



Agenda

Ordinary Meeting

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

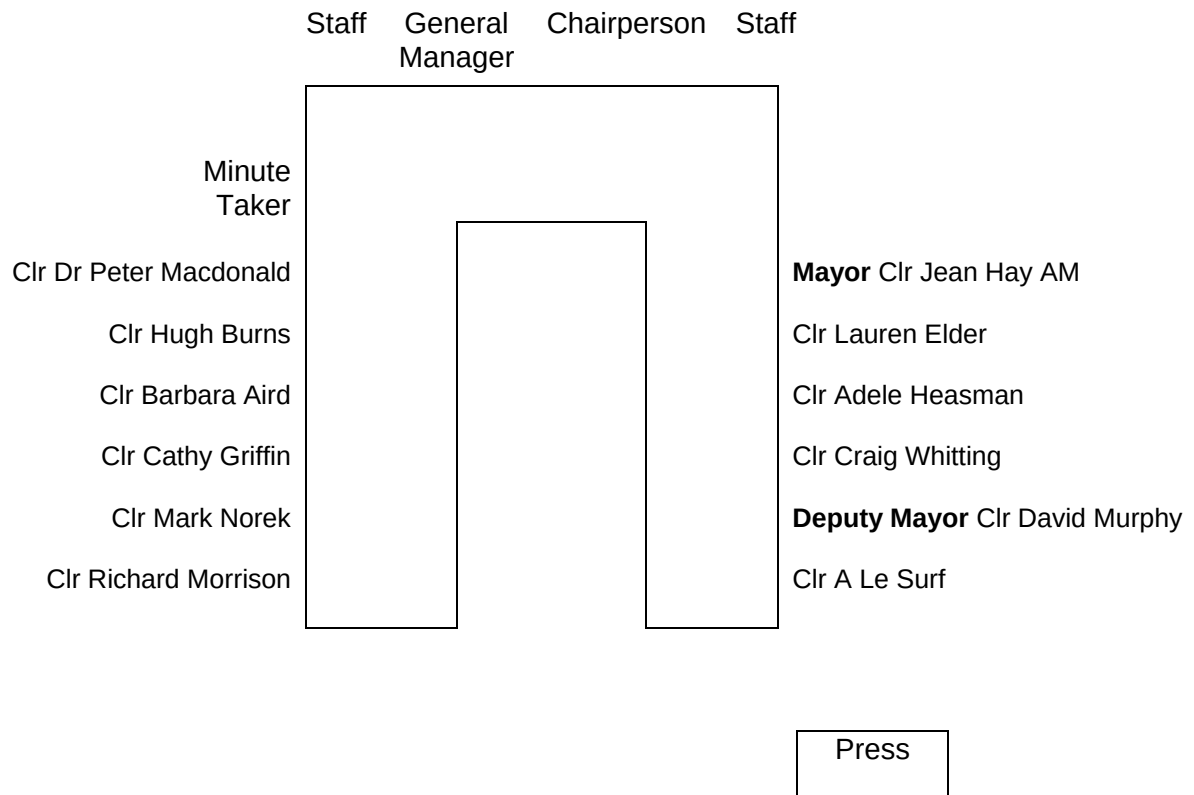
Monday 21 June 2010

Commencing at 7:30 PM for the purpose of considering items included on the Agenda.

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

*Copies of business papers are available at the Customer Services Counter at Manly Council, Manly Library and Seaforth Library and are available on Council's website:
www.manly.nsw.gov.au*

Seating Arrangements for Meetings



Public
Addresses

Public Gallery

Chairperson: The Mayor, Clr Jean Hay AM
Deputy Chairperson: Deputy Mayor Clr David Murphy

