;
- Sue Collins, Human Services Manager;
- Shane Smith, Former Community Safety Officer;
- Kara Mansley, Youth & Community Development Officer;

- Lacey Brown, Strategic Adviser Social Planning;
- Leanne Tu'ipulotu, Coordinator Community Development;
- Roberta Bonin, Manager Community & Social Planning;
- Merv Elliot, Property Services Manager;
- Stephanie Wyeth, Senior Adviser Community Development;
- Nicholas Dwyer, Team Leader, Juvenile Justice Department of Communities.

**OFFICER'S/COMMITTEE RECOMMENDATION/  
COUNCIL RESOLUTION**

Moved by: Cr Williams  
Seconded by: Cr Henry

**That Council resolve to accept the \$500,000 funding that has been offered through the Safer Suburbs Program, for the implementation of the Capalaba Youth Space project.**

**CARRIED**



### 10.1.2 CLIMATE CHANGE RISK ASSESSMENT REPORT

<b>Dataworks Filename:</b>	<b>EM Project – Climate Change Risk Assessment and Adaptation Plan (LAPP)</b>
<b>Attachments:</b>	<a href="#"><u>Climate Change Risk Assessment &amp; Adaptation Plan</u></a>
<b>Responsible Officer Name:</b>	<b>Gary Photinos Manager Environmental Management</b>
<b>Author Name:</b>	<b>Warren Mortlock Senior Adviser Environmental Protection</b>

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#### EXECUTIVE SUMMARY

Council has prepared a climate change risk assessment and is in the process of preparing an adaptation plan to address the risks identified. The project gained funding under the Australian Government Local Adaptation Pathways Program and is matched by Council's own financial contribution as well as in-kind support.

Council commissioned Marsden Jacob & Associates and Broadleaf International from among the preferred suppliers listed by the Department of Climate Change (DCC). The consultants have completed the climate change risk assessment report, and following its recent acceptance by the DCC, this is now presented to Council for adoption.

#### PURPOSE

To seek Council adoption of the Redland City Council Climate Change Risk Assessment Report as a basis for planning and policy response to climate change.

#### BACKGROUND

- Corporate Environment Policy POL-2644, commits Council to “*Ensure that the consequences of climate change for Redland City are understood and planning minimises the potential adverse impacts on natural ecosystems and the community*”.
- The Chief Executive Officer's Organisational Development Plan recognises the importance of climate change and commits to inclusion of climate change initiatives within priority environment policy development.
- Council has responded strongly to the need for reduction of greenhouse gas emissions through its Local Greenhouse Action Plan 2010 and participation in the Cities for Climate Protection Program since 1999. Council adopted a series of resolutions establishing its priority for reducing GHG emissions in August 2007, and for specific actions to further reduce emissions in October 2007, and again in March 2009.
- Brisbane City Council's (BCC) “*Brisbane's Plan for Action on Climate Change and Energy*” and “*Climate Change and Energy Taskforce Final Report: A Call*”

*for Action*", 2007, were presented to Redland Shire Councillors for information in July 2007.

- On 7 July 2007, the Local Government Association of Queensland released its *"Adapting to Climate Change: A Queensland Local Government Guide"* to assist Councils assess the likely impacts of climate change on their diverse range of roles and responsibilities and plan appropriate responses.
- Council received \$50,000 of Federal Government funding under the *"Local Adaptation Pathways Program"* in May 2008, for the purpose of addressing climate change risk and identifying appropriate action.
- A call for proposals for a project to prepare a risk assessment and adaptation plan was made in August 2008 and consultants Marsden Jacobs and Broadleaf International appointed in September.
- The Council's risk assessment workshop was held in October 2008 and a Regional Information Sharing Workshop was organised and hosted by Redland City Council in November 2008 for the five SEQ Councils currently undertaking LAPP projects.
- The Council's risk assessment report was drafted and the adaptation workshop was held in April 2009.

## ISSUES

Response to climate change is a rapidly evolving area of public policy. It should be noted that the assessment and adaptation plan is concerned with the climate risks to Council, and does not include detailed examination of risks to the community. This approach limits the current work to a manageable scale and allows Council to understand climate change risks and impacts better prior to initiating a community dialogue on these issues.

Our approach is based on the Commonwealth's Climate Change Impacts & Risk Management - A Guide for Business and Government (as required by our funding agreement). The funding agreement with the Commonwealth is quite restrictive and over 50 pages long. One of the requirements is prior approval of published documents by the DCC, and their acknowledgement (for 7 years), project accountability and evaluation requirements. Although our commitments to the Department of Climate Change's Adaptation Pathways Program will be complete in June 2009, the DCC endorsement of the Adaptation Plan may take 6 to 8 weeks, resulting in a presentation of this plan to Council sometime in August 2009. The intention is to make both the Risk Assessment and Adaptation Plan public documents.

The Final Risk Assessment Report dated 15 April 2009 (refer attachment), goes beyond the requirements of the DCC agreement and includes additional spatial analysis requested by Council. The report has been submitted to and approved by the DCC.

A Climate Change Fact Sheet was published by Council as part of the Redlands 2030 community engagement, based on early information from the consultants.

The Risk Assessment provides Council with the priorities for adaptation to climate change over the next 50 years. It is thought that responding to the risks identified will address the main climate impacts on Council into this century. Very few of these risks are 'environmental'. Rather, they arise mainly where Council provides services and infrastructure to the community and to Council's own assets. The risks identified should now be added to the corporate risk register and responsibilities for addressing these risks recognised across Council. The actions included in the coming Adaptation Plan may be considered as treatments for each of these risks.

The Adaptation Plan (already underway) will not be an end in itself. Many of the risks identified require much further investigation (eg. Foreshore protection) and for some the science is simply not yet available to support rigorous analysis (eg. acid sulphate soils). However, the Plan should provide a stepwise approach to each risk that the responsible areas of Council may follow.

Implementation of the coming Adaptation Plan should not be left in the hands of the Environmental Management Group to negotiate with all the impacted areas of Council to effect agreements on implementation over the coming years (the usual model - eg Biodiversity Strategy, Koala Strategy). Rather, because of the cross-Council nature of the coming Adaptation Plan, a high level direction by Council on responsibilities and implementation is foreshadowed at this point.

## **RELATIONSHIP TO CORPORATE PLAN**

The recommendation supports most, if not all, of Council's strategic priorities.

## **FINANCIAL IMPLICATIONS**

The Risk Assessment has incorporated limited review of financial implications of risks identified. More detailed studies are required and likely to be recommended as a result of Adaptation Planning.

There is no urgency resulting from the risk analysis such that Council need to allocate extraordinary budget at this stage. Council already expends on mitigation activities to its current capacity.

Response to climate change should be included progressively (without haste) into Council policy, planning and operations, becoming "business-as-usual". Adaptation actions need to be incorporated into coming operating and capital budgets as requirements are fully understood and projects develop over (say) the next ten years.

## **PLANNING SCHEME IMPLICATIONS**

The Land Use Planning Group was consulted and it is considered that the outcome of recommendations in this report will not require any amendments to the Redlands Planning Scheme.

Adaptation Planning is likely to identify the need for future amendments to the Planning Scheme. These will be examined in more detail within the Adaptation Plan and future studies identified as required. Any changes required would receive due process.

## **CONSULTATION**

Consultation has taken place with representatives across Council during the preparation of the Risk Assessment Report, and continues with Adaptation Planning. This has included Corporate Services, Customer Services, Planning and Policy and Redland Water in:

- risk identification and analysis workshop (October 2008);
- draft risk assessment report forwarded to all workshop participants for comment (November 2008);
- spatial risk assessment (currently being undertaken);
- final risk assessment report (to be provided by end March 2009);
- Climate Change Risk Issues Paper (released as a Redlands 2030 Fact Sheet).

## **OPTIONS**

### **PREFERRED**

That Council resolve as follows:

1. To adopt the *Redland City Council Climate Change Risk Assessment* as a basis for planning and policy response to climate change; and
2. To include the identified climate risks into the corporate risk register and allocate responsibilities for ownership.

### **ALTERNATIVE**

That Council resolve to provide further direction on steps necessary before the *Redland City Council Climate Change Risk Assessment* can be adopted.

## **OFFICER'S/COMMITTEE RECOMMENDATION/ COUNCIL RESOLUTION**

Moved by: Cr Murray  
Seconded by: Cr Elliott

**That Council resolve as follows:**

1. **To adopt the Redland City Council Climate Change Risk Assessment Report as a basis for planning and policy response to climate change; and**
2. **To include the identified climate risks into the corporate risk register and allocate responsibilities for ownership.**

## **CARRIED**

## 10.2 GOVERNANCE

### 10.2.1 REVIEW OF LOCAL LAW NO 12 (RENTAL ACCOMMODATION WITH SHARED FACILITIES)

<b>Datworks Filename:</b>	<b>L&amp;E Local Law No.12 - Rental Accommodation with Shared Facilities</b>
<b>Attachment:</b>	<a href="#"><u>Public Interest Test Report</u></a>
<b>Responsible Officer Name:</b>	<b>Luke Wallace Manager Corporate Planning Performance and Risk</b>
<b>Author Name:</b>	<b>Trevor Green Senior Advisor Environmental Health</b>

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### EXECUTIVE SUMMARY

As part of the review of *Local Law and Subordinate Local Law No.12 (Rental Accommodation with Shared Facilities)* community consultation has been conducted regarding possible redundant provisions and a Public Interest Test on possible anti-competitive provisions in the Local Law and Subordinate Local Law.

No submissions were received. This report recommends that the laws contain no redundant provisions. The Public Interest Test Report recommends that although each possible anticompetitive provision reviewed is an anti-competitive provision, each should be retained in the public interest.

### PURPOSE

To complete the review of *Local Law and Subordinate Local Law No.12 (Rental Accommodation with Shared Facilities)* by resolving:

1. That the laws have been reviewed and were found to contain no redundant provisions; and
2. To implement the recommendations of the Public Interest Test Report, in relation to the laws.

### BACKGROUND

At the General Meeting of 1 October 2008, (Item 10.1.6 refers), Council was advised that as part of Council's review of local laws an internal review of the Rental Accommodation with Shared Facilities, local law and subordinate local law had been conducted by officers and no redundant provisions were identified.

Council further resolved to conduct community consultation regarding possible redundant provisions and a Public Interest Test on possible anti-competitive provisions in *Local Law and Subordinate Local Law No.12 (Rental Accommodation with Shared Facilities)*.

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The report also provided a brief overview of the local law review process and details of the law including objectives, types of premises regulated and history of when made.

## **ISSUES**

Consultation was conducted by giving public notice of the 21 day review period in the local newspaper and inviting submissions. The local law, subordinate local law and the public interest test plan were available for inspection at Council's Customer Service Centres at Cleveland and Capalaba and on Council's internet site. Copies were available upon request. All key stakeholders (owners of rental accommodation with shared facilities) were advised in writing of the 21 day review period. No submissions were received.

This report recommends that the laws contain no redundant provisions. A Public Interest Test Report has been prepared and included as an attachment. The Public Interest Test Report recommends that, although each possible anticompetitive provision reviewed is an anti-competitive provision, each should be retained in the public interest.

## **RELATIONSHIP TO CORPORATE PLAN**

The recommendation primarily supports Council's strategic priority to build safe, strong and self reliant communities with access to community services, infrastructure and opportunities for participation in community life.

## **FINANCIAL IMPLICATIONS**

There are no financial implications.

## **PLANNING SCHEME IMPLICATIONS**

There are no Redlands Planning Scheme implications.

## **CONSULTATION**

Internal consultation has occurred with the Assessment Services Group. Assessment Services confirmed that no practical issues have arisen with implementation since the laws were approved in 2006 that indicate that there are any redundant provisions that need to be removed.

Community engagement including a Public Interest Test was undertaken as part of the review process. No submissions were received.

**OPTIONS****PREFERRED**

1. That pursuant to section 899C(1) of the Local Government Act 1993, Local Law No. 12 (Rental Accommodation with Shared Facilities) 2006 and Subordinate Local Law No. 12 (Rental Accommodation with Shared Facilities) 2006 have been reviewed and were found to contain no redundant provisions; and
2. That pursuant to section 891 of the *Local Government Act 1993*, Council implement the recommendations of the Public Interest Test Report, a copy of which is attached, in relation to *Local Law No. 12 (Rental Accommodation with Shared Facilities) 2006* and *Subordinate Local Law No. 12 (Rental Accommodation with Shared Facilities) 2006*.

**ALTERNATIVE**

There are no appropriate alternative options which allow Council to complete the local law review process for this local law.

**OFFICER'S/COMMITTEE RECOMMENDATION/  
COUNCIL RESOLUTION**

Moved by: Cr Murray

Seconded by: Cr Elliott

**That Council resolve as follows:**

1. That pursuant to section 899C(1) of the *Local Government Act 1993*, *Local Law No. 12 (Rental Accommodation with Shared Facilities) 2006* and *Subordinate Local Law No. 12 (Rental Accommodation with Shared Facilities) 2006* have been reviewed and were found to contain no redundant provisions; and
2. That pursuant to section 891 of the *Local Government Act 1993*, Council implement the recommendations of the Public Interest Test Report, a copy of which is attached, in relation to *Local Law No. 12 (Rental Accommodation with Shared Facilities) 2006* and *Subordinate Local Law No. 12 (Rental Accommodation with Shared Facilities) 2006*.

**CARRIED**

## 11 REDLAND WATER COMMITTEE 16/06/09 - RECEIPT AND ADOPTION OF REPORT

Moved by: Cr Henry  
Seconded by: Cr Reimers

That the Redland Water Committee Report of 16 June 2009 be received.

CARRIED

### 11.1 REDLAND WATER

#### 11.1.1 REDLAND WATER BUSINESS UNIT REPORT - MAY 2009

**Dataworks Filename:** WW Redland Water Committee  
WS Redland Water Committee

**Attachments:** [Business Unit Report - May 2009](#)  
[Appendix A – Wastewater treatment plants supplementary performance information](#)

**Responsible Officer Name:** Gary Soutar  
General Manager, Redland Water

**Author Name:** Gary Soutar  
General Manager, Redland Water

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#### EXECUTIVE SUMMARY

The Redland Water (RW) business unit report is presented to Council for noting. The report provides the business unit's performance for the month of May 2009 and covers financial and non-financial indicators for water and wastewater.

It is expected that, most of the time the report findings will be "business as usual". Where exceptions occur, these will be highlighted.

The report provides a regular opportunity for Council to consider the RW's performance and to respond to any exceptional reporting.

Council is provided with the option to accept the report or, accept it and request additional information or a review of performance.

#### PURPOSE

To report on the ongoing performance of the business unit against key performance indicators (KPIs).



## **BACKGROUND**

RW's performance plan identifies KPIs for which performance targets have been agreed with Council. Reporting is done each month through the RW committee.

## **ISSUES**

The report is provided to Council as a means of monitoring the performance of RW for the activities of water and wastewater.

The first part of the report comprises a "snapshot" of the business unit's achievement in meeting KPIs (year-to-date) and financial report card.

The report then provides specific financial report and commentary, capital expenditure (graphically) and a detailed customer overview.

The main body of the report focuses on actual levels of achievement against the KPIs for the month. Where exceptions have occurred and targets not met, an explanation is given as well as action taken to improve performance.

The report closes with a summary of the major issues for each group during the month.

## **RELATIONSHIP TO CORPORATE PLAN**

The recommendation primarily supports Council's strategic priority to provide and maintain water and wastewater services to sustain our community.

Providing this report also supports Council's Governance strategic priority to provide a clear organisational direction supported by effective leadership and a framework of policies, plans and strategies that are responsive to the community's needs and which promote accountable and ethical standards of practice.

## **FINANCIAL IMPLICATIONS**

There are no direct financial implications resulting from this report. Financial implications may result where Council requests a performance review or requests an increase in performance standards.

## **CONSULTATION**

Consultation has occurred with:

- Manager Treatment Operations, RW;
- Manager Customer Service & Business Performance, RW; and
- Senior Advisor, Financial Management, RW.

**OPTIONS****PREFERRED**

That Council resolve to accept the Redland Water business unit report for May 2009, as presented in the attachment.

**ALTERNATIVE**

That Council accepts the report and requests additional information or a review of performance.

**OFFICER'S/COMMITTEE RECOMMENDATION/  
COUNCIL RESOLUTION**

Moved by: Cr Henry  
Seconded by: Cr Reimers

**That Council resolve to accept the Redland Water business unit report for May 2009, as presented in the attachment.**

**CARRIED**

**11.2 GENERAL BUSINESS**

**11.2.1 WATER/SEWERAGE SUBSIDY**

**COMMITTEE RECOMMENDATION/  
COUNCIL RESOLUTION**

Moved by: Cr Henry  
Seconded by: Cr Reimers

**That Council notes with concern the media reports that the State Government intends to abolish the water/sewerage subsidy.**

**CARRIED**

## **12 PLANNING & POLICY COMMITTEE 17/06/09 - RECEIPT AND ADOPTION OF REPORT**

Moved by: Cr Ogilvie  
Seconded by: Cr Boglary

That the Planning & Policy Committee Report of 17 June 2009 be received.