TABLE OF CONTENTS

Item	Page No.
OPENING PRAYER	
APOLOGIES AND LEAVE OF ABSENCE	
DECLARATIONS OF INTEREST	
CONFIRMATION OF MINUTES	
The Ordinary Meeting of Monday, 10 May 2010	
PUBLIC FORUM	
(In accordance with Clause 66 in Council's Code of Meeting Practice, Public Forum is for a maximum of fifteen (15) minutes for <i>matters that are not listed on the Agenda</i> . A total of five (5) people may address Council for a maximum of three (3) minutes each.)	
MAYORAL MINUTES	
Mayoral Minute Report No. 5	
Queen's Birthday Honours 2010	3
Mayoral Minute Report No. 6	
One Association - Local Government NSW	4
NOTICES OF MOTION	
Notice of Motion Report No. 24	
Support the Safe Rates Legislation	5
Notice of Motion Report No. 25	
Fish Friendly Councils Program	6
Notice of Motion Report No. 26	
Council to seek occupancy of the Seaforth Tafe Site to use buildings for Council and Community Purposes.....	7
Notice of Motion Report No. 27	
Master Plan for the Balgowlah/Manly Vale Industrial Zone	8
Notice of Motion Report No. 28	
Parking spaces for the teachers at Manly Village Public School	9
Notice of Motion Report No. 29	
Membership of Sustainable Choice Program	10
Notice of Motion Report No. 30	
Public Access to Sydney Road	12
Notice of Motion Report No. 31	
Outcomes of Council Resolution to Appoint Property Officer	13
Notice of Motion Report No. 32	
Sydney Road Markets.....	14

GENERAL MANAGERS DIVISION**General Managers Division Report No. 13**

Manly Precinct Community Forums – User Consultation 15

General Managers Division Report No. 14

Government Information (Public Access) Act 2009 27

CORPORATE SERVICES DIVISION**Corporate Services Division Report No. 20**Mayors' and Councillors' Fees - Determination of Local Government Remuneration
Tribunal - 2010/2011 28**Corporate Services Division Report No. 21**

Report on Council Investments as at 30 April 2010 30

ENVIRONMENTAL SERVICES DIVISION**Environmental Services Division Report No. 16**

Local Government Innovation in Waste Awards 2010 "Filtered Water Bubbler Project" 33

HUMAN SERVICES AND FACILITIES DIVISION**Human Services And Facilities Division Report No. 7**

Re-establishment of the Alcohol Free Zone in Manly 34

QUESTIONS WITHOUT NOTICE**MATTERS OF URGENCY**

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

CLOSED SESSION**CONFIDENTIAL COMMITTEE OF THE WHOLE****Corporate Services Division Report No. 22**

Tender No. T2010/05 - Expressions of Interest - License to operate and improve Koobilya Street Tennis Courts, Seaforth
It is recommended that the Council resolve into closed session with the press and public excluded to allow consideration of this item, as provided for under Section 10A(2) (c) of the Local Government Act, 1993, on the grounds that the report contains information that would, if disclosed, confer a commercial advantage on a person with whom the council is conducting (or proposes to conduct) business.

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

TO: Ordinary Meeting - 21 June 2010
REPORT: Mayoral Minute Report No. 5
SUBJECT: Queen's Birthday Honours 2010
FILE NO:

The Mayor requests that Council formally congratulate the following residents of the Manly Local Government area who recently received awards in the Queen's Birthday Honours 2010, Orders of Australia:

Member (AM) in the General Division:

Mr Peter John HUNT

For service to the community as a supporter of a range of charitable organisations, particularly in the fields of Indigenous education, homelessness, overseas aid and medical research.

Mrs Valerie May TAYLOR

For service to conservation and the environment as an advocate for the protection and preservation of marine wildlife and habitats, particularly the Great Barrier Reef and Ningaloo Reef, and as an underwater cinematographer and photographer.

Medal (OAM) in the General Division:

Mrs June Evelyn (Jacquiline) SMITH

For service to the community of Manly through a range of social welfare organisations.

Mr Gregory John HAMMOND

For service to sport, particularly through achievements as a paralympian.

Ambassador, Volleyball, Sydney 2000 Paralympic Games; competitor, Men's Standing Volleyball Team.

Ms Anne JONES

For service to community health through roles with Action on Smoking and Health Australia.