CARRIED

### **12.1 PLANNING AND POLICY**

#### **12.1.1 TRANSPORT 2016 - UPDATE**

**Dataworks Filename:** RTT: Roads Traffic and Transport  
**Responsible Officer Name:** David Elliott  
Manager Infrastructure Planning  
**Author Name:** Janet Smith  
Advisor Transport Planning

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#### **EXECUTIVE SUMMARY**

This report provides an update on progress and implementation issues relating to the high priority actions in Council's Integrated Local Transport Plan, Transport 2016.

#### **PURPOSE**

To update Council on progress on the high priority actions in the Integrated Local Transport Plan, Transport 2016.

#### **BACKGROUND**

Transport 2016 is Council's Integrated Local Transport Plan. This document provides direction for alternative forms of transport and contains specific actions led by RCC, TransLink and the Department of Transport and Main Roads.

In 2007, the document went through a Mid-term review whereby all actions were reviewed for wording, feasibility and relevancy by each lead agency. As a part of this process a new set of High Priority Actions (HPA's) was created. These were endorsed by Council in February 2007 and it was resolved that reporting of progress on these actions be undertaken annually. The last review was June 2008, hence this review is 12 months from that date.

#### **ISSUES**

A summary of the High Priority Actions and their progress is outlined below.

Action Number	Action	Progress Update
HPA1	Develop Council's position on integrated public transport solution for Redlands including for Bay Islands.	Draft position paper has been developed and reviewed. A review of SMBI ILTP 2002 has commenced with the April 2009 travel survey. An Integrated Transport Strategy for the Redlands will be developed in 2009/10 – this will be at a higher strategic level than the Transport 2016 Plan and will provide a framework for delivery of 2016 Transport Plan actions.
HPA2	Develop Council's position on HOV (T2/T3) lanes and bus priority measures in state and council controlled roads for use in future road planning works in the Shire.	Stage 3 (draft final) report has been received. Attended recent SEQ HOV workshop and are awaiting the outcomes to ensure RCC's position is consistent with the Department of Transport's vision for South East Queensland.
HPA3	Implement travel demand management (TDM) projects.	Pilot TravelSmart program commencing June 2009 at Redland Bay State School.
HPA4	Identify short term measures for improving traffic flow in Redland Bay Road, Capalaba (recommendations from Capalaba CBD Traffic Improvement Study informing the Capalaba Master Plan). Local movement study commissioned for Capalaba CBD	Capalaba CBD Traffic Network Study has been undertaken in conjunction with Main Roads and TransLink. Outcomes from the study (e.g. closure of Redland Bay Road) have been used to inform the Capalaba CBD Master Plan. A Local Movement Study within the CBD itself is being commissioned to assess the impacts of traffic flows in the centre in the event of the full and partial closure of Redland Bay Road.
HPA5	In cooperation with Main Roads, investigate and gradually implement long term solution for traffic flow improvement in the road network around Capalaba Centre.	On-going discussions on the delivery of the outcomes of the Capalaba CBD Traffic Network Study will be held with Translink and the Department of Transport and Main Roads.

Other Council led actions have also been progressing via projects such as structure plans, road safety audits and the Redland Priority Infrastructure Plan.

#### Next Steps:

- Develop an Integrated Transport Strategy in 2009/10 which will provide a strategic framework for the future delivery of Transport 2016 actions.
- Conduct a mid-term review of Transport 2016 schedule in 2010/11.

**RELATIONSHIP TO CORPORATE PLAN**

The recommendation primarily supports Council's strategic priority to provide and maintain water, waste services, roads, drainage and support the provision of transport and waterways infrastructure.

**FINANCIAL IMPLICATIONS**

This progress update has no specific financial implications.

A bid to develop the Integrated Transport Strategy has been included in the 2009/10 budget.

**PLANNING SCHEME IMPLICATIONS**

The Land Use Planning Group was consulted and it is considered that the outcome of recommendations in this report will not require any amendments to the Redlands Planning Scheme.

**CONSULTATION**

Council maintains ongoing liaison with TransLink and Department of Transport and Main Roads.

**OPTIONS****PREFERRED**

Council resolve to note the progress in relation to the Transport 2016 High Priority Actions.

**ALTERNATIVE**

No alternative suggested.

**OFFICER'S/COMMITTEE RECOMMENDATION/  
COUNCIL RESOLUTION**

Moved by: Cr Ogilvie  
Seconded by: Cr Reimers

**That Council resolve to note the progress in relation to the Transport 2016 High Priority Actions.**

**CARRIED**

**12.1.2 PLANNING SCHEME POLICY - LAND FOR COMMUNITY FACILITIES**

**Dataworks Filename:** Community Facilities Infrastructure Charging  
**Attachment:** [Attachment 1 - Planning Scheme Policy](#)  
**Responsible Officer Name:** Roberta Bonnin  
Manager Community and Social Planning  
**Author Name:** Lacey Brown  
Strategic Adviser Social Planning

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**EXECUTIVE SUMMARY**

The proposed *Framework for Infrastructure Contributions (Land for Communities Facilities – Mainland)* planning scheme policy under the provisions of Schedule 3 of the *Integrated Planning Act 1997* has completed the public consultation period. No submissions were received.

It is recommended that Council adopt the planning scheme policy in accordance with Schedule 3 of *Integrated Planning Act 1997*.

**PURPOSE**

To resolve to adopt *Framework for Infrastructure Contributions (Land for Communities Facilities – Mainland)* planning scheme policy in accordance with Schedule 3 of the *Integrated Planning Act 1997*.

**BACKGROUND**

A strong community is a connected community with access to a full range of options required for a rich community life and an active attachment to place [Draft Strong Communities Framework (2009)]. Community facilities have an important role in strong communities.

At the General Meeting on 29 April 2009, Council resolved to make the *Framework for Infrastructure Contributions (Land for Communities Facilities – Mainland)* planning scheme policy and to undertake the relevant actions for notification and consultation in accordance with Schedule 3 of the *Integrated Planning Act 1997*. The intent of this policy is for new developments to pay their portion of the infrastructure costs associated with the acquisition of land for community facilities.

Under IPA legislation, all Councils in Queensland are required to undertake appropriate infrastructure planning studies and implement a Priority Infrastructure Plan (PIP) which details infrastructure improvements for a 15 year planning horizon. This policy is an interim measure until the adoption of the PIP.

## **ISSUES**

No public submissions were received. However, due to additional consultation with Assessment Services officers some minor changes are recommended. These include:

- Clearly stating that the policy applies to residential uses and deleting reference to integrated employment areas. This will be dealt with separately through structure plans and infrastructure agreements. Further work will investigate applying charges to commercial development in Centres as part of the priority infrastructure plan.
- Changing the equivalent residential rate in Table 2 for dual occupancy (from 0.3 to 0.6) to reflect the demands generated from this use.
- Additional explanatory statements where needed, including giving one credit for each existing lot in sites subject to new development.
- Minor change to the rate based on the land price index information from valuers (\$609 to \$632).
- Requiring the contribution to be monetary only, rather than entering into other arrangements.

## **RELATIONSHIP TO CORPORATE PLAN**

The recommendation primarily supports Council's strategic priority to build safe, strong and self reliant communities with access to community services, infrastructure and opportunities for participation in community life.

## **FINANCIAL IMPLICATIONS**

The proposed contribution charge per equivalent unit is \$632. At adoption of the planning scheme policy, the contribution amount will be included in Council's Fees and Charges Schedule to be increased by a land price index each year. The land price index for this contribution charge and other land based contributions will need to be reviewed annually by valuers.

Council will be required to contribute a portion of the land costs as it is not proposed to charge existing lots. Council's 10 year Capital Works Program provides a schedule of the community facility infrastructure projects.

## **PLANNING SCHEME IMPLICATIONS**

The Land Use Planning Group was consulted and it is considered that the outcome of recommendations in this report will result in possible amendments to the Redlands Planning Scheme, such as the provision of community purpose zoned land that is negotiated during planning processes for structure plans and master plans. This is consistent with the approach taken for the PIP.

## **CONSULTATION**

A public notice was placed in The Redland Times on Friday 1 May 2009. The consultation period finished on Friday 29 May 2009. No submissions were received. An article was placed in the Council snapshot column of The Bayside Bulletin on

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Tuesday 26 May 2009. Council issued a media release on the intent of the contribution charge but this has not been reproduced in the local papers.

Additional consultation has occurred with:

- Infrastructure Charges Schedule Coordinator – Michael Kriedemann
- Manager Land Use Planning – Wayne Dawson
- Principal Adviser Citywide Planning – Martin Hunt
- Manager Development Coordination – Bruce Appleton
- Senior Planner – Project Manager – Adam Webb
- Land Development Services Manager – Andrew Veres
- Senior Engineer Land Development – Richard Braithwaite
- Senior Development Assessment Engineer – Alberto Mantilla
- Development Assessment Officer Engineering – Juan Pardo Cortes

## OPTIONS

### PREFERRED

1. That Council resolve to adopt the Planning Scheme Policy – *Framework for Infrastructure Contributions (Land for Community Facilities – Mainland)* as attached; and
2. That the relevant actions for notification be undertaken in accordance with Schedule 3 of the *Integrated Planning Act 1997*.

### ALTERNATIVE

That Council wait for the implementation of the priority Infrastructure plan to commence charging for land for community facilities.

## OFFICER'S/COMMITTEE RECOMMENDATION/ COUNCIL RESOLUTION

Moved by: Cr Ogilvie  
Seconded by: Cr Reimers

**That Council resolve as follows:**

1. That Council adopt the Planning Scheme Policy – *Framework for Infrastructure Contributions (Land for Community Facilities – Mainland)* as attached; and
2. That the relevant actions for notification be undertaken in accordance with Schedule 3 of the *Integrated Planning Act 1997*.

**CARRIED**

### 12.1.3 REDLANDS RUGBY UNION CLUB UPGRADE

**Datworks Filename:** Redlands Rugby Union Club  
**Responsible Officer Name:** Roberta Bonnin  
Manager Community and Social Planning  
**Author Name:** Kristina Dickman  
Senior Adviser Sport & Recreation

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#### EXECUTIVE SUMMARY

Redlands Rugby Union Club plans to undertake an extensive upgrade to the change rooms and club facility at Judy Holt Fields to support participation in the sport. The Redlands Rugby Union project will cost approximately \$348,000 (excl GST). State Government have committed to contribute \$170,000 (GST excl), Redlands Rugby Union are committing to providing \$50,000 (Excl Gst).

Council has been asked to fund \$128,000 of project costs. These funds are available in Council's 2009-2010 Operational Budget.

Under Council's new Grants Policy, Council may fund major capital projects that have been identified in Council endorsed strategies and masterplans.

#### PURPOSE

The purpose of this report is to seek approval for the funding contribution from Council to be forwarded to the club as a grant.

#### BACKGROUND

The existing Rugby Union Clubhouse facility at Judy Holt Sportsfields was built in 1986 and is reaching the end of its useful life. Its change rooms and amenities are not of an adequate standard, it does not have dedicated medical and officials' rooms and it needs major refurbishment to respond to the Club's growth and to support increasing participation from juniors through to Premier Division. The need for this project and its ongoing planning have been in progress over several years in Council masterplanning studies and discussion with the Mayor, Councillors, Council Officers and the State Government.

This clubhouse extension project is identified as a high priority in the club's strategic plan to meet current and future requirements for the sport and is supported through the Judy Holt Sportsfields Masterplan (RCC 2004) and the Redlands Regional Sport Facility Plan (RCC 2008) which flags the facility and field development issues for the Redlands Rugby Union Club at Judy Holt Sportsfields.

The Redlands Regional Sport Facility Plan 2008 notes that: *"In developing the master plan for this site, it needs to incorporate sufficient dressing sheds, field alignment, training areas storage, field lighting and improved parking."* The Judy Holt

Sportsfields Masterplan (RCC 2004) is currently being revised in conjunction with the Judy Holt Landfill Remediation Planning Project Report (GHD 2008)

Redlands Rugby Union Club have worked collaboratively with Council and State Government for several years to develop a practical and achievable plan to undertake an extensive upgrade of the club facility at Judy Holt Sportsfields to support participation in the sport. The project includes upgraded change rooms and amenities for players, officials and spectators and will cost approximately \$348,000 (excl GST) for the works. To date the club has spent significant time and funds in the project planning and detailed design.

The project is scoped to commence works in the off season and has significant community benefit when works are completed. In delivering this project, the club will attract and support more participants and have a greater capacity to host Junior and Premier Division games and other events that ensure the economic viability of the club.

## ISSUES

State Government have awarded the Club \$170,000 (excl GST) under the Major Facilities Funding from Department of Communities. The Redlands Rugby Union Club is contributing \$50,000 to the project and requesting that Council contribute \$128,000 to the project. This funding has been identified in the Capital Works Budget for approximately 2 years as funding for a car park, however, in reviewing the needs of the club and in discussion with the Mayor and local Councillor the priority for capital works funding could be focussed on the upgrade of club facilities.

The Council contribution of \$128,000 is essential for project to be delivered. The project requires that the funds are made available at time critical points in the project to ensure sufficient cash flow. The proposed payment method is:

Payment	Percentage	Amount	Approximate date
First instalment	30%	\$38,400	Week 4
Second instalment	50%	\$64,000	Week 10
Final instalment	20%	\$25,600	Week 16

## RELATIONSHIP TO CORPORATE PLAN

The recommendation primarily supports Council's strategic priority to build safe, strong and self reliant communities with access to community services, infrastructure and opportunities for participation in community life.

## FINANCIAL IMPLICATIONS

The funding was allocated in the 2008/09 Capital Works program and was carried forward to the 2009/10 Operational Budget at Q3 2009 to ensure the funds would be available for the project in keeping with the guidelines of the new grants policy relating to major capital works projects.

Carpark works at Judy Holt Sportfields are staged across the 10 Year Capital Works program and will be undertaken once their location and design have been determined through the review of the Judy Holt Masterplan and the remediation program.

### **PLANNING SCHEME IMPLICATIONS**

The Land Use Planning Group was consulted and it is considered that the outcome of recommendations in this report will not require any amendments to the Redlands Planning Scheme.

### **CONSULTATION**

Significant consultation, both internally and external to Council, has occurred during the development of this project.

#### **Internal:**

- Mayor – Melva Hobson
- Division Councillor – Cr Kathy Reimers
- Manager Land Use Planning - Wayne Dawson
- Property Services Manager – Merv Elliott
- Environmental Protection - Deluna Lawrence
- Senior Planner Development Assessment – Chris Vize
- Finance Officer – Grant Tanham-Kelly
- Sport and Recreation Officer - Gene Rogers
- Parks and Conservation Manager – Neil Kesur

#### **External:**

- Department of Communities – Leigh Habner, Adviser Sport and Recreation
- Department of Communities – Warren Bolton, Senior Development Officer Sport and Recreation
- Redlands Rugby Union Club – Executive Committee

### **OFFICER'S/COMMITTEE RECOMMENDATION/ COUNCIL RESOLUTION**

Moved by: Cr Reimers  
Seconded by: Cr Townsend

**That Council resolve to approve the grant of \$128,000 from the 2009/10 Operational Budget to Redlands Rugby Union for the for the proposed club facility upgrade.**

**CARRIED**

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#### 12.1.4 NOMINATION OF REPRESENTATIVES FOR REGIONAL DEVELOPMENT AUSTRALIA

**Datworks Filename:** ED Planning – Regional Development  
**Responsible Officer Name:** Alan Burgess  
Manager Economic Development  
**Author Name:** Alan Burgess  
Manager Economic Development

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#### EXECUTIVE SUMMARY

In Queensland, the Regional Development Australia (RDA Qld) network is replacing the Australian Government's 12 Area Consultative Committees (ACC). The RDA network will ensure improved communication between the people of Queensland and all levels of government.

The new RDA network will build on the success of Area Consultative Committees, but will take on a broader role providing input into national and state programs and help governments connect with local communities.

Each RDA committee will be made up of ten members. This will include a chair, a deputy chair, and eight standing members. Of these ten members, each committee will include at least two local government representatives. RDA committee chairs and members are voluntary positions. However, there will be reimbursement of incurred expenses.

Expressions of interest are currently being sought and will close on 22 June, for the Queensland RDA committees. Nomination to the RDA committees is open to all members of the community. Committee members will be drawn from the community, business and local government to reflect the economic, social and cultural diversity of the region. Committee members will collectively have a strong understanding of the economic, social and environmental opportunities and challenges facing regional communities.

It is recommended the Mayor and Manager Economic Development be nominated as representatives of the Logan/Redland RDA Committee.

#### PURPOSE

The purpose of this report is to seek Council endorsement for the nomination of the Mayor and Manager Economic Development to the Logan/Redland RDA Committee.

#### BACKGROUND

On 14 May 2009, the Australian Government Parliamentary Secretary for Regional Development and Northern Australia, Gary Gray, and the Queensland Premier and Minister for the Arts, Anna Bligh, signed a Memorandum of Understanding (MOU) on behalf of the Australian and Queensland Governments. The MOU sets out the

arrangements for the creation of a new joint Commonwealth-State regional development network to implement a more strategic and responsive approach to regional development.

In Queensland, the Regional Development Australia (RDA Qld) network is replacing the Australian Government's 12 Area Consultative Committees. The RDA network will ensure improved communication between the people of Queensland and all levels of government.

## **ISSUES**

Local Government representation on the committees will ensure that the three levels of government work in partnership to benefit local communities and find local solutions.

The new RDA Committees will be located in:

- Far North Queensland and Torres Strait;
- Townsville and North West Queensland;
- Mackay/Whitsunday;
- Fitzroy and Central West, Wide Bay Burnett;
- Darling Downs and South West;
- Sunshine Coast;
- Moreton Bay;
- Brisbane City;
- Logan and Redlands;
- Ipswich and West Moreton; and
- Gold Coast.

RDA Committees will be non-profit community-based incorporated associations which will work to advance regional development priorities and retain jobs. The committees will also support community engagement, regional planning, whole-of-government activities, government programs and community development.

RDA Chairs and members will be expected to contribute their time and energy and have a personal commitment to working in partnership with government for the benefit of their local and regional communities. Each RDA Committee will receive annual operational funding from the Australian Government. RDA Committees will use this funding for approved committee projects, to employ staff to undertake administrative operations and to implement its charter.

RDA Committees will assist the Australian, Queensland and local governments by taking on a broad role to:

- provide advice to governments about regional issues;
- provide strategic input into national and state programs;
- provide information to regional communities and local governments on national and state government initiatives;

- help coordinate regional planning and regional development initiatives; and
- work closely with local governments, community organisations and other regional organisations.

In particular, RDA Committees will play a strong role to promote economic and employment growth in regional Queensland.

Appointees to RDA Committees are expected to represent the broad interests of the region, rather than those of any particular organisation(s), and must be available for participation in committee meetings and activities. Committee members will be drawn from a cross section of regional communities. Committee members are required to be people of good character who reflect accepted standards of community behaviour.

Appointments will be made jointly by the Australian Government Parliamentary Secretary for Regional Development and Northern Australia and the Queensland Minister for Rural and Regional Queensland (the Ministers).

Committee members will serve on a voluntary basis, with no sitting fees payable, though reimbursement for reasonable travel expenses may be available. Chairs and Deputy Chairs will be appointed for a fixed term of two years.

Committee members will serve for either two or four year terms. At the end of the term, members may stand down or renominate for another term.

RDA Committees will consist of approximately 10 members. Each committee will include at least two local government representatives.

The Manager Economic Development has for many years been a Committee member with the Greater Brisbane Area Consultative Committee (GBACC). The Mayor has also been involved with the ACC for over a year now.

Both the Mayor and Manager Economic Development fit the requirements for potential membership of the newly formed Logan/Redland RDA.

## **RELATIONSHIP TO CORPORATE PLAN**

The recommendation primarily supports Council's strategic priority to enhance employment participation and the community's standard of living through encouraging economic development opportunities.

## **FINANCIAL IMPLICATIONS**

There are no financial implications for the recommendation of this report.

## **PLANNING SCHEME IMPLICATIONS**

The Land Use Planning Group was consulted and it is considered that the outcome of recommendations in this report will not require any amendments to the Redlands Planning Scheme.

**CONSULTATION**

Mayor's Office, CEO and GM P&P were consulted in the development of this report.

**OPTIONS****PREFERRED**

That Council resolve to endorse the nominations of the Mayor and Manager Economic Development to the Logan/Redland Regional Development Australia Committee.

**ALTERNATIVE**

That Council resolve to endorse the nomination of the Mayor to the Logan/Redland Regional Development Australia Committee.

**OFFICER'S RECOMMENDATION**

That Council resolve to endorse the nominations of the Mayor and Manager Economic Development to the Logan/Redland Regional Development Australia Committee.

**COMMITTEE RECOMMENDATION/  
COUNCIL RESOLUTION**

Moved by: Cr Ogilvie  
Seconded by: Cr Reimers

**That Council resolve to endorse the nominations of the Mayor, or her proxy, and Manager Economic Development to the Logan/Redland Regional Development Australia Committee.**

**CARRIED**



## **12.2 GENERAL BUSINESS**

### **12.2.1 HOV/T2 TRANSIT LANES**

#### **COMMITTEE RECOMMENDATION/ COUNCIL RESOLUTION**

Moved by: Cr Ogilvie  
Seconded by: Cr Reimers

- 1. That Council investigate the provision of HOV/T2 lanes on Quarry/Rickertt Roads between Birkdale Road and Tingalpa Bridge; and**
- 2. That Council request DMR to investigate HOV/T2 lanes on Boundary Road between Cleveland-Redland Bay Road and Taylor Road.**

**CARRIED**

### **12.2.2 UPGRADE OF MORETON BAY ROAD AND MT COTTON ROAD INTERSECTION**

#### **COMMITTEE RECOMMENDATION/ COUNCIL RESOLUTION**

Moved by: Cr Williams  
Seconded by: Cr Elliott

**That Council write to the Department of Main Roads requesting them to provide timely advice on the design options and proposed construction timeframe for the upgrade of Moreton Bay Road and Mt Cotton Road intersection.**

**CARRIED**

### **12.2.3 FLOURIDATION UPDATE**

#### **COMMITTEE RECOMMENDATION/ COUNCIL RESOLUTION**

Moved by: Cr Williams  
Seconded by: Cr Henry

**That the Chief Executive Officer follow-up on the previous resolution on the fluoridation issue and that the response be tabled.**

**CARRIED**

**12.2.4 REGIONAL SPORTING FACILITY****COMMITTEE RECOMMENDATION/  
COUNCIL RESOLUTION**

Moved by: Cr Ogilvie  
Seconded by: Cr Reimers

That Council officers prepare a report regarding investigating acquisition of land for Regional Sporting Facility in the major development area south of Boundary Road.

**CARRIED**

**12.2.5 COST SHARING OF WORKS****COMMITTEE RECOMMENDATION/  
COUNCIL RESOLUTION**

Moved by: Cr Henry  
Seconded by: Cr Boglary

That Council write to the Minister indicating that without an indication of the design documentation and estimates for the proper infrastructure improvements (traffic, car parking access, intersection improvement, tree removal offsets) Council will not commit to cost sharing of the works at the Private Public Partnership Thornlands State School (cnr Ziegenfusz Road and Vintage Drive).

**CARRIED**

## 12.3 CLOSED SESSION

### MOTION TO CLOSE COMMITTEE MEETING

The Committee meeting was closed to the public to discuss item 12.3.1 under the *Local Government Act 1993* Section 463(1)(h) *other business for which a public discussion would be likely to prejudice the interests of the local government or someone else, or enable a person to gain a financial advantage.*

The Committee meeting was again opened to the public.

#### 12.3.1 PRIORITY LAND ACQUISITIONS FOR THE SMBI OPEN SPACE PLAN

**Datworks Filename:** SMBI Open Space Plan  
**Responsible Officer Name:** Gary Photinos  
Manager, Environmental Management Group  
**Authors Name:** Angela Wright  
Senior Advisor, Open Space Planning

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### EXECUTIVE SUMMARY

The SMBI Open Space Plan has been in an implementation phase since March 2007.

The report summarises the progress to date of the implementation strategy and makes further recommendations for proceeding with future acquisition of lots.

The list which is put forward in the report is a consolidation of the work undertaken to date by the Property Services Group and indicates property owner responses, a range of acquisition methods that are recommended and a priority order based on the original criteria of the SMBI Open Space Plan.

### PURPOSE

That Council resolve to acquire land in accordance with the priority land acquisition list prepared for the Southern Moreton Bay Islands (SMBI) Open Space Plan. That Council resolve to delegate to the CEO approval to use a range of land acquisition methods based on priority, risk, opportunity and available funding, including land exchange, purchase and compulsory acquisition.

### BACKGROUND

- In 2004, the Redlands Open Space Plan 2004-2016 provided Council with supply and demand projections for open space for the entire City.
- In 2005, the recommendations of the Redlands Open Space Plan 2004-2016 were reflected in the proposed zoning of land on the SMBI in the draft Redlands Planning Scheme.

- In 2006, in response to submissions received within the public exhibition period of the RPS, Council committed to undertake a more detailed investigation of the open space on the Southern Moreton Bay Islands.
- In March 2007, Council adopted the SMBI Open Space Plan and the land acquisition strategy. These documents provided the details and priorities of all the parcels of land that Council should retain, acquire and develop as recreational areas on the Southern Moreton Bay Islands. The acquisition strategy was entirely based on land exchanges of vacant Council land of similar size and value suitable for residential purposes.
- In May 2007, Council resolved to supplement the land acquisitions outlined in the SMBI Open Space Plan with an additional land acquisition at 23 Nicholas Street, Russell Island for future sports field development.
- In July 2007, Council adopted the SMBI capital reserve to accelerate the delivery rate of planned capital works, including land purchases for community, recreation and open space on the SMBI.
- From 2007 to 2009, Council has been acquiring land for open space purposes exclusively through the land exchange program with successful outcomes; however it is now time to finalise and consolidate some sites with a direct land acquisition and in some instances proceed to compulsory acquisition through resumption.
- In 2008 Council resolve to acquire by purchase several lots on East Coast Road where the land exchange process was exhausted.

## ISSUES

### SMBI OPEN SPACE PLAN 2006

#### OVERVIEW OF THE PLAN

The SBMI open space plan allowed Council to address the open space planning shortfall on the Islands for the foreseeable future and provide a priority setting for the development of the parkland.

#### PRIORITIES OF THE PLAN

The following features were sought in identifying and prioritising sites for future recreational and park sporting parks:

- Access to the water
- Ability to utilise and consolidate Council owned land parcels and or road reserves (to minimise land acquisition costs) into parks preferably of a minimum 0.5 hectares size or larger.
- Ability to create a nexus with other community infrastructure or commercial precincts
- Accessible areas with good visibility and frontage to collector roads
- Equitable special distribution of public recreation land across each Island
- Relatively clear sites allowing for development for recreation or sport with minimal additional vegetation loss.

A total of 58 sites were identified (in the plan & subsequent resolution of Council May 2007 to acquire the Nicholas Street Property), 32 of these sites required acquisition of privately owned land in order to achieve public recreation and land outcomes.

#### LAND ACQUISITION STRATEGY

#### **LAND EXCHANGE PROGRAM HAS BEEN IN PLACE FOR 2 YEARS.**

The land acquisition strategy adopted by Council in 2007 was to acquire all privately owned lands identified in the plan by exchanging Council owned SMBI residential lots, rather than purchasing. Council has now approached a large number of land owners where Council wished to acquire their property to discuss the possibility of exchanging their lot for a Council owned SMBI residential lot similar size and value. Many owners have not yet responded.

#### **OUTCOMES OF THE LAND EXCHANGE PROGRAM**

Analysis of the implementation of the SMBI Open Space Plan including the land exchange program and acquisitions to date has shown that 57% of the recommendations have been achieved to date.

#### REVISED SMBI OPEN SPACE PLAN LAND ACQUISITION STRATEGY JUNE 2009

#### **SMBI CAPITAL RESERVE**

When the original land acquisition strategy was adopted it was prior to the establishment of the SMBI Capital Reserve. The SMBI Capital Reserve Policy has now established a funding source for future land acquisitions to proceed where land exchange has not been successful. The 10 year forward planning model for the SMBI reserve has allocated \$2 million dollars over 5 years commencing 09/10 for the acquisition of land for future open space on SMBI.

#### **LAND PARCELS REMAIN TO ON THE LAND EXCHANGE PROGRAM**

It is proposed that a large number of privately owned lots identified for acquisition that are listed in the open space plan should be acquired if possible through the continuation of the land exchange program including land required to consolidate an entire site as parkland.

#### **LAND PARCELS TO BE ACQUIRED BY DIRECT PURCHASE OR COMPULSORY ACQUISITION**

A number of land parcels are recommended to now be acquired through direct purchase with funds from the SMBI Capital Reserve. Should a purchase not be successful these parcels should be acquired through compulsory acquisition under the Acquisition of Land Act

#### **Land parcels to be acquired by any method commencing with land exchange**

There remains a large number of property owners (mostly those who RCC only required part of their lot) who have not been approached as yet and a large number where RCC has had no response. It is recommended that Council continue to pursue acquiring these lots by land exchange and use the priority list to determine the order in which to pursue them. Should the owners decline the offer of exchange the revised SMBI Acquisitions Action Plan recommends in order of priority acquiring these lots by direct purchase and in many cases them by compulsory acquisition under the Acquisition of Land Act.

**WITHDRAWAL OF SOME PRIVATELY OWNED LANDS FROM THE OPEN SPACE PLAN**

A number of identified lots have been used as part of the land exchange process thus rendering the proposed site for a new park redundant. These lots and sites should be removed from the Plan.

**ADDITIONAL LOTS PROPOSED.**

Site 16 Additional Lots (as per confidential revised land acquisition strategy attachment) proposed to be acquired to consolidate all land parcels at this site and propose road closure when all land acquisitions have been completed.

**SMBI OPEN SPACE PLAN REVISION AND RECOMMENDATIONS**

An assessment has been undertaken of the program of land acquisitions for open space purposes and revised. The priorities have remained as per the original report and the preferred methods for acquisition have been discussed and recommended. The detailed list of properties is attached as a confidential document due to properties listed where owners have not been advised as yet.

**Summary Table**

<b>No. of <u>lots</u> already acquired</b>	<b>No. of <u>lots</u> still to acquire</b>	<b>No. of <u>lots</u> to remove from plan</b>
21 (19 land exchange & 2 purchase)	55	7
<b>No. of <u>Parks</u> proposed in plan</b>	<b>No. of <u>Parks</u> achieved to date</b>	<b>No. of <u>Parks</u> in development</b>
57	32	7
<b>New number of <u>Parks</u> recommended in plan</b>	<b>No. of <u>Parks</u> still to acquire in total</b>	<b>No. of <u>Parks</u> removed from plan</b>
53	21	4

**SMBI Open Space Plan Recommended Acquisition Actions Summary List**

<b>Number of Lots</b>	<b>Priority</b>	<b>Acquisition Actions</b>
12	Low	Acquire through land exchange
1	Moderate	Acquire through land exchange
1	Very high	Acquire through purchase
2	Very high	Acquire by compulsory acquisition
1	High	Land exchange and if unsuccessful purchase
1	Low	Land exchange and if unsuccessful purchase
11	<i>Very high</i>	Land exchange or purchase, if unsuccessful compulsory acquisition by resumption using the

Number of Lots	Priority	Acquisition Actions
		<i>Acquisition of Land Act 1967</i>
17	High	Land exchange or purchase, if unsuccessful compulsory acquisition by resumption using the <i>Acquisition of Land Act 1967</i>
1	Low	Land exchange or purchase, if unsuccessful compulsory acquisition by resumption using the <i>Acquisition of Land Act 1967</i>
5	Very high	Purchase and if unsuccessful compulsory acquisition by resumption using the <i>Acquisition of Land Act 1967</i>
3	High	Purchase and if unsuccessful compulsory acquisition by resumption using the <i>Acquisition of Land Act 1967</i>
5		Remove from plan
2		Remove from plan and rezone to SMBI residential

### RELATIONSHIP TO CORPORATE PLAN

The recommendation primarily supports Council's strategic priority to build safe, strong and self reliant communities with access to community services, infrastructure and opportunities for participation in community life.

### FINANCIAL IMPLICATIONS

The land exchange program for medium to low priority lands incurs a minimal cost of conveyancing and state government charges. The acquisition program by purchase and compulsory acquisition will be fund from the SMBI Capital Reserve over the next 5 years at an estimated cost of \$2 million.

The market values which Council obtained from the Valuer in late 2007 for these properties may now be less due to the downturn in the market. The properties will need revaluations to the present date if Council wishes to continue purchasing, resuming and land exchanging blocks. It is premature to get further valuations prior to Council making a decision on the contents of the report.

It is recommend that Council purchase/resume the recommended properties at market value, and the land exchange offers are for Council land of similar value.

### PLANNING SCHEME IMPLICATIONS

Two properties will need to be zoned to SMBI Residential from Open Space. Acquired properties will need to be rezoned to Open Space in future amendments to the Redlands Planning Scheme.

### CONSULTATION

This report has been done with the full support and assistance of Council's Property Office.

The Senior Advisor for Sport and Recreation was also consulted regarding future acquisitions for sporting land.

Councillor for Division 5 has been involved in discussions with Officers during the development of the report and is supportive of the report coming to Council.