RECOMMENDATION

I Move that

The Mayor writes to the Manly LGA Honours recipients congratulating them on their awards.

ATTACHMENTS

There are no attachments for this report.

OM210610MM_4

***** End of Mayoral Minute Report No. 5 *****

TO: Ordinary Meeting - 21 June 2010
REPORT: Mayoral Minute Report No. 6
SUBJECT: One Association - Local Government NSW
FILE NO:

The Local Government and Shires Associations of NSW have resolved to progress the formation of One Association for Local Government. In 2009, the Shires Association resolved:

"That the Shires Association continue to engage the Local Government Association in discussions to achieve amalgamation of the two Associations.

That the Association develop alternative models for consideration by both Associations."

And, in the same year the Local Government Association resolved:

"That the Local Government Association conference, as a matter of priority, proceed with the formation of one Association to represent Local Government in New South Wales. In order to facilitate this move, it is recommended that a constitutional convention of both organisations take place to consider the formal amalgamation or the dissolution of both associations and the formation of one new representative body.

That the consultative paper prepared by Woods and Wearne be utilised as the discussion paper in the constitutional convention."

Both Associations have formally established a joint working party – the One Association Taskforce to facilitate the formation of One Association to represent Local Government in NSW.

The Taskforce, comprising of 5 representatives from each Association and an Independent Chairperson – Ms Libby Darlison, has been meeting regularly within the Terms of Reference to discuss and determine the base principles for One Association. These principles will be presented at the One Association Convention to be held on 16 & 17 August, 2010 and a discussion paper will be distributed prior to the Convention for your consideration.

The Taskforce is keen to have your involvement in this process, and has invited all Mayors, Councillors and General Managers to attend the Convention.

This is a significant step in the formation of a unified voice to represent Local Government in NSW.

RECOMMENDATION

1. Council notes the importance of forming One Association to provide a uniform voice for Local Government in NSW.
2. The Mayor, nominated elected representatives from Council and the General Manager attend the One Association Convention on 16 & 17 August.
3. Council consider this matter further when the One Association Taskforce releases its discussion paper.

ATTACHMENTS

There are no attachments for this report.

OM210610MM_3

***** End of Mayoral Minute Report No. 6 *****

TO: Ordinary Meeting - 21 June 2010
REPORT: Notice of Motion Report No. 24
SUBJECT: Support the Safe Rates Legislation
FILE NO:

Councillor Craig Whitting will move:

Manly Council calls on the Deputy Prime Minister, Minister for Industrial Relations Julia Gillard as well as the Shadow Minister for Transport Warren Truss to:

Support the Safe Rates Legislation and the recent pleas from the Transport Workers Union to adopt the tough new restrictions on Australian Transport Work Rates. Urgent action is required for the sake of all Australians who use our roads.

RECOMMENDATION

That the Notice of Motion be submitted for consideration.

ATTACHMENTS

There are no attachments for this report.

OM210610NM_1

***** End of Notice of Motion Report No. 24 *****

TO: Ordinary Meeting - 21 June 2010
REPORT: Notice of Motion Report No. 25
SUBJECT: Fish Friendly Councils Program
FILE NO:

Councillor Craig Whitting will move:

That Manly Council becomes an active participant in the recently announced State Government initiative *Fish Friendly Councils Program*. Active participation in the program will in addition to encouraging native fish to return to local waterways, boost recreational and tourism opportunities

RECOMMENDATION

That the Notice of Motion be submitted for consideration.

ATTACHMENTS

There are no attachments for this report.