## OPTIONS

### PREFERRED

- To adopt and implement the Revised SMBI Open Space Plan Land Acquisition Strategy June 2009 summarised as follows:

Strategy Sites Numbers	Priority	Acquisition Actions
Sites: 3, 13, 54	Low	Acquire through land exchange
Site 37	Medium	Acquire through land exchange
Site 17	Very high	Acquire through purchase
Site 4	Very high	Acquire by compulsory acquisition (resumption) under the <i>Acquisition of Land Act 1967</i>
Sites 40	High	Land exchange and if unsuccessful purchase
Site 38	Low	Land exchange and if unsuccessful purchase
Sites 20, 23,	Very high	Land exchange or purchase, if unsuccessful compulsory acquisition (resumption) under the <i>Acquisition of Land Act 1967</i>
Sites 16 (some lots), 30, 49, 51, 53, 57	High	Land exchange or purchase, if unsuccessful compulsory acquisition (resumption) under the <i>Acquisition of Land Act 1967</i>
Site 55	Low	Land exchange or purchase, if unsuccessful compulsory acquisition (resumption) under the <i>Acquisition of Land Act 1967</i>
Sites 15	Very high	Purchase and if unsuccessful compulsory acquisition (resumption) under the <i>Acquisition of Land Act 1967</i>
Sites 16 (some lots)	High	Purchase and if unsuccessful compulsory acquisition (resumption) under the <i>Acquisition of Land Act 1967</i>
Sites 26, 43, 45		Remove from plan
Sites 19 & part 42		Remove from plan and rezone to SMBI residential
Site 50		Close Enderley Ave and Willandra Ave



2. That recommended lots be acquired through land exchange, purchase or compulsory acquisition (resumption) under the Acquisition of Land Act 1967 for park purposes;
3. That Council acquire lands for park purposes as specified in the Revised SMBI Open Space Plan Land Acquisition Strategy June 2009;
4. That the Chief Executive Officer be delegated authority under Section 36(2)(b) of the Local Government Act 1993 to negotiate the purchase price at fair market value; and
5. That the Revised SMBI Open Space Plan Land Acquisition Strategy June 2009 remain confidential until negotiations for acquisition on specific lots are finalised.

#### ALTERNATIVE

That Council continue to acquire the lots as listed in the SMBI Open Space Plan May 2004 by land exchange and bring reports to Council when it is deemed necessary to purchase individual lots or groups of lots that make up a whole site (park).

#### OFFICER'S RECOMMENDATION

That Council resolve as follows:

1. To adopt and implement the Revised SMBI Open Space Plan Land Acquisition Strategy June 2009 summarised as follows:

Strategy Sites Numbers	Priority	Acquisition Actions
Sites: 3, 13, 54	Low	Acquire through land exchange
Site 37	Medium	Acquire through land exchange
Site 17	Very high	Acquire through purchase
Site 4	Very high	Acquire by compulsory acquisition (resumption) under the <i>Acquisition of Land Act 1967</i>
Sites 40	High	Land exchange and if unsuccessful purchase
Site 38	Low	Land exchange and if unsuccessful purchase
Sites 20, 23,	Very high	Land exchange or purchase, if unsuccessful compulsory acquisition (resumption) under the <i>Acquisition of Land Act 1967</i>
Sites 16 (some lots), 30, 49, 51, 53, 57	High	Land exchange or purchase, if unsuccessful compulsory acquisition (resumption) under the <i>Acquisition of Land Act 1967</i>
Site 55	Low	Land exchange or purchase, if unsuccessful compulsory acquisition (resumption) under the <i>Acquisition of Land Act 1967</i>
Sites 15	Very high	Purchase and if unsuccessful compulsory acquisition (resumption) under the <i>Acquisition of Land Act 1967</i>
Sites 16	High	Purchase and if unsuccessful compulsory

Strategy Sites Numbers	Priority	Acquisition Actions
(some lots)		acquisition (resumption) under the <i>Acquisition of Land Act 1967</i>
Sites 26, 43, 45		Remove from plan
Sites 19 & part 42		Remove from plan and rezone to SMBI residential
Site 50		Close Enderley Ave and Willandra Ave

2. That recommended lots be acquired through land exchange, purchase or compulsory acquisition (resumption) under the Acquisition of Land Act 1967 for park purposes;
3. That Council acquire lands for park purposes as specified in the Revised SMBI Open Space Plan Land Acquisition Strategy June 2009;
4. That the Chief Executive Officer be delegated authority under Section 36(2)(b) of the Local Government Act 1993 to negotiate the purchase price at fair market value; and
5. That the Revised SMBI Open Space Plan Land Acquisition Strategy June 2009 remain confidential until negotiations for acquisition on specific lots are finalised.

#### **COMMITTEE RECOMMENDATION/ COUNCIL RESOLUTION**

Moved by: Cr Townsend

Seconded by: Cr Boglary

**That Council resolve as follows:**

1. **To adopt and implement the amended Revised SMBI Open Space Plan Land Acquisition Strategy June 2009 summarised as follows:**

Strategy Sites Numbers	Priority	Acquisition Actions
<b>Sites: 3, 13, 54</b>	<b>Low</b>	<b>Acquire through land exchange</b>
<b>Site 37</b>	<b>Medium</b>	<b>Acquire through land exchange</b>
<b>Site 17</b>	<b>Very high</b>	<b>Acquire through purchase</b>
<b>Site 4</b>	<b>Very high</b>	<b>Acquire by compulsory acquisition (resumption) under the <i>Acquisition of Land Act 1967</i></b>
<b>Sites 40</b>	<b>High</b>	<b>Land exchange and if unsuccessful purchase</b>
<b>Site 38</b>	<b>Low</b>	<b>Land exchange and if unsuccessful purchase</b>
<b>Sites 20, 23,</b>	<b>Very high</b>	<b>Land exchange or purchase, if unsuccessful compulsory acquisition (resumption) under the <i>Acquisition of Land</i></b>

Strategy Sites Numbers	Priority	Acquisition Actions
		<i>Act 1967</i>
Sites 16 (4 lots), 30, 49, 51, 53	High	Land exchange or purchase, if unsuccessful compulsory acquisition (resumption) under the <i>Acquisition of Land Act 1967</i>
Site 55	Low	Land exchange or purchase, if unsuccessful compulsory acquisition (resumption) under the <i>Acquisition of Land Act 1967</i>
Sites 15	Very high	Purchase and if unsuccessful compulsory acquisition (resumption) under the <i>Acquisition of Land Act 1967</i>
Sites 16 (7 lots) 57	High	Purchase and if unsuccessful compulsory acquisition (resumption) under the <i>Acquisition of Land Act 1967</i>
Sites 26, 43, 45		Remove from plan
Sites 14, 19 & part 42		Remove from plan and rezone to SMBI residential
Site 50		Close Enderley Ave and Willandra Ave

2. That recommended lots be acquired through land exchange, purchase or compulsory acquisition (resumption) under the *Acquisition of Land Act 1967* for park purposes;
3. That Council acquire lands for park purposes as specified in the Revised SMBI Open Space Plan Land Acquisition Strategy June 2009;
4. That the Chief Executive Officer be delegated authority under Section 36(2)(b) of the *Local Government Act 1993* to negotiate the purchase price at fair market value; and
5. That the Revised SMBI Open Space Plan Land Acquisition Strategy June 2009 remain confidential until negotiations for acquisition on specific lots are finalised.

#### **CARRIED**

A division was called for.

Crs Reimers, Murray, Elliott, Williams, townsend, Henry, Ogilvie, Boglary and Bowler voted in the affirmative.

Cr Burns voted in the negative.

Cr Hobson was absent from the meeting.

The motion was declared by the Deputy Chair as **CARRIED**.

## 12.4 FURTHER GENERAL BUSINESS

### 12.4.1 SUBMISSIONS TO LGAQ CONFERENCE

General discussion took place on Council submissions to the LGAQ conference.

#### COUNCIL RESOLUTION

Moved by: Cr Henry  
Seconded by: Cr Boglary

1. That Redland City Council foreshadows its intention over the next 12 months to lobby state and national peak bodies and governments regarding the imperatives of sustainable population growth and the need to commit to research and policy development at State and National levels with a focus on ensuring that population growth and distribution is planned in accordance with the sustainable use of the Nation's natural resources and environment; and
2. That Redland City Council puts the following motion to the 2009 LGAQ Conference;

*"That LGAQ acknowledges the imperatives of sustainable population growth and from a statewide perspective, commits to research and advocacy at state and national levels with a focus on ensuring that population growth and distribution is planned in accordance with the State's natural resources and environment."*

#### CARRIED

A division was called for.

Crs Reimers, Murray, Elliott, Townsend, Henry, Ogilvie, Boglary and Bowler voted in the affirmative.

Crs Burns and Williams voted in the negative.

Cr Hobson was absent from the meeting.

The motion was declared by the Deputy Mayor as **CARRIED**.

### 13 FINANCE AND CORPORATE MANAGEMENT COMMITTEE 17/06/09 - RECEIPT AND ADOPTION OF REPORT

Moved by: Cr Townsend  
Seconded by: Cr Reimers

That the Finance and Corporate Management Committee Report of 17 June 2009 be received.

CARRIED

#### 13.1 CORPORATE SERVICES

##### 13.1.1 MAY 2009 – MONTHLY FINANCIAL REPORTS

**Dataworks Filename:** Monthly Financial Reports to Committee  
**Attachment:** [EOM Financial Reports – May 2009](#)  
**Responsible Officer Name:** Kerry Phillips  
Manager Financial Services  
**Author Name:** Deborah Hall  
Finance Officer

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#### EXECUTIVE SUMMARY

Section 528(1) of the *Local Government Act 1993* requires that Council's statement of accounts be presented at an ordinary monthly meeting.

The attachments to this report present the May 2009 financial statement of accounts to Council and provide detailed analytical commentary. The revised budget figures in the attachment are following the recent third quarter budget review.

All of the seven Key Financial Performance Indicators once again exceeded targets set at the beginning of the financial year. These are:

- level of dependence on general rate revenue;
- ability to pay our bills – current ratio;
- ability to repay our debt – debt servicing ratio;
- cash balance;
- cash balances – cash capacity in months;
- longer term financial stability – debt to assets ratio; and
- operating performance.

Council's end of month operating financial result (Earnings Before Interest, Tax and Depreciation – EBITD) is ahead of budget by \$4.2 million, with operating expenditure favourable by \$5.7 million and operating revenue unfavourable by \$1.6 million. The

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underspend in operating expenditure is mainly due to uncompleted projects across council although \$0.8 million is attributable to savings in operational employee costs due to vacancies in the main.

Major underspends in operational goods and services include \$2.1 million across the Planning and Policy Department. Of particular note, two projects that have contributed to this underspend include \$220,000 Planning Studies and \$200,000 Landfill site investigations program. Underspends across other departments include \$1.9 million Operations and Maintenance contractors; \$426,000 computer software and hardware maintenance contractor and consultant costs; and \$215,000 Redland Water contractors and consultants. The inclement weather in the last quarter of the year has impacted on operational jobs and is a factor in the Operations and Maintenance contractors \$1.9 million underspend above.

The cash flow position for the year is ahead of original forecast levels by \$22.3 million, although council started the year with \$9.1 million more than was originally budgeted. The cash held is ahead of the target range of \$32 million to \$42 million at \$93.9 million. The large increase in cash since the previous period is due to the receipt of rates monies in May and the variance to budget is due to phasing and substantial non-completion of operational and capital projects.

The capital works program is 19% or \$7.8 million under revised year to date budget. Major underspends at the reporting date include \$560,000 Conservation land acquisition; \$956,000 Fleet plant ordered not delivered; \$1.3 million Bus stops and lay bys; \$234,000 Water reticulation including meter replacement; \$360,000 Scalping program and \$190,000 pump station six, although advice has been received that these variances will diminish by year-end. Internal refurbishment costs of \$297,000 are a permanent favourable variance.

## **PURPOSE**

The purpose is to present the May 2009 report to Council and explain the content and analysis of the report. Section 528 of the *Local Government Act 1993* requires the Chief Executive Officer of a local government to present statements of its accounts to the local government.

## **BACKGROUND**

The Corporate Plan contains a strategic priority to ensure the long term financial viability of Redland City and provide public accountability in financial management. For organisational effectiveness, it is important that Council receive and understand the monthly financial statements.

## **ISSUES**

The following elements, shown in the attachments, comprise the End of Month Financial Reports for May 2009:

**Corporate Financial Report Card (A)**

- Operating Revenue compared with Budget;
- General Operating Costs compared with Budget;
- Capital Expenditure compared with Budget;
- Cash Position; and
- Employee Costs compared with Budget.

**Report Card Analysis (B)**

Classifies variances between revised budget and actual results as being either timing or permanent variances as well as favourable or unfavourable. Timing variances are anticipated to disappear once 30 June 2009 figures are produced. Permanent variances imply the variance will remain into the next financial year.

**Council Financial Report 1 (C)**

Shows the percentage variance of year to date actual results compared with year to date budget by colour indicators.

**Council Financial Report 2 (D)**

Shows year to date actual results compared with annual and year to date budgets. This report has a brief commentary on all year to date variances greater than \$20,000.

An **Operational Statement by Strategic Priority (E)**; a **Balance Sheet (F)**, an **Investment Summary (G)**, a **Statement of Cash Flows (H)**, **Financial Stability Ratios Report (I)**, a **Community Benefit Fund Report (J)**, and a **Fuel Consumption Report (K)** have been included to provide the complete picture of Council's finances.

**RELATIONSHIP TO CORPORATE PLAN**

The recommendation in this report primarily supports Council's strategic priority to support the organisation's capacity to deliver services to the community by building a skilled, motivated and continually learning workforce, ensuring assets and finances are well managed, corporate knowledge is captured and used to best advantage, and that services are marketed and communicated effectively.

**FINANCIAL IMPLICATIONS**

The overall financial position as at the end of May 2009 remains strong with EBITD of \$44.3 million (\$4.2 million ahead of budget). This result is due to total operating revenue of \$161.1 million (\$1.6 million behind budget) and total operating costs of \$116.8 million (favourable variance of \$5.7 million).

*Operating Revenue*

Rates and utility charges are unfavourable by \$0.3 million, in the main due to credits held and tradewaste. Fees and charges are under budget by \$1.6 million due in the main to timing as some reductions at the third quarter budget review were entered

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into period twelve. Operating grants and subsidies is ahead of budget by \$80,000; this variance is expected to diminish by year-end. Other revenue is favourable by \$0.3 million due in the main to recycling revenue, private works and immunisation funding.

#### *Operating Expenditure*

Employee costs are under budget by \$0.8 million due to vacancies, although \$0.6 million is anticipated to be timing. Operational goods and services is under budget by \$5.5 million, most of the jobs leading to this variance are expected to be completed by year-end so the majority of variances are timing.

#### *Capital Revenue*

Capital contributions and donations are over budget by \$1.9 million due to budget splits in the main. The favourable variance of \$1.3 million in capital grants and subsidies is expected to disappear by the end of the financial year as two grants were received ahead of expectation.

#### *Capital Expenditure*

Capitalised goods and services is under budget at the end of May by \$7.9 million, in the main due to timing variances, some of the major capital underspends have been highlighted above. Due to the wet weather experienced in the final quarter of the year, there will be delays with a number of projects that are currently being delivered through the Project Delivery Group. Capitalised employee costs is over budget by \$0.2 million, timing variances that are expected to disappear by 30 June 2009 except for \$105,000 in relation to Redland Water staff being diverted to capital works and pressure and leakage management from mainland maintenance.

#### *Cash and Investments*

The investment of surplus funds for the month returned a weighted average rate of return of 3.28%, which is once again ahead of the UBS Bank Bill Index of 3.00%. These returns are reported on a monthly weighted average return and Council benchmarks the funds against the UBS Australia Bank Bill Index. Interest return is reported on both an annual effective and nominal rate of return. The monthly returns since November have been ahead of the benchmark, resulting in a year to date effective rate of 5.70%, now exceeding the cumulative UBS Aust Bank bill Index rate of return of 5.67%.

The cash balance exceeds the target range of \$32 million to \$42 million at the end of May 2009, at \$93.9 million which is equivalent to 8.6 months cash capacity. Council is intentionally maintaining a higher balance than target whilst it monitors the impact of the structural reforms to the water business. The level of uncompleted operational and capital works has significantly contributed to the high cash holdings at the end of May.

### **PLANNING SCHEME IMPLICATIONS**

It is considered that the outcome of recommendations in this report will not require any amendments to the Redlands Planning Scheme.



**CONSULTATION**

Consultation has taken place amongst the Executive Leadership Group.

**OPTIONS****PREFERRED**

That Council note the End of Month Financial Reports for May 2009 and explanations as presented in the attachments.

**ALTERNATIVE**

That Council requests additional information.

**OFFICER'S/COMMITTEE RECOMMENDATION/  
COUNCIL RESOLUTION**

Moved by: Cr Townsend  
Seconded by: Cr Ogilvie

**That Council resolve to note the End of Month Financial Reports for May 2009 and explanations as presented in the following attachments:**

- 1. Corporate Financial Report Card;**
- 2. Report Card Analysis;**
- 3. First Council Financial Report;**
- 4. Second Council Financial Report;**
- 5. Operational Statement by Strategic Priority;**
- 6. Balance Sheet;**
- 7. Investment Summary;**
- 8. Statement of Cash Flows;**
- 9. Financial Stability Ratios Report;**
- 10. Community Benefit Fund Report; and**
- 11. Fuel Consumption Report.**

**CARRIED**

**13.1.2 AMENDED AQUATIC PARADISE CANAL - SPECIAL CHARGE - ANNUAL IMPLEMENTATION PLAN 2009-2010**

**Dataworks Filename:** FM Corporate Budget  
**Responsible Officer Name:** Kerry Phillips  
Manager, Financial Services  
**Author Name:** Kerry Phillips  
Manager, Financial Services

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**EXECUTIVE SUMMARY**

Council is required to adopt, by resolution, an annual implementation plan each year before it can levy the Amended Aquatic Paradise Canal Special Charge.

The annual implementation plan for the 2009/2010 financial year for the Amended Aquatic Paradise Canal Special Charge (reference: Benefited Area Map APC-3) is submitted to Council for adoption.

**PURPOSE**

Section 971 of the *Local Government Act 1993* requires a local government to adopt, by resolution, an overall plan in relation to special rates and charges for the supply of the service, facility or activity. The overall plan must be adopted either before, or at the same time as the local government first makes the special rate or charge.

If the overall plan adopted will not be implemented within one year, the local government must, at or before the budget meeting for each year of the period for implementing the overall plan, adopt by resolution an annual implementation plan for the year.

The annual implementation plan for the 2009/2010 financial year for the Amended Aquatic Paradise Canal Special Charge is submitted to Council for adoption.

**BACKGROUND**

Council adopted the overall plan for the Shire Canals – Special Charge on 12 July 2000, inclusive of works for Raby Bay and Aquatic Paradise.

An annual implementation plan for the Shire Canals – Special Charge has been adopted every year since the overall plan was adopted inclusive of works for Raby Bay and Aquatic Paradise.

**ISSUES**

Previously Council has administered the Shire Canal special charges inclusive of both Raby Bay and Aquatic Paradise locations. Held 2007/2008, it was determined that it would be more appropriate to report separately to Council.

Due to accelerated dredging works in 2008/2009 the reserve may become overdrawn.

For the 2009/2010 financial year, revenue collected through the Amended Aquatic Paradise Canal Special Charge will be held in a reserve to finance ongoing works.

The details of the works programmed for the 2009/2010 financial year are:

- Canal cleaning and minor Maintenance \$27,668;
- Planning, investigations, monitoring, navigation beacons, etc \$52,332.

### **RELATIONSHIP TO CORPORATE PLAN**

The recommendation primarily supports Council's strategic priority to ensure the long term financial viability of the City and provide public accountability in financial management.

### **FINANCIAL IMPLICATIONS**

The current levy will not be sufficient to cover estimated expenditure in future years and will need to be increased to accommodate the Engineering Construction Index Queensland movements and to make up for the reserve shortfall anticipated in 2009/2010.

### **CONSULTATION**

During the budget 2009/2010 workshops, the Executive Leadership Group and Councillors have been presented with details pertaining to the planning for this Special Charge. The Manager, Financial Services has been briefed by the Manager, Infrastructure Planning and the Senior Advisor Infrastructure Projects on the future planning for the estate.

### **OFFICER'S/COMMITTEE RECOMMENDATION/ COUNCIL RESOLUTION**

Moved by: Cr Townsend  
Seconded by: Cr Ogilvie

**That Council resolve to adopt the annual implementation plan for the 2009/2010 financial year for the Amended Aquatic Paradise Canal Special Charge (reference: Benefited Area Map APC-3).**

**CARRIED**

### **13.1.3 AMENDED RABY BAY CANAL - SPECIAL CHARGE - ANNUAL IMPLEMENTATION PLAN 2009-2010**

**Dataworks Filename:** FM Corporate Budget  
**Responsible Officer Name:** Kerry Phillips  
Manager, Financial Services  
**Author Name:** Kerry Phillips  
Manager, Financial Services

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#### **EXECUTIVE SUMMARY**

Council is required to adopt, by resolution, an annual implementation plan each year before it can levy the Amended Raby Bay Canal Special Charge.

The annual implementation plan for the 2009/2010 financial year for the Amended Raby Bay Canal Special Charge (reference: Benefited Area Maps RBC-3, RBC-3-1) is submitted to Council for adoption.

#### **PURPOSE**

Section 971 of the *Local Government Act 1993* requires a local government to adopt, by resolution, an overall plan in relation to special rates and charges for the supply of the service, facility or activity. The overall plan must be adopted either before, or at the same time as the local government first makes the special rate or charge.

If the overall plan adopted will not be implemented within one year, the local government must, at or before the budget meeting for each year of the period for implementing the overall plan, adopt by resolution an annual implementation plan for the year.

The annual implementation plan for the 2009/2010 financial year for the Amended Raby Bay Canal Special Charge is submitted to Council for adoption.

#### **BACKGROUND**

Council adopted the overall plan for the Shire Canals – Special Charge on 12 July 2000, Inclusive of works for Raby Bay and Aquatic Paradise.

An annual implementation plan for the Shire Canals – Special Charge has been adopted every year since the overall plan was adopted inclusive of works for Raby Bay and Aquatic Paradise.

#### **ISSUES**

Previously Council has administered the Shire Canal special charges inclusive of both Raby Bay and Aquatic Paradise locations. Held 2007/2008, it was determined that it would be more appropriate to report separately to Council.

For the 2009/2010 financial year, revenue collected through the Amended Raby Bay Canal Special Charge will be held in a reserve to finance ongoing works.

The details of the works programmed for the 2009/2010 financial year are:

1. Remedial works relating to revetments \$1,590,000;
2. Canal cleaning \$16,821;
3. Planning, investigations, monitoring, navigation, beacons, etc \$282,700.

### **RELATIONSHIP TO CORPORATE PLAN**

The recommendation primarily supports Council's strategic priority to ensure the long term financial viability of the City and provide public accountability in financial management.

### **FINANCIAL IMPLICATIONS**

The reserve will face a shortfall in 2009/2010 without levy increases. In addition long term financial modelling indicates that it will be necessary to increase the levy by the Engineering Construction Index Queensland. The levies are proposed to be increased to accommodate specific requirements identified in the annual implementation plan and to facilitate longer term planning for the estate.

### **CONSULTATION**

During the budget 2009/2010 workshops, the Executive Leadership Group and Councillors have been presented with details pertaining to the planning for this Special Charge. The Manager, Financial Services has been briefed by the Manager, Infrastructure Planning and the Senior Advisor Infrastructure Projects on the future planning for the estate.

### **OFFICER'S/COMMITTEE RECOMMENDATION/ COUNCIL RESOLUTION**

Moved by: Cr Townsend  
Seconded by: Cr Ogilvie

**That Council resolve to adopt the Annual Implementation Plan for the 2009/2010 financial year for the Amended Raby Bay Canal Special Charge (reference: Benefited Area Maps RBC-3, RBC-3-1).**

**CARRIED**

### 13.1.4 LAKE LEVY SPECIAL CHARGE - ANNUAL IMPLEMENTATION PLAN 2009-2010

**Dataworks Filename:** FM Corporate Budget  
**Responsible Officer Name:** Kerry Phillips  
Manager, Financial Services  
**Author Name:** Kerry Phillips  
Manager, Financial Services

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#### EXECUTIVE SUMMARY

Council is required to adopt an annual implementation plan each year before it can levy the Lake Levy–Special Charge.

The works programmed for this upcoming year are only minor maintenance and cleaning works. Most of the accumulated levy funds are being set aside for maintenance dredging in future years.

The increase in the Lake Levy-Special Charge is necessary to accommodate present cost estimates of the future dredging requirements of the Sovereign Waters Lake Estate.

The annual implementation plan for 2009/2010 financial year for the Lake Levy – Special Charge (reference: Benefited Area Map SWL-1) is submitted for Council adoption.

#### PURPOSE

Section 971 of the *Local Government Act 1993* requires a local government to adopt, by resolution, an overall plan in relation to special rates and charges for the supply of the service, facility or activity. The overall plan must be adopted either before, or at the same time, as the local government first makes the special rate or charge. If the overall plan adopted will not be implemented within one year, the local government must, at or before the budget meeting for each year of the period for implementing the overall plan, adopt by resolution an annual implementation plan for the year.

#### BACKGROUND

Council adopted the overall plan for the Lake Levy – Special Charge on 12 July 2000. An annual implementation plan for the Lake Levy – Special Charge has been adopted every year since the overall plan was adopted.

#### ISSUES

For the 2009/2010 financial year, revenue collected through the Lake Levy – Special Charge will be held in a reserve to finance ongoing works as required in future years. Increased construction costs in recent years have resulted in an increase in cost estimates for future dredging and disposal of dredged material.

The works programmed for the 2009/2010 financial year include Sovereign Waters Lake Estate - Cleaning and minor maintenance \$11,334.

Most of the accumulated levy funds are being set aside for maintenance dredging in future years.

The income from this Special Charge for 2009/2010 is expected to be approximately \$45,787.

### **RELATIONSHIP TO CORPORATE PLAN**

The recommendation primarily supports Council's strategic priority to ensure the long term financial viability of the City and provide public accountability in financial management.

### **FINANCIAL IMPLICATIONS**

Expenditure for 2009/2010 based on the annual plan is expected to be in the order of \$11,334.

### **CONSULTATION**

During the budget 2009/2010 workshops, the Executive Leadership Group and Councillors have been presented with details pertaining to the planning for this Special Charge. The Manager, Financial Services has been briefed by the Manager, Infrastructure Planning and the Senior Advisor Infrastructure Projects on the future planning for the estate.

### **OFFICER'S/COMMITTEE RECOMMENDATION/ COUNCIL RESOLUTION**

Moved by: Cr Townsend

Seconded by: Cr Ogilvie

**That Council resolve to adopt the annual implementation plan for the 2009/2010 financial year for the Lake Levy – Special Charge (reference: Benefited Area Map SWL-1).**

**CARRIED**

**13.1.5 CATEGORISATION OF LAND FOR DIFFERENTIAL RATING 2009/2010**

**Dataworks Filename:** FM Corporate Budget  
**Attachments:** [Category and Criteria Table](#)  
**Responsible Officer Name:** Kerry Phillips  
Manager, Financial Services  
**Author Name:** Kerry Phillips  
Manager, Financial Services

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**EXECUTIVE SUMMARY**

Under *The Local Government Act 1993 S976* Council must ascertain how rateable land is to be categorised. Under *The Local Government Act 1993 S966(1)* Council must ascertain how rateable land is to be categorised before the making and levying of general or differential rates.

The attachment to the report recommends the category and criteria definitions to apply for 2009/2010.

It is recommended that Council adopts;

- Under *The Local Government Act 1993 S976* the 35 categories of land that have been identified and criteria established in the attachment; and,
- A differential rating scheme for 2009/2010 that balances distribution, limits the impact of changes in Unimproved Capital Value and takes into consideration the impact of usage patterns of Council services, activities and facilities by various segments of our community and progresses Council's viewpoint that legislation permitting, the cost and level of services provide to like households should be distributed evenly.

**PURPOSE**

The purpose of this report is to ensure compliance with the timing stipulated by the legislation and to ensure that categorisation is determined prior to the Special Budget Meeting where resolutions to adopt the making and levying of differential rates will be determined.

**BACKGROUND**

Under *The Local Government Act 1993 S976*, Council must ascertain how rateable land is to be categorised before the making and levying of general or differential rates. Under *The Local Government Act 1993 s.966(1)* Council must ascertain how rateable land is to be categorised before the making and levying of general or differential rates.



## ISSUES

The attachment to the report recommends the category and criteria definitions to apply for 2009/2010.

Rating has been discussed at several budget workshops with Council. It has been determined that Council supports a differential rating scheme for 2009/2010 that balances distribution, limits the impact of changes in Unimproved Capital Value and takes into consideration the impact of usage patterns of Council services, activities and facilities by various segments of our community and progresses Council's viewpoint that legislation permitting, the cost and level of services provide to like households should be distributed evenly

## RELATIONSHIP TO CORPORATE PLAN

The recommendation primarily supports Council's strategic priority to ensure the long term financial viability of the City and provide public accountability in financial management.

## FINANCIAL IMPLICATIONS

This framework provides the platform for the making and levying of rates which will be determined in the Special Budget Meeting

## CONSULTATION

The Executive Leadership Group and Councillors have been consulted regarding the implications of this report in the numerous budget workshops held to support the development of the budget for 2009/2010

## OFFICER'S/COMMITTEE RECOMMENDATION/ COUNCIL RESOLUTION

Moved by: Cr Townsend  
Seconded by: Cr Ogilvie

**That Council resolve as follows:**

- 1. To adopt the 35 categories of land that have been identified and criteria established in the attachment, under *The Local Government Act 1993 s.976*; and,**
- 2. To adopt a differential rating scheme for 2009/2010 that balances distribution, limits the impact of changes in Unimproved Capital Value and takes into consideration the impact of usage patterns of Council services, activities and facilities by various segments of our community and progresses Council's viewpoint that legislation permitting, the cost and level of services provide to like households should be distributed evenly.**

**CARRIED**

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**13.1.6 INTENTION TO ACQUIRE VALUELESS LAND**

**Datworks Filename:** R&V Intention to Acquire Valueless Land  
**Attachments:** [Valueless Land Schedule 57](#)  
**Responsible Officer Name:** Kerry Phillips  
Manager Finance  
**Author Name:** Noela Barton  
Service Manager Revenue & Recovery

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**EXECUTIVE SUMMARY**

A review of all rate accounts has identified 9 parcels of land (described in the attached 'Schedule 57') with overdue rates where reference to the land may be removed from the rate record. Section 1051A of the *Local Government Act 1993* gives Council certain powers as follows:

- (1) *A reference to a particular parcel of rateable land in the land record of a local government may be removed, on the local government's resolution, if:*
  - (a) *rates levied on the land by the local government for at least 3 years are overdue; and*
  - (b) *the overdue rates total more than:*
    - (i) *the unimproved value of the land; or*
    - (ii) *the market value of the land; and*
  - (c) *if paragraph (b)(i) applies—the land is considered to be:*
    - (i) *valueless; or*
    - (ii) *of so little value that, if offered for sale, it would not realise the overdue rates.*

All of the parcels of land contained in the attached 'Schedule 57' are considered to be suitable to have reference to them removed from the rate record as they meet the requirement of 1051A 1(a) and 1(b.ii). The parcels of land share the following characteristics:

- Current zoning – Conservation (sub area CN1);
- Land purpose – Vacant Land;
- Period rates overdue – greater than three (3) years;
- Rates balance – greater than the Market value;
- Unlikely to receive building approval.

This report seeks Council approval to initiate proceedings to recover the overdue rates on the parcels of land described in the attached 'Schedule 57' as the overdue

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rates position of all 9 parcels of land meet the provisions of the abovementioned Section 1051A. On resolution, a Notice of Intention to Acquire the Land will issue to the land owners and encumbrances.

The land will be acquired by Council if the rates are not paid in full within six (6) months from the issue date of the Notice of Intention and all rates payable for the land discharged. If the rates are paid in full within six (6) months from the issue date of the Notice, reference to the land will be restored to the land record.

### **PURPOSE**

To request Council resolve to recover overdue rates and charges on the parcels of land described in the attached 'Schedule 57' dated 24 June 2009 by removing reference to the land from the rate record.

### **BACKGROUND**

Rate Notices issue on a quarterly basis to the owners of these parcels of land. Collection activity has not achieved a positive result. Legal action is not considered viable due to the nature of the land concerned. The zone of the land indicates that it is unlikely that an application to build on the land would be approved.

A market value for all of these parcels of land has been obtained and the overdue rates total more than the market value.

The attached 'Schedule 57' provides details of the parcels of land proposed to be removed from the land record.

### **ISSUES**

Rates are not being paid on these lands and removing them from the land record will ensure that budget estimates of revenue from rates will be more accurate.

If rates are not paid in full within six-months from the issue date of the Notice of Intention to Acquire, the land will be acquired by Council and all rates payable for the land discharged.

### **RELATIONSHIP TO CORPORATE PLAN**

The recommendation primarily supports Council's strategic priority to ensure the long term financial viability of the City and provide public accountability in financial management.

### **FINANCIAL IMPLICATIONS**

If a local government resolves to remove a reference to rateable land from its land record and the rates are not paid in full within 6 months of the issue date of the Notice of Intention to Acquire, then Council must acquire the land and all rates payable for the land must be discharged.

Cost to Council for maintenance of each block is anticipated to be in the vicinity of \$2,400 per annum (a total of \$21,600 p.a.), being the mowing cost of \$300 per block, 8 times a year.

### **PLANNING SCHEME IMPLICATIONS**

The Land Use Planning Group was consulted and it is considered that the outcome of recommendations in this report will not require any amendments to the Redlands Planning Scheme.

### **CONSULTATION**

No consultation was required.

### **OPTIONS**

#### **PREFERRED**

That Council resolve as follows:

1. To remove reference to the scheduled lands as identified in the attached 'Schedule 57' from Council's land record, as:
  - (a) rates levied on each of the parcels of land for at least three (3) years are overdue;
  - (b) the overdue rates on each of the parcels of land is more than the market value of that land; and
  - (c) the lands are considered to be of so little value that if offered for sale they would not realise the overdue rates; and
2. That the Chief Executive Officer be delegated authority to sign Transfer Documents for land where rates are not paid within six (6) months from the issue date of the Notice of Intention to Acquire.