OM210610NM_2

***** End of Notice of Motion Report No. 25 *****

TO: Ordinary Meeting - 21 June 2010
REPORT: Notice of Motion Report No. 26
SUBJECT: Council to seek occupancy of the Seaforth Tafe Site to use buildings for Council and Community Purposes
FILE NO:

Councillor Hugh Burns will move:

1. That Council writes to the Minister and the New South Wales Department of Education and Training seeking to inspect the Seaforth Tafe Buildings with a view to enter a lease for use of some areas for Council and Community use, while the future of the TAFE site continues to be determined.
2. That the expectation for the lease by Council would be for a 12 month term with two 6 month options exercisable by Council. The rent equivalent to be "paid" by Council for the use of the site over this period would be all services outgoings and the expense of making good the buildings to be used and maintaining the site in a manner to be agreed between Council and the Department.
- 3) That on successful negotiation of the lease, and after identification of areas desired to be used by Council itself, that Council call for expressions of interest from Community Groups to use space within the TAFE facility on a short-term temporary basis, in exchange for such groups meeting Councils estimated outgoings on the portions of the space they occupy (e.g. electricity and water etc.) and assisting Council in managing the facility by providing volunteers to assist maintaining the grounds and building common areas etc.

Background

The Seaforth Tafe has now sat empty and unused since it closed in 1999. It is the State Government's decision not to use the site for TAFE or other educational purposes. However the site contains various buildings which could easily be returned to use to benefit the public and the community, while the future of the site continues to be determined.

RECOMMENDATION

That the Notice of Motion be submitted for consideration.

ATTACHMENTS

There are no attachments for this report.

OM210610NM_3

***** End of Notice of Motion Report No. 26 *****

TO: Ordinary Meeting - 21 June 2010
REPORT: Notice of Motion Report No. 27
SUBJECT: Master Plan for the Balgowlah/Manly Vale Industrial Zone
FILE NO:

Councillor Cathy Griffin will move:

1. Manly Council accede to community and three Precinct Forum requests to develop as a matter of urgency a comprehensive Master Plan for the Balgowlah/Manly Vale Industrial Zone, (Enterprise Zone as it will become known) establishing planning priorities including but not limited to:
 - a. Changes to roads, traffic management, and parking
 - b. Pedestrian and bike paths
 - c. Landscaping, tree plantings, open space and public place furniture.
 - d. Diversity of land uses
 - e. Environmental impacts of large scale excavation on the water table
2. The General Manager advise on the possibility of rescinding the Draft LEP Amendment 79 to the Manly LEP 1988 and the implications of such a move.
3. Manly Council write to the Department of Planning and request that the gazettal of Amendment 79 to the Manly LEP be deferred until this Master Plan has been completed.
4. Manly Council request a 'stop the clock' on both the Bunnings & Woolworths DAs until the additional studies on the cumulative impacts of both these DAs have been completed presented to the community and Master Plan has been completed.
5. Manly Council publish a 'Fact Sheet' on the approval process to date and in the future for these DAs as well as the studies completed and in progress for these DAs.

RECOMMENDATION

That the Notice of Motion be submitted for consideration.

ATTACHMENTS

There are no attachments for this report.

OM210610NM_4

***** End of Notice of Motion Report No. 27 *****

TO: Ordinary Meeting - 21 June 2010
REPORT: Notice of Motion Report No. 28
SUBJECT: Parking spaces for the teachers at Manly Village Public School
FILE NO:

Councillor Cathy Griffin will move:

That Manly Council provides 30 parking spaces for the teachers at Manly Village Public School in the Council owned and operated Peninsular Carpark at no cost to the teachers until their parking area within the school is reinstated at the conclusion of the current building works.

RECOMMENDATION

That the Notice of Motion be submitted for consideration.

ATTACHMENTS

There are no attachments for this report.

OM210610NM_5

***** End of Notice of Motion Report No. 28 *****

TO: Ordinary Meeting - 21 June 2010
REPORT: Notice of Motion Report No. 29
SUBJECT: Membership of Sustainable Choice Program
FILE NO:

Councillor Barbara Aird will move:

Manly council agrees to become a member of the Sustainable Choice Program by:

1. Accepting in writing the LGSAs invitation to join the program.
2. Establishing a team with responsibility to co-ordinate sustainable procurement in council.
3. Developing, adopting and implementing sustainable purchasing policy principles, as set out in Appendix 1
4. Integrating sustainable procurement principles into council's purchasing processes.
5. Establishing a tracking system to monitor the scope and level of purchasing activity.
6. Council participation in the Sustainable Choice annual reporting questionnaire to record the scope and level of sustainable procurement taking place in NSW local government.
7. Staff participation in peer education forums, (workshops, etc) to facilitate increased levels of awareness of the benefits of sustainable procurement.