#### **ALTERNATIVE**

That Council resolve as follows:

1. To commence legal action to recover overdue amounts. This is considered inappropriate due to the nature of the land concerned; or
2. To take no action against the defaulting ratepayers. This would adversely impact on Council's strategic priority to ensure the long-term financial viability of the City and provide public accountability in financial management.

**OFFICER'S/COMMITTEE RECOMMENDATION/  
COUNCIL RESOLUTION**

Moved by: Cr Townsend  
Seconded by: Cr Ogilvie

**That Council resolve as follows:**

- 1. To remove reference to the scheduled lands as identified in the attached 'Schedule 57' from Council's land record, as -**
  - (a) rates levied on each of the parcels of land for at least three (3) years are overdue;**
  - (b) the overdue rates on each of the parcels of land is more than the market value of that land; and**
  - (c) the lands are considered to be of so little value that if offered for sale they would not realise the overdue rates; and**
- 2. That the Chief Executive Officer be delegated authority to sign Transfer Documents for land where rates are not paid within six (6) months from the issue date of the Notice of Intention to Acquire.**

**CARRIED**

### 13.1.7 SALE OF LAND FOR OVERDUE RATES

**Dataworks Filename:** R&V Sale for Overdue Rates (Arrears)  
**Attachments:** [Sale of Land for Overdue Rates - Schedule A](#)  
**Responsible Officer Name:** Kerry Phillips  
Manager Finance  
**Author Name:** Noela Barton  
Service Manager Revenue & Recovery

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#### EXECUTIVE SUMMARY

The *Local Government Act 1993* [LGA] provides a number of avenues for the collection of unpaid rates and charges. In the event that collection activity does not result in the payment of arrears, the LGA provides for the sale of land for overdue rates for properties where the overdue rates remain unpaid for:

1. a rate levied on a mining claim - 3 months;
2. a rate levied on vacant land or land used solely for commercial purposes for which the local government has obtained judgment - 1 year;
3. another rate - 3 years.

The attached schedule identifies 20 properties that are overdue greater than 3 years with a zoning of SMBI Residential.

The 20 properties identified in 'Schedule A' are submitted to Council with the recommendation that:

1. A Notice of Intention to sell the land under section 1041 of the *Local Government Act 1993* be issued;
2. The land is offered for sale by auction within the required period of 6 months, if the amount of all overdue rates levied on the land and all expenses incurred for the intended sale have not been paid;
3. A market value be obtained on all land that will be offered for sale by auction;
4. The reserve price be set as the higher of either the sum of the amount of all overdue rates levied on the land plus the expenses incurred for the intended sale, or the Unimproved Capital Value [UCV];
5. A property assessment is carried out on all vacant land offered for sale to ensure prospective bidders are aware of the development potential of the land.

#### PURPOSE

To request Council resolve to recover unpaid rates and charges that remain outstanding greater than 3 years on properties identified in the attached schedule under Chapter 14 Division 3 - Sale of Land for Overdue Rates.

## BACKGROUND

The LGA provides for the sale of land for overdue rates (Chapter 14 Division 3) for properties where the overdue rates remain unpaid for 3 years.

## ISSUES

Chapter 14 Division 3 Sale of Land for Overdue Rates provides that a local government can sell land where an overdue rate remains unpaid for the following period:

- (a) For a rate levied on a mining claim – 3 months;
- (b) For a rate levied on vacant land or land used solely for commercial purposes for which the local government has obtained judgment – 1 year;
- (c) For another rate – 3 years.

The attached schedule identifies 20 properties that are overdue greater than 3 years with a zoning of SMBI Residential in the Redlands Planning Scheme. The SMBI Residential zone includes properties suitable for construction of a low-key, single detached dwelling house. The only overlay that exists is that most of the properties are identified as having an Acid Sulfate Soils Overlay. This Overlay applies to all land within the City potentially containing acid sulphate soils and ensures that future development of such land identifies and manages acid sulphate soils through the development assessment process.

Eighteen properties are vacant land and 2 are identified as having a residential dwelling erected. To the best of the officer's knowledge none of the residential dwellings are owner/occupied, however one is a deceased estate, there is no water usage on the property but it is unknown if the property is occupied.

Land Use Planning and Environmental Management were consulted and they have no concerns with the properties in the attached schedule being put forward for sale of land for overdue rates.

The 20 properties identified in Schedule A are submitted to Council with the recommendation that:

1. A Notice of Intention to sell the land under section 1041 of the *Local Government Act 1993* be issued;
2. The land is offered for sale by auction within the required period of 6 months if the amount of all overdue rates levied on the land and all expenses incurred for the intended sale have not been paid;
3. A market value be obtained on all land that will be offered for sale by auction;
4. The reserve price be set as the higher of either the sum of the amount of all overdue rates levied on the land plus the expenses incurred for the intended sale or the Unimproved Capital Value [UCV];

5. A property assessment is carried out on all vacant land offered for sale to ensure prospective bidders are aware of the development potential of the land.

### **RELATIONSHIP TO CORPORATE PLAN**

The recommendation primarily supports Council's strategic priority to ensure the long term financial viability of the City and provide public accountability in financial management.

### **FINANCIAL IMPLICATIONS**

Rates and charges outstanding total \$115,588.97. All costs associated with the auction are considered recoverable.

### **PLANNING SCHEME IMPLICATIONS**

The Land Use Planning Group was consulted and it is considered that the outcome of recommendations in this report will not require any amendments to the Redlands Planning Scheme.

### **CONSULTATION**

- Debtor Management;
- Manager Corporate Acquisitions, Fleet & Facilities;
- General Manager Redland Water & Waste;
- Manager Assessment Services;
- Manager Land Use Planning;
- Stormwater Management Engineer;
- General Manager Planning & Policy;
- GIS Technical Officer;
- Senior Conservation Officer;
- Conservation Fire Management Officer;
- Regulatory & Health Services Manager;
- Senior Strategic Planner;
- Property Services Manager;
- Senior Property Officer;
- Team Leader Local Laws & Administration Support;
- General Manager Customer Services; and
- Team Leader Environment Strategies.



**OPTIONS****PREFERRED**

That Council resolve as follows:

1. To issue a Notice of Intention under section 1041 of the *Local Government Act 1993* on the properties listed in the attached Schedule A to sell the land;
2. To offer the land for sale by auction within the required period of 6 months, if the amount of all overdue rates levied on the land and all expenses incurred for the intended sale have not been paid;
3. To obtain a market value on all land that will be offered for sale by auction;
4. To set the reserve price as the higher of either the sum of the amount of all overdue rates levied on the land plus the expenses incurred for the intended sale or the Unimproved Capital Value [UCV]; and
5. To carry out a property assessment on all vacant land offered for sale to ensure prospective bidders are aware of the development potential of the land.

**ALTERNATIVE**

Continue to pursue property owners for rate arrears through collection activity such as phone, letter and legal action.

**OFFICER'S/COMMITTEE RECOMMENDATION/  
COUNCIL RESOLUTION**

Moved by: Cr Townsend  
Seconded by: Cr Ogilvie

That Council resolve as follows:

1. To issue a Notice of Intention under section 1041 of the *Local Government Act 1993* on the properties listed in the attached Schedule A to sell the land;
2. To offer the land for sale by auction within the required period of 6 months, if the amount of all overdue rates levied on the land and all expenses incurred for the intended sale have not been paid;
3. To obtain a market value on all land that will be offered for sale by auction;
4. To set the reserve price as the higher of either the sum of the amount of all overdue rates levied on the land plus the expenses incurred for the intended sale or the Unimproved Capital Value [UCV]; and
5. To carry out a property assessment on all vacant land offered for sale to ensure prospective bidders are aware of the development potential of the land.

**CARRIED**

## 13.2 CUSTOMER SERVICES

### 13.2.1 SYSTEMATIC POOL INSPECTION FOR PRIVATELY CERTIFIED POOLS - 1998 ONWARDS

**Datworks Filename:** LUP Projects – IDBC Swimming/Spa Pools  
**Attachments:** [Program 1 - 4 for 2009/10](#)  
**Responsible Officer Name:** Mike Ryan  
Acting Services Manager - Integrated  
Development  
**Author Name:** Michelle Wharton  
Team Leader Integrated Development Support

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#### EXECUTIVE SUMMARY

On October 2003, new laws were introduced in an attempt to reduce the incidence of toddlers drowning in outdoor swimming pools and spas on residential land.

As a result, Council successfully undertook a number of systematic inspection programs for Council approved swimming pools and spas for period 1991-98 as well as post-1998 swimming pools and spas.

The Assessment Services Group has budgeted in the 2009/10 year to continue to undertake a systematic inspection program for swimming pools and spas approved by private certifiers from 1998 onwards. Council records indicate there are approximately 1500-2000 swimming pools and spas approved by private certifiers since 1998. These structures will require compliance inspections as part of this pool project.

In order to conduct these swimming pool and spa inspections on a City-wide basis, approval is sought to continue the current systematic inspection program for privately certified swimming pools and spas, as outlined in section 1098 of the *Local Government Act*.

#### PURPOSE

The purpose of this report is to report to Council to make resolution in accordance with s1098 of the *Local Government Act* to continue allowing officers to undertake systematic inspection programs for privately certified swimming pools and spas, where Council records indicate that no final certificate or inspection has been undertaken or recorded.

#### BACKGROUND

As previously mentioned, new laws were introduced in October 2003 to reduce the incidence of drowning in outdoor swimming pools and spas on residential land.

The new laws:

- Restrict a Council's ability to grant pool fencing exemptions to only those situations where it would not be practicable, because of a disability of an occupant of the building to provide access in accordance with the standards;
- Require new pools and spas (that are on residential land) for which an application for approval was lodged on or after 1 October 2003, to be fenced. This means that a new pool or spa on a deck attached to a house will need to be fenced if approval was sought on or after 1 October 2003;
- Clarify that a pool owner must ensure that a complying pool fence is in place and maintained to appropriate standards at all times while the pool is filled with water.

This item is particularly relevant as it means that a complying pool fence is required to be installed and maintained at all times. This is the reason for undertaking compliance inspections on existing swimming pools and spas.

Council has now undertaken compliance on some 4,200 swimming pools and spas as part of the previous projects for Council approved structures and it is proposed that Council officers continue to undertake the inspections and seek compliance for privately certified swimming pools and spas.

The current project for 2008/09 for Systematic Pool Inspection for Privately Certified Pools – 1998 onwards, has worked through approximately 1500-2000 files and resulted in 1379 requiring further follow up action as they had not received any final inspection. There are 368 of this 1379 that have been closed and received a final and there are currently 142 that have received advice letter/s and correspondence exchanged with the remaining 869 outstanding as at 1 June 2009.

## **ISSUES**

### Legislation

Previously, legislation required that the applicant contact the building certifier to arrange for an inspection once the work was ready to be inspected. There was no mandatory requirement to inspect until a notice was received; therefore there are a number of pools constructed over many years that may not have complying fencing installed.

To complicate the issue, pool contractors would enter into a construction contract with the property owner and often detail under contract that the property owner was responsible for erecting the pool fencing, thereby discharging their responsibility to the property owner.

Consequently, as the property owner generally had little understanding of the law or the process, there have been a large number of swimming pools and spas constructed across the State with non-complying or non-existing pool fencing.

According to Council records, approximately 1500-2000 domestic swimming pools and spas approved by private certifiers since 1998 have not had final certificates, for whatever reason.

On 14 December 2008, The Honourable Anna Bligh MP, Premier of Queensland announced a comprehensive review of the state's swimming pool safety laws in almost 20 years. This review is focussed on reducing the number of drowning and serious immersion injuries in swimming pools involving children under 5, as over the past three years, 18 young Queenslanders have drowned in private pools.

The Department of Infrastructure and Planning, Building Codes Queensland then launched a review and formed a swimming pool safety review committee that was established comprising representatives from Queensland Government, Local Government, industry and child and water safety groups. The task for the committee was to consider key areas of swimming pool safety, and provide information about improvements of the Queensland Swimming Pool safety laws.

The Government then formulated the responses and views of the committee and has in April 2009 invited the public to provide input to the process. The outcome for the review is an attempt to reduce the number of pieces of legislation for pool fencing from 11 standards to 1 simplified standard. This review closes on 5 June 2009 and will provide mandatory criteria in State legislation, not only on pool laws but also including restrictions to local government in creating local laws on the matter, mandatory follow-up inspection for new pools, registering swimming pools and mandatory ongoing pool safety inspections.

Once the State Government has a position on this review, then Council will need to consider the outcomes and review their business requirements in due course.

#### Enforcement

This project will continue to involve enforcement and prosecution for swimming pool and spa owners who refuse to comply with the relevant legislation.

Depending on the nature of non-compliance, an enforcement process in accordance with the relevant legislation will be followed. Swimming pools and spas which pose potential life threatening situations will be given first priority and will result in immediate action.

#### Risk

Council needs to be aware of the potential life threatening risks to toddlers (0 to 5 years) and the relevance of the project. The State Government is considering further amendments to legislation to reduce the incidence of drowning, however it is important that Council's exposure be minimised and that duty of care is exercised in this matter. Even though it was not mandatory to inspect unless an inspection was called for, a proactive approach has been considered appropriate, with the impacts of legislation and pending introduction of some form of mandatory annual inspections.

#### Inspection Program

In accordance with the *Local Government Act*, a systematic inspection program is to be carried out in periods not exceeding 3 months and will involve public advertising. The inspection program is attached to this report and is freely available to the public.

The project follows the inspection and enforcement regime of previous systematic inspection programs. The project assesses the effectiveness of the inspection programs and makes amendments as necessary. The initial inspection program has been underway since September 2008 with acceptable results.

Council needs to continue with this inspection program and budget has been put forward for the next financial year to ensure the project is consistent in approach and continuity of implementation. It is considered that the balance of properties will be inspected as program 4 as allocated, however follow up work and further inspections will require an extension to the project into the new financial year.

### **RELATIONSHIP TO CORPORATE PLAN**

The recommendation primarily supports Council's strategic priority to build safe, strong and self reliant communities with access to community services, infrastructure and opportunities for participation in community life.

### **FINANCIAL IMPLICATIONS**

The program has received budget in the 2009/10 financial year with a review for the following years 2010/11 required by the area responsible at the time.

There is an expectation that fees will be recouped in this program for application and inspection processes as the private certifier may disengage and the client will be required to engage the services of a replacement certifier, of which Council is an option available. This will result in a new application and inspection fees being paid. Any ongoing reinspections will be charged accordingly. Public advertising will incur a cost and this has been identified and budgeted in 2009/10 funds.

It is further envisaged that enforcement and prosecution action for non-compliance will result in further legal expenses, however to date these have been minimal in nature.

### **PLANNING SCHEME IMPLICATIONS**

The Land Use Planning Group was consulted and it is considered that the outcome of recommendations in this report will not result in possible amendments to the Redlands Planning Scheme.

### **CONSULTATION**

The Manager Assessment Services has been consulted in this manner.

### **OPTIONS**

#### **PREFERRED**

That Council resolve that pursuant to section 1098 of the *Local Government Act 1993*, to approve the following Systematic Swimming Pool Inspection Project for

Privately Certified Pools and Spas commencing in August 2009 for outstanding Privately Certified Swimming Pools and Spas:

1. First program to commence on 1 August 2009 and cease on 30 September 2009;
2. Second program to commence on 1 October 2009 and cease on 31 December 2009;
3. Third program to commence on 1 January 2010 and cease on 31 March 2010; and
4. Fourth program to commence on 1 April 2010 and cease on 30 June 2010.

**ALTERNATIVE**

That no systematic inspection program takes place.

**OFFICER'S/COMMITTEE RECOMMENDATION/  
COUNCIL RESOLUTION**

Moved by: Cr Townsend  
Seconded by: Cr Ogilvie

**That Council resolve that pursuant to section 1098 of the *Local Government Act 1993*, to approve the following Systematic Swimming Pool Inspection Project for Privately Certified Pools and Spas commencing in August 2009 for outstanding Privately Certified Swimming Pools and Spas:**

1. **First program to commence on 1 August 2009 and cease on 30 September 2009;**
2. **Second program to commence on 1 October 2009 and cease on 31 December 2009;**
3. **Third program to commence on 1 January 2010 and cease on 31 March 2010; and**
4. **Fourth program to commence on 1 April 2010 and cease on 30 June 2010.**

**CARRIED**

**13.2.2 WASTE MANAGEMENT SERVICES BUSINESS UNIT REPORT - MAY 2009**

**Dataworks Filename:** WM Waste Monthly Reports to Committee  
**Attachment:** [Waste Management Services BUR - May 2009](#)  
**Responsible Officer Name:** John Frew  
Acting Manager Operations & Maintenance  
**Author Name:** Mary-Anne Micovic  
Finance Officer

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**EXECUTIVE SUMMARY**

The Waste Management Services Business Unit report is presented to Council for noting. The report provides the business unit's performance for the month of May 2009 and covers financial and non-financial indicators for waste.

It is expected that, most of the time the report findings will be "business as usual". Where exceptions occur, these will be highlighted.

The report provides a regular opportunity for Council to consider the performance of Waste Management Services and to respond to any exceptional reporting.

Council is provided with the option to accept the report or, accept it and request additional information or a review of performance.

**PURPOSE**

To report on the ongoing performance of the business unit against key performance indicators (KPIs).

**BACKGROUND**

Waste Management Services' performance plan identifies KPIs for which performance targets have been agreed with Council. Reporting is done each month through Council's Finance & Corporate Management Committee.

**ISSUES**

The report is provided to Council as a means of monitoring the performance of Waste Management Services for its waste activity.

The first part of the report comprises a "snapshot" of the business unit's achievement in meeting KPIs (year-to-date) and financial report card. The report then provides specific financial report and commentary, capital expenditure (graphically) and a detailed customer overview.

The main body of the report focuses on actual levels of achievement against the KPIs for the month. Where exceptions have occurred and targets not met, an explanation is given as well as action taken to improve performance.

The report closes with a summary of the major issues for each group during the month.

### **RELATIONSHIP TO CORPORATE PLAN**

The recommendation primarily supports Council's strategic priority to provide and maintain waste services to sustain our community.

Providing this report also supports Council's Governance strategic priority to provide a clear organisational direction supported by effective leadership and a framework of policies, plans and strategies that are responsive to the community's needs and which promote accountable and ethical standards of practice.

### **FINANCIAL IMPLICATIONS**

There are no direct financial implications resulting from this report. Financial implications may result where Council requests a performance review or requests an increase in performance standards.

### **CONSULTATION**

Consultation has occurred with:

- Acting Manager Operations & Maintenance;
- General Manager Customer Services; and
- Service Manager – Waste Operations.

### **OPTIONS**

#### **PREFERRED**

That Council resolve to accept the Waste Management Services Business Unit report for May 2009, as presented in the attachment.

#### **ALTERNATIVE**

That Council accepts the report and requests additional information or a review of performance.

### **OFFICER'S/COMMITTEE RECOMMENDATION/ COUNCIL RESOLUTION**

Moved by: Cr Townsend  
Seconded by: Cr Ogilvie

**That Council resolve to accept the Waste Management Services Business Unit Report for May 2009, as presented in the attachment.**

### **CARRIED**



### 13.3 GOVERNANCE

#### 13.3.1 ADOPTION OF OPERATIONAL PLAN 2009-2010

**Dataworks Filename:** GOV Operational Plan 2009-2010  
**Attachment:** [Operational Plan 2009-2010](#)  
**Responsible Officer Name:** Trevor Green  
Acting Manager Corporate Planning Performance  
& Risk  
**Author Name:** Jo Jones  
Service Manager Corporate Planning &  
Performance

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#### EXECUTIVE SUMMARY

Legislation requires that Council, each year, adopt its Operational Plan prior to the adoption of the budget.

The Operational Plan 2008-09 is structured in line with the strategic direction set out in the Corporate Plan 2006-2010. Its contents comply with the requirements of the *Local Government Finance Standard 2005*.

The Operational Plan sets out the key outputs, performance measures, targets and activities that will occur during 2009-2010 to deliver on the Corporate Plan.

#### PURPOSE

To recommend the adoption by Council of the attached Operational Plan 2009-2010.

#### BACKGROUND

The *Local Government Finance Standard 2005* requires that the Operational Plan must state the:

- **Outcomes** (our Strategic Priority Outcomes) mentioned in the Corporate Plan;
- **Strategies** (processes to achieve outcomes);
- **Outputs** (our Programs) that will be delivered for the financial year to which the plan relates;
- **Performance Measures** that will show the delivery of the outputs;
- **Activities** to be carried out to deliver the proposed outputs.

Consequently, this Operational Plan reflects the structure of the current Corporate Plan 2006-2010, and it serves to highlight this Council's priorities for the 2009-2010 year. Progress against the key priorities and initiatives detailed in the Operational Plan will be reported to Council and the community through quarterly reports.

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## ISSUES

### Outcomes, Outputs and Performance Measures

The Corporate Plan 2006-2010 details Council's seven (7) Strategic Priorities, and includes a long term objective for each which has been rephrased into an Outcome Statement for the Operational Plan. The attached draft Operational Plan therefore shows, for each Strategic Priority in the Corporate Plan:

- The long-term Outcome
- The Strategies as per the Corporate Plan;
- The Outputs (these line up with our Programs)
- For each Output, the Performance Measures that will be reported to Council and the community during the year, including a description of what is involved and the related target for the 08/09 year. By identifying these key measures in the Operational Plan, Council effectively highlights its major priorities for the year.

### Activities

The Finance Standard 2005 requires that the Activities to deliver the Outputs must simply be stated in the Operational Plan. There is no requirement for performance measures for Activities to be identified in the Operational Plan. The list of Activities in the attached draft meets the Finance Standard's requirements and broadly covers all of the Activities performed by Council to deliver on the overall Outcomes of the Corporate Plan. Management regularly monitors these activities through reports against business plans and service level agreements.

## RELATIONSHIP TO CORPORATE PLAN

The recommendation in this report primarily supports Council's strategic priority to provide a clear organisational direction supported by effective leadership and a framework of policies, plans and strategies that are responsive to the community's needs and which promote accountable and ethical standards of practice.

## FINANCIAL IMPLICATIONS

There are no direct financial implications of the adoption of the Operational Plan 2009-2010. Through the budget process, financial resources are allocated to the projects and activities identified in the Operational Plan.

## PLANNING SCHEME IMPLICATIONS

The Land Use Planning Group was involved in the development of the Operational Plan and it is considered that the outcome of recommendations in this report will not result in amendments to the Redlands Planning Scheme.

**CONSULTATION**

The Corporate Planning Performance and Risk Group worked closely with General Managers and Group Managers to identify the key outputs and performance measures for each Strategy in the Corporate Plan. These were reviewed to ensure consistency between the draft Operational Plan as presented here and the draft budget.

Councillors considered the draft Operational Plan at a workshop on 13 May 2009. Changes agreed to at that workshop have been included in the attached document.

**OPTIONS****PREFERRED**

That Council resolve that the Operational Plan 2009-2010, as attached, be adopted.

**ALTERNATIVE**

No alternative suggested.

**OFFICER'S/COMMITTEE RECOMMENDATION/  
COUNCIL RESOLUTION**

Moved by: Cr Townsend  
Seconded by: Cr Ogilvie

**That Council resolve that the Operational Plan 2009-2010, as attached, be adopted.**

**CARRIED**

### 13.3.2 CORPORATE BALANCED SCORECARD REPORT - MAY 2009

**Dataworks Filename:** GOV Corporate BSC Monthly Reporting to Committee

**Attachment:** [Corporate Balanced Scorecard Report - May 2009](#)

**Responsible Officer Name:** Trevor Green  
Acting Manager, Corporate Planning  
Performance & Risk

**Author Name:** Jo Jones  
Service Manager Corporate Planning & Performance

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#### EXECUTIVE SUMMARY

The monthly Corporate Balanced Scorecard report, as attached, provides a high level overview of Council's performance in key areas of our business using the four Balanced Scorecard Perspectives – Financial, Customer, Internal/Business Processes and People & Learning.

This report is an important component of our performance management framework. The other main report provided to Council and the community is the quarterly Operational Plan Report that focuses on performance against each of the programs in the Corporate Plan.

The overall rating for May 2009 is Satisfactory, with a weighted score of 2.22.

#### PURPOSE

To provide Council with the Corporate Balanced Scorecard Report for the financial year to May 2009.

#### BACKGROUND

The report shows results against each KPI for the current month and the previous 12 months. Longer term trends and comparisons incorporating the same month last year are included to provide a better understanding of current performance levels.

A summary of this month's results is provided on page two of the report and shows the overall score for Redland City Council, including the rating (the small coloured indicator at the right hand side). An outstanding result is shown as green, above standard and satisfactory shown as yellow and an unsatisfactory result is shown as red. The overall rating for Council and for each perspective is determined by the relative weightings of the performance measures.

The subsequent pages of the report provide details of the performance measures in each perspective. The actual performance results each month are displayed as a graph, with the red and green lines showing the normal expected range for the measure. The red line represents the minimum satisfactory level and the green line

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represents the outstanding level. The rating for each measure is also shown as a green tick (outstanding), a yellow line (satisfactory and above standard) or a red cross (unsatisfactory).

Explanation of results is provided by the responsible manager in the commentary each month. Where a significant issue arises from the data that requires further explanation it will be provided in this covering report.

## **ISSUES**

Most measures are performing well within the target range.

Please see the comments provided by managers in the attached report (pages indicated above).

## **RELATIONSHIP TO CORPORATE PLAN**

The recommendation in this report primarily supports Council's strategic priority to provide a clear organisational direction supported by effective leadership and a framework of policies, plans and strategies that are responsive to the community's needs and which promote accountable and ethical standards of practice.

## **FINANCIAL IMPLICATIONS**

No direct financial implications arise from this report. The report does contain several indicators that either reflects financial performance to date, or which will have had a direct or indirect impact on financial performance.

## **PLANNING SCHEME IMPLICATIONS**

There are no implications for the Planning Scheme arising from this report.

## **CONSULTATION**

The data and components in this report were provided by relevant managers and were compiled by the Corporate Planning, Performance and Risk Group.

## **OPTIONS**

### **PREFERRED**

That Council resolve to note the Corporate Balanced Scorecard for May 2009 as attached.

### **ALTERNATIVE**

That Council resolve to note the Corporate Balanced Scorecard for May 2009 and request additional information.

**OFFICER'S/COMMITTEE RECOMMENDATION/  
COUNCIL RESOLUTION**

Moved by: Cr Townsend  
Seconded by: Cr Ogilvie

**That Council resolve to note the Corporate Balanced Scorecard for the month of May 2009, as attached.**

**CARRIED**

## 13.4 CLOSED SESSION

### 13.4.1 NCP REQUIREMENTS FOR TYPE 2 & 3 BUSINESSES & COMMUNITY SERVICE OBLIGATIONS 2009/2010

**Datworks Filename:** FM Corporate Budget  
**Responsible Officer Name:** Kerry Phillips  
Manager, Financial Services  
**Author Name:** Kerry Phillips  
Manager, Financial Services

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#### EXECUTIVE SUMMARY

The *Local Government Act 1993*, section 765 provides that Council must each financial year identify its activities that are business activities. Section 766(1) provides that Council must resolve whether the Code of Competitive Conduct should or should not be applied to each of its business activities for the following financial year. Corporate Policy POL-2658 requires that Community Service obligations pertaining to business activities of Council be reviewed annually as part of the budget process. The separation of the Waste Operations from Redland Water has necessitated a review of the currency of the Public Benefit assessment pertaining to this business activity.

The purpose of this report is to identify activities that are business activities, review the application of the Code of Competitive Conduct (the Code) to business activities across Redland City Council and the budgetary implications of the Community Service obligations pertaining to these activities for the financial year 2009/2010.

It is recommended that Council resolve to identify as:

Type 2 business activities

1. Redland Water
2. Waste Operations

and, to apply the Code of Competitive Conduct to the following Type 3 business activities ;

1. Redland Performing Arts Complex ( RPAC)
2. Caravan Parks
3. School Age Care
4. Building Certification

for 2009/2010

and, that Council support the inclusion of the Community Service Obligations as outlined in the attachment for the Annual Budget 2009/2010.

## PURPOSE

The purpose of this report is to identify activities that are business activities, review the application of the Code of Competitive Conduct (the Code) to business activities across Redland City Council and the budgetary implications of the Community Service obligations pertaining to these activities for the financial year 2009/2010.

## BACKGROUND

The requirements of the *Local Government Act 1993* ('The Act') and the *Local Government Finance Standard 2005* ('The Standard') can be summarised as follows:

- s.761 defines

***building certification business activity***, of a local government, means-

(a) performing building certifying functions if the local government, in carrying on the activity, engages in competition with the private sector; and

(b) the activity is prescribed under a regulation. ( see Local Government Regulation 2005 S.30)

- s.765 of the Act requires that during each Financial Year a Local Government must identify its activities that are 'Business Activities'.
- s.762 (1)(a) and (b) of the Act says that a 'business activity' of a Local Government is (a) *any activity "trading in goods and services to clients such as off-street parking and cultural, sporting and recreational facilities and quarries if, in carrying on the activity, the local government engages in competition with the private sector; or*
- *(b) submission of a competitive tender in the local government's own tendering process in competition with other for the provision of goods and services to itself."*
- s.762(2) of the Act specifically excludes "a roads business activity" and "library services" from the definition of "business activity".
- s.766(1) of the Act provides that Council must resolve whether the code of competitive conduct should or should not be applied to each of its business activities for the following financial year.
- s.763(1) of the Act requires Council to apply the code of competitive conduct to "roads business activities" which can be defined as road works undertaken by competitive tender , other than by sole supplier arrangement or Agreed Price Performance Contract (APPC), which are road works on State controlled roads or Council roads that have been put out to competitive tender.
- Part 11 of the Standard (Code of Competitive Conduct) prescribes the code of competitive conduct, ('The Code') incorporating competitive neutrality principles for the purposes of the Act.
- Elements of the Code (s.72 of the standard) are:
  - Pricing provisions; and
  - treatment of community service obligations; and
  - elimination, or taking account, of advantages and disadvantages of public ownership; and



- financial reporting.
- The Queensland Local Government Department ('The Department') made a regulation limiting the requirements of the Act (s.765,766) to type 3 business activities with expenditure greater than \$270,000 in the previous financial year(s.31 *Local Government Regulation 2005*). Notwithstanding, the code of competitive conduct may also be voluntarily applied to business activities below the threshold and any other activities that are not business activities (s.767 of the Act).
- The Department advised in July 2008  
**For new type 2 activities:**
  - (i) for water and sewerage combined activities - \$11,300,000  
(2006-07: \$10,900,000)
  - (ii) for other activities - \$7,600,000  
(2006-07: \$7,300,000)The next update is anticipated to be released in July 2009

Corporate Policy POL-2658 requires that Community Service obligations pertaining to business activities of Council be reviewed annually as part of the budget process.

The separation of the Waste Operations from Redland Water has necessitated a review of the currency of the Public Benefit assessment pertaining to this business activity.

## ISSUES

In view of the above the following definitions can be used in discussion of these activities.

- Type 2 Business Activities - new water and sewerage -with annual expenditure for 2008/2009 greater than \$11,300,000
- Type 2 Business Activities - new non water and sewerage -with annual expenditure for 2008/2009 greater than \$7,600,000
- Type 3 Business Activities – “business activities” with an annual expenditure greater than \$270,000
- Type 3 Roads Business Activities – as defined in S763(1)
- Other Business Activities – “business activities” with a expenditure less than or equal to \$270,000
- Other Activities - any other activity as provided in S767 of the Act.

Council's decision of 23 April 2008 regarding “Progressing National Competition Policy (NCP) Reforms” required that the Code should be applied to the following areas covered in the table below. In addition type 2 business units and status for 2009/2010 have been considered. Comments in the last column address the current status in relation to such definitions and makes recommendations for 2009/2010.

Activity	Classification	Comments and recommendation
<b>Redland Water</b>	Type 2 Business Activities	Expenditure forecast for 2008/2009 indicate that the activity will significantly exceed new business activity estimate threshold hence there will be a continued need to reporting accordance with NCP requirements  No change for 2009/2010
<b>Waste Operations</b>	Type 2 Business Activities	Expenditure forecast for 2008/2009 indicate that the activity will exceed the new business activity estimate threshold hence there will be a continued need to reporting accordance with NCP requirements.  No change for 2009/2010
<b>Redland Performing Arts Complex</b>	Type 3 Business Activities	Expenditure forecast for 2008/2009 indicates that the activity will exceed the new business activity estimate threshold hence there will be a continued need to apply the Code of Competitive Conduct.  No change for 2009/2010
<b>Building Certification</b>	Type 3 Business Activities	Local Government regulation 2005 combined with Expenditure forecast for 2008/2009 indicate that the activity will exceed the new business activity estimate threshold hence there will be a continued need to apply the Code of Competitive Conduct.  No change for 2009/2010

Activity	Classification	Comments and recommendation
<b>Caravan Parks</b>	Type 3 Business Activities	Expenditure forecast for 2008/2009 indicates that the activity will exceed the new business activity estimate threshold hence there will be a continued need to apply the Code of Competitive Conduct. It is however, likely that reporting arrangements will change with respect to this activity as this activity is scheduled to undergo a competitive market tendering process during 09/10.  Expected to be applied for the first qtr only for 2009/2010
<b>School Age Care</b>	Type 3 Business Activities	Expenditure forecast for 2008/2009 indicates that the activity will exceed the new business activity estimate threshold hence there will be a continued need to apply the Code of Competitive Conduct.  No change for 2009/2010

Council is currently considering options for the Weinam Creek precinct in relation to the establishment of an Intermodal Transport facility inclusive of charging for berthing and car parking facilities. As service provision may in many instances emerge in direct competition with current offerings at the site it will be prudent for Council to utilise the NCP provisions to provide transparency over price establishment in particular. This is a likely candidate for compliance with The Code commencing 2010/2011

Community Service Obligations see Corporate Policy -2658 .The following table provides visibility over the budget impact of Community Service Obligations proposed for inclusion in the Annual Budget for 2009/2010.