Background

'Sustainable Choice' is a sustainable procurement program helping local government meet Ecologically Sustainable Development (ESD) and triple bottom line objectives.

It is a joint undertaking of the Local Government and Shires Associations of NSW with the Department of Environment, Climate Change and Water NSW (DECCW), and participating councils.

The program provides support and guidance to councils on products and services that save energy or water, contain recycled content, are non toxic, have greenhouse or biodiversity benefits or advance council's social or environmental objectives in some way.

There are no fees and charges to join the Sustainable Choice programme.

RECOMMENDATION

That the Notice of Motion be submitted for consideration.

ATTACHMENTS

AT- 1 Sustainable Purchasing Policy Principles 1 Page

OM210610NM_6

***** End of Notice of Motion Report No. 29 *****

Notice of Motion Report No. 29 - Membership of Sustainable Choice Program

Sustainable Purchasing Policy Principles

Appendix 1

SUSTAINABLE PURCHASING POLICY PRINCIPLES

1. Purpose

These policy principles are intended to;

- a) reinforce council's existing sustainable purchasing policies, or
- b) provide clauses for insertion into councils purchasing policy where similar clauses do not already exist, or
- c) provide an over arching framework should council choose to develop a comprehensive sustainable purchasing policy.

2. Purchasing Goals

Wherever possible, Manly council employees and contractors will pursue the following goals and adhere to the specified objectives when purchasing products and services (noting that these impacts should be considered during the entire life cycle of the product, i.e. the production, distribution, usage and end of life stages).

- **Minimise Unnecessary Purchasing** - only purchase when a product or service is necessary.
- **Minimise Waste** - purchase in accordance with avoid, reduce, reuse and recycle strategies.
- **Save Water and Energy** - purchase products that save energy and/or water.
- **Minimise Pollution** - avoid purchasing products that pollute soils, air or waterways.
- **Non Toxic** - avoid purchasing hazardous chemicals that may be harmful to human health or ecosystems.
- **Greenhouse Benefits** - purchase products that reduce greenhouse gas emissions.
- **Biodiversity & Habitat Protection** - purchase in accordance with biodiversity and conservation objectives.
- **Value for Money** - purchase for best value for money in the long term.

3. Objectives

Manly Council's objectives through sustainable purchasing are to:

- eliminate unnecessary inefficiency, waste and expenditure.
- contribute to the combined purchasing power of local government to further stimulate demand for sustainable products, including materials collected through council's kerbside collection.
- advance sustainability by participating in "closing the life-cycle loop".
- increase awareness about the range and quality of products available.
- deliver council's commitments in relation to ecologically sustainable development (ESD) and other environmental and social objectives.
- play a leadership role in advancing long term social and environmental sustainability.
- support local businesses and organisations.

4. Actions

To achieve the above objectives, Manly Council will:

- nominate a staff member as the key contact on sustainable purchasing issues.
- establish a sustainable purchasing team (or refer to an existing team already operating within council) to co-ordinate, develop and implement this policy.
- ensure that sustainable purchasing goals and objectives (above) are incorporated into council's purchasing policies and processes.
- ensure that staff are fully informed about the benefits of sustainable purchasing.
- develop documentation to assist council staff involved in purchasing to comply with council's policy for sustainable purchasing (the Sustainable Choice program will be assisting by providing templates and guidance)
- establish a system to monitor and report on the scope and level of sustainable purchasing within council.
- council participation in the Sustainable Choice annual reporting questionnaire to record the scope and level of sustainable purchasing taking place in NSW local government.
- include relevant specifications in tender documentation and require council's contractors and consultants to comply with this policy (the Sustainable Choice program will be assisting by providing templates and guidance).
- participate in the Sustainable Choice program to facilitate sustainable purchasing in local government through staff peer education and information sharing.

There are no fees or charges to join the Sustainable Choice Program.

TO: Ordinary Meeting - 21 June 2010
REPORT: Notice of Motion Report No. 30
SUBJECT: Public Access to Sydney Road
FILE NO:

Councillor Mark Norek will move:

That Council serve an Order on Stocklands pursuant to s.121B (Order No.16) of the Environmental Planning and Assessment Act 1979 to complete the public access to Sydney Road. The order should give the applicant 12 months to complete the public access to Sydney Road.

Background

Many members of the community are concerned that now that Stocklands Shopping centre in Balgowlah is now trading that an important part of the Development Consent has not been completed.

Please see link to s.121B below – the terms of the Order are self explanatory.

www.austlii.edu.au/au/legis/nsw/consol_act/epaaa1979389/s121b

RECOMMENDATION

That the Notice of Motion be submitted for consideration.

ATTACHMENTS

There are no attachments for this report.

OM210610NM_7

***** End of Notice of Motion Report No. 30 *****

TO: Ordinary Meeting - 21 June 2010
REPORT: Notice of Motion Report No. 31
SUBJECT: Outcomes of Council Resolution to Appoint Property Officer
FILE NO:

Councillor Hugh Burns will move:

That the General Manager provide:

1. the job/position description for the new Property Officer to be employed by Council.
2. details of the advertisements placed or planned to be placed to seek applicants to fill this position including the closing date for applications
3. an outline of the timeframe to interview and select the most suitable candidate and advise Council the date on which it is expected the new officer will commence their duties.

Background

At the 8th February Meeting Council resolved to employ a suitably qualified property officer to manage Council's property and leasing portfolio in-house. This resolution was confirmed at the 8th March meeting after a rescission motion to overturn the original decision was lost.

Given the new financial year is about to start, it would be expected that Council's new Property Officer would be appointed by early July.

RECOMMENDATION

That the Notice of Motion be submitted for consideration.

ATTACHMENTS

There are no attachments for this report.

OM210610NM_9

***** End of Notice of Motion Report No. 31 *****

TO: Ordinary Meeting - 21 June 2010
REPORT: Notice of Motion Report No. 32
SUBJECT: Sydney Road Markets
FILE NO:

Councillor Peter Macdonald will move:

That Manly Council:

1. Review the operations of the Sydney Road Markets
2. Conduct a survey of Sydney Road retailers between The Corso and Whistler Street to ascertain the impacts, positive or negative, on their businesses at weekends
3. If the findings are significantly negative, that Council subject to the terms of the agreement give notice to terminate the agreement with Blue Sky Events.
4. Following such action, commission a plan to revitalise the streetscape to bring life and interest to the precinct 7 days a week

Background:

1. The Chamber of Commerce have been working with the Sydney Road traders to determine the impacts on their businesses
2. A meeting occurred on 9th March which has been minuted
3. I have personally talked to 10 businesses and estimate that at least 80% wish the markets to close
4. A compromise could be considered such as modifying the lay out (make stalls back-to-back) and police the items for sale but this does not have the support of the retailers
5. The President of the Chamber, John Kelleher, has lobbied all councillors for change on 2 June 2010

RECOMMENDATION

That the Notice of Motion be submitted for consideration.

ATTACHMENTS

There are no attachments for this report.

OM210610NM_11

***** End of Notice of Motion Report No. 32 *****

TO: Ordinary Meeting - 21 June 2010
REPORT: General Managers Division Report No. 13
SUBJECT: Manly Precinct Community Forums – User Consultation
FILE NO:

SUMMARY

The Manly Council Precinct Community Forums (known as precincts) are now in their 20th year of operation. Their role in council's community engagement framework is important and valued, so to ensure their ongoing success and effective operation Council staff have undertaken a process of user consultation to identify strengths and weaknesses in the system, and formulate a plan of action to address these factors.

REPORT

Council staff began consulting with Precinct users in mid 2009. The adopted consultation approach consisted of a precinct user survey, face to face meetings with the Chairs of Precincts, a workshop and follow up meeting