Business Activity	Description	Budget 09/10
Redland Water	Water Concession not for profit	\$256,250
Redland Water	Concealed leaks	\$134,733
Redland Water	Wastewater concession not for profit	\$153,459

Waste Operations	Clean up Australia Day	\$5,398
Waste Operations	Birkdale Sanitary Landfill	\$10,016
Waste Operations	Redland Bay Transfer Station	\$485
Waste Operations	Nth Stradbroke Island Transfer Station	\$424,399
Waste Operations	Bay Island Transfer Station	\$828,255
Waste Operations	Giles Road Hardfill Site	\$33,389
Waste Operations	Manual Service - Waste	\$32,209
Redlands Performing Arts Complex	Subsidy from general Rate to ensure marketing pricing	\$715,739.43
Redlands Performing Arts Complex	Community not for profit 40% subsidy	\$12,914.40
Redlands Performing Arts Complex	Community not for profit 60% subsidy	\$27,772.44
Redlands Performing Arts Complex	Community not for profit 80% subsidy	\$14,361.60
Building Certification	Delivery of professional advice	\$84,213.63
Building Certification	Internal building certification – council assets, rainwater tanks	\$72,730
Building Certification	Building certifiers advice on Compliance/Searches	\$167,976.37

Key members of the Executive Leadership Group have met to discuss the split of Redland Water and Waste into two entities reporting along separate management lines. A review has been undertaken as to whether this decision has impacted the initial Public Benefit Assessments undertaken when the type 2 business activities were established. Consensus is that the impact is minor and therefore should not trigger a subsequent process. In addition management have advised that annual performance plans for the type 2 business activities will be presented to Council at the July Finance and Corporate Management Committee meeting,

## RELATIONSHIP TO CORPORATE PLAN

The recommendation primarily supports Council's strategic priority to ensure the long term financial viability of the Shire and provide public accountability in financial management.

## FINANCIAL IMPLICATIONS

This report seeks to advise Council of the budget 2009/2010 implications of the Community Service Obligations which are anticipated to total \$2,974,300.87 for Redland City Council across the business activities recommended for 2009/2010, compared with budget 2008/2009 of \$2,893,392.

## **CONSULTATION**

The Executive Leadership Group has contributed to and, reviewed the report. Senior Financial Advisors have provided advice regarding budget intentions for Community Service Obligations.

## **OPTIONS**

That Council resolve as follows:

1. To identify the following as Type 2 business activities:
  - (a) Redland Water; and
  - (b) Waste Operations.
2. To apply the Code of Competitive Conduct for 2009/2010 to the following Type 3 business activities:
  - (a) Redland Performing Arts Complex ( RPAC);
  - (b) Caravan Parks;
  - (c) School Age Care; and
  - (d) Building Certification.
3. To support the inclusion of the Community Service Obligations as outlined in the attachment for the Annual Budget 2009/2010.

## **OFFICER'S/COMMITTEE RECOMMENDATION/ COUNCIL RESOLUTION**

Moved by: Cr Townsend  
Seconded by: Cr Ogilvie

**That Council resolve as follows:**

1. To identify the following as Type 2 business activities:
  - (a) Redland Water; and
  - (b) Waste Operations.
2. To apply the Code of Competitive Conduct for 2009/2010 to the following Type 3 business activities:
  - (a) Redland Performing Arts Complex ( RPAC);
  - (b) Caravan Parks;
  - (c) School Age Care; and

**(d) Building Certification.**

- 3. To support the inclusion of the Community Service Obligations as outlined in the attachment for the Annual Budget 2009/2010.**

**CARRIED**

### **13.5 GENERAL BUSINESS**

#### **13.5.1 IN APPRECIATION**

Cr Burns expressed his appreciation to the Service Manager Revenue and Recovery, as well as Rating Services staff, for the thorough research undertaken and presented recently to residents of the Salford Waters Retirement Village with respect to pensioner remissions and general rates.

#### **COMMITTEE RECOMMENDATION/ COUNCIL RESOLUTION**

Moved by: Cr Townsend  
Seconded by: Cr Ogilvie

**That the General Business Item be noted.**

**CARRIED**

**14 MAYORAL MINUTES**

Nil.

## **15 DIRECT TO COUNCIL REPORTS**

### **15.1 OFFICE OF CEO**

#### **15.1.1 ELECTRONIC SCOREBOARD VICTORIA POINT SHARKS SPORTING CLUB – CCBF DIVISION 4**

**Datworks Filename:** G&S Councillors' Community Benefit Fund  
**Responsible Officer Name:** Gary Stevenson  
Chief Executive Officer  
**Author Name:** Luke Wallace  
Manager, Corporate Planning, Performance and Risk

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### **EXECUTIVE SUMMARY**

Council annually allocates in its budget an amount for discretionary spending by Divisional Councillors. This is known as the Councillors' Community Benefit Fund (CCBF).

All requests for individual projects seeking funding in excess of \$5000 require approval from Council.

This request seeks a contribution of \$20,000 towards the provision of an electronic scoreboard for the Victoria Point Sharks Sporting Club and Division 4 Councillor (Cr Burns) has indicated that he would like to allocate this funding from his CCBF. The club estimates that the overall cost of the project is \$30,000 to \$35,000.

### **PURPOSE**

The purpose of this report is to seek approval from Council for a \$20,000 allocation from the Division 4 portion of the CCBF to assist with the provision of an electronic scoreboard for the Victoria Point Sharks Sporting Club.

### **BACKGROUND**

On 15<sup>th</sup> June 2009, the Victoria Point Sharks Sporting Club Inc. wrote to Division 4 Councillor (Cr Burns) seeking funding to assist in the provision of an electronic scoreboard for Ern Dowling No 1 field at Colburn Avenue, Victoria Point. The field in question is currently used by the Redland Bombers Australian Football team, who field three teams in the QLD State League competition, and the Redland Sharks Junior Football Club for their older age groups. The scoreboard could also be used for cricket during the summer months.

The Redland Bombers are an important presence in the community for a number of reasons including;



- They represent the Redlands in the State League AFL competition which has provided many players to the Australian Football League system in years gone by
- They receive regular exposure on Fox Sports as well as radio and print media which provides valuable exposure for the Redlands as a whole

The Redland Sharks Junior Football Club provides an avenue for younger players to transition to senior ranks and like any junior sporting club provide a valuable community service.

At present, this sporting ground is serviced by a makeshift scoreboard mounted on an old shipping container and given the profile of the Redland Bombers in particular it would be valuable if this situation could be addressed. The entire cost of the project is expected to be just in excess of \$30,000 and the club is seeking a \$20,000 contribution towards that overall cost from the CCBF.

## **ISSUES**

There are sufficient funds available in the Division 4 CCBF to support the approval of this application and the Divisional Councillor (Cr Burns) is supportive of the application.

## **RELATIONSHIP TO CORPORATE PLAN**

The recommendation primarily supports Council's strategic priority to build safe, strong and self reliant communities with access to community services, infrastructure and opportunities for participation in community life.

## **FINANCIAL IMPLICATIONS**

As outlined sufficient funds are available to support this request and in accordance with the CCBF Guideline (GL-2034) the required number of quotations have been received.

## **CONSULTATION**

Appropriate consultation has taken place between the Victoria Point Sharks Sporting Club and the Divisional Councillor (Cr Burns). The club had raised this issue initially with the former Councillor for Division 4 and were waiting on the outcome of the recent bi-election to move forward again.

## **OPTIONS**

### **PREFERRED**

That Council approves the total allocation of \$20,000 from the Division 4 portion of the CCBF to assist with the provision of an electronic scoreboard at Ern Dowling No 1 field at Victoria Point.

### **ALTERNATIVE**

That Council not approve this funding request and advise the applicant accordingly.

**OFFICER'S RECOMMENDATION**

That Council resolve to approve the total allocation of \$20,000 from the Division 4 portion of the CCBF to assist with the provision of an electronic scoreboard at Ern Dowling No 1 field at Victoria Point.

**COUNCIL RESOLUTION**

Moved by: Cr Burns

Seconded by: Cr Elliott

**That Council resolve that the Officer's Recommendation be adopted with the following amendments:**

- 1. That the words 'GST exclusive' be added after the words, ....allocation of \$20,000; and**
- 2. That a new point 2 be added which reads:**

*That approval be subject to a third quote being provided and the necessary approvals being obtained.*

**Therefore, Council resolves as follows:**

- 1. That Council approve the total allocation of \$20,000 (GST exclusive) from the Division 4 portion of the CCBF to assist with the provision of an electronic scoreboard at Ern Dowling No 1 field at Victoria Point; and**
- 2. That approval be subject to a third quote being provided and the necessary approvals being obtained.**

**CARRIED**

## **15.2 PLANNING & POLICY**

### **15.2.1 VISIT TO CHINA AND KOREA BY MAYOR AND COUNCIL OFFICER**

**Dataworks Filename:** ED Liaison – Sister City  
**Responsible Officer Name:** Alan Burgess  
Manager Economic Development  
**Author Name:** Alan Burgess  
Manager Economic Development

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#### **EXECUTIVE SUMMARY**

At the General Meeting on 27 May 2009, Council resolved to establish a Sister City agreement with Qinhuangdao and to continue to develop the friendly relationship with Yongin. The report also outlined that this would be progressed by an international visit by the Mayor and a Council Officer. The visit would be a multi purpose visit, between 13-24 September 2009, including attendance and the Asia Pacific Cities Summit, visit to Yongin to progress the friendship agreement and establish a Sister City arrangement with Qinhuangdao.

Corporate POL – 3076 requires Council approval by resolution for attendance and travel by Mayor or Councillors to any training, conference or event outside of Australia.

#### **PURPOSE**

The purpose of this report is to seek Council endorsement for an international visit by the Mayor and a Council Officer, to Korea and China, around the period 12-25 September 2009.

#### **BACKGROUND**

Redland City Council has had a Friendship relationship with Qinhuangdao since 2004. This has resulted in several exchange visits and some Redland City businesses are now trading in Qinhuangdao. There have also been some school exchanges and two officers from QETDZ were involved in an exchange program with RCC, working at Council for 2 months and gaining a valuable insight into the planning and policy, parks and conservation and contract management areas during that time.

Redland City has recently established a friendly relationship with Yongin City Korea. The current relationships with both Qinhuangdao and Yongin have already seen some positive outcomes. School exchange programs from Korea and China have been conducted or are programmed. At least two Redland businesses have lucrative contracts in Qinhuangdao, as a direct result of our friendship relationship. There has also been some interest from Chinese companies seeking to establish a presence in Australia.

At the General Meeting on 27 May 2009, Council resolved to establish a Sister City agreement with Qinhuangdao and to continue to develop the friendly relationship with Yongin. The report also outlined that this would be progressed by an international visit by the Mayor and a Council Officer to both Korea and China.

## ISSUES

Corporate POL – 3076 Expenses Reimbursement and Provision of Facilities for Councillors (Attachment A) requires:

- Council approval by resolution is required for attendance and travel by Mayor or Councillors to any training, conference or event outside of Australia.

Proposed program for the visit (subject to flight times and availability) is as follows:

13 Sept 2009	Depart Brisbane (via Hong Kong to Incheon)
14 Sept 2009	AM Arrive Incheon (PM - pre summit functions)
15 – 17 Sept	Asia Pacific Cities Summit – held in Incheon Korea
18 – 19 Sept	Yongin – Official functions and meetings with local business, schools and cultural displays.
20 Sept	Travel Incheon – Beijing – Qinhuangdao
21 – 22 Sept	Qinhuangdao – Official functions to sign Sister City Agreement, meetings with local business, schools and cultural displays.
23 Sept	Travel Qinhuangdao – Beijing – Incheon – Hong Kong – Brisbane
24 Sept	AM arrive Brisbane

Budget for the visit is estimated as follows:

Airfares	\$6000 (economy class)
Accommodation	\$3000
Incidentals	\$2000
APCS	\$4000
<b>Total</b>	<b><u>\$15,000</u></b>

Funding for the trip will be taken from the Economic Development budget, and has been allowed for in the 09/10 Budget.

## RELATIONSHIP TO CORPORATE PLAN

The recommendation primarily supports Council's strategic priority to enhance employment participation and the community's standard of living through encouraging economic development opportunities.

## FINANCIAL IMPLICATIONS

The funding of \$15,000 for this visit will be taken from the Economic Development budget.

## **PLANNING SCHEME IMPLICATIONS**

The Land Use Planning Group was consulted and it is considered that the outcome of recommendations in this report will not require any amendments to the Redlands Planning Scheme.

## **CONSULTATION**

Mayor's office and GM Policy and Planning have been consulted in the development of this report. Lord Mayor of Brisbane's Office has been consulted over the delegation to the Asia Pacific Cities Summit. The City of Yong-in has been consulted over the visit to their City. Initial discussions have also been undertaken with Qinhuangdao over the Sister City Agreement.

## **OPTIONS**

### **PREFERRED**

Council resolve to approve the international visit, in September 2009, by the Mayor and a Council officer to:

- the Asia Pacific Cities Summit to be held in Incheon Korea,
- Yongin City Korea, and
- Qinhuangdao China.

### **ALTERNATIVE**

Council not approve the international visit by the Mayor in September 2009.

## **OFFICER'S RECOMMENDATION/ COUNCIL RESOLUTION**

Moved by: Cr Burns  
Seconded by: Cr Ogilvie

**That Council resolve to approve the international visit, in September 2009, by the Mayor and a Council officer to:**

- 1. the Asia Pacific Cities Summit to be held in Incheon Korea;**
- 2. Yongin City Korea; and**
- 3. Qinhuangdao China.**

## **CARRIED**

## 15.3 CLOSED SESSION

### 15.3.1 RECRUITMENT OF GENERAL MANAGERS

<b>Datworks Filename:</b>	<b>PGP Senior Managers Remuneration</b>
<b>Attachment:</b>	<a href="#"><u>GL-3019 – Senior Managers’ Remuneration Contract of Employment</u></a>
<b>Responsible Officer Name:</b>	<b>Gary Stevenson Chief Executive Officer</b>
<b>Author Name:</b>	<b>Gary Stevenson Chief Executive Officer</b>

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### EXECUTIVE SUMMARY

In accordance with Council’s adopted Organisational Development Plan (25 February 2009) recruitment for four General Manager positions has been conducted.

To finalise this process the execution of employment contracts is necessary.

### PURPOSE

Council is requested to amend its Senior Managers Remuneration Guideline (GL 3019) to authorise the Chief Executive Officer to prepare and approve appropriate contract documents.

### BACKGROUND

On 2 March 2005 Council adopted its Senior Managers Remuneration Guideline which included standard Contracts of Employment.

### ISSUES

These contracts have been applied since that time, however, various experiences have revealed deficiencies in these contracts.

In appointing the four General Managers the Chief Executive Officer wishes to eliminate such deficiencies and proposes a more comprehensive and reliable contract form.

The Chief Executive Officer also seeks amendment of the Guideline document to allow authorisation by the Chief Executive Officer for future contracts rather than Council to obviate the need to report to Council each time a variation is required.

The proposed revised version of the Guideline document (GL-3019) is attached for Council approval.

This amended version also reinforces the Chief Executive Officer’s intention that future employment contracts will not include a Performance Payment (bonus)

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arrangement. Note however that this does not unilaterally apply to existing employment contracts unless they expire or are amended by mutual agreement with the respective employee.

Other than these aspects there are no other material changes to the Guideline document.

### **RELATIONSHIP TO CORPORATE PLAN**

The recommendation supports council's strategic priority for effective leadership through accountable and ethical standards of behaviour.

### **FINANCIAL IMPLICATIONS**

The Guideline documents do not present material financial implications.

### **CONSULTATION**

The Executive Leadership Group and the Group Manager Human Resources were consulted along with the General Manager Selection Panel members. The Chief Executive Officer also sought advice from McArthur Management Services in preparing the draft Contracts.

### **OPTIONS**

#### **PREFERRED**

That Council adopts the amended Senior Managers Remuneration Guideline (GL-3019).

#### **ALTERNATIVE**

That Council suggests alternative amendments to the Senior Managers Remuneration Guideline (GL 3019) that adequately addresses deficiencies in existing contracts.

### **OFFICER'S RECOMMENDATION**

That Council resolve to adopt the amended Senior Managers Remuneration Guideline (GL-3019).

### **COUNCIL RESOLUTION**

Moved by: Cr Williams

Seconded by: Cr Henry

**That Council resolve that the Officer's Recommendation be adopted with the following amendment:**

- 1. That a new sentence be added to the second paragraph, under the heading 'Tenure' to Guideline-3019, which reads as follows:**

***“The Chief Executive be required to report any changes to Council where there are increased costs not in line with the Policy or added risks, prior to implementation.”***

**CARRIED**



**16 MEETING CLOSURE**

There being no further business, the Deputy Mayor declared the meeting closed at 4.44pm.

Signature of Chairperson: \_\_\_\_\_

Confirmation date: \_\_\_\_\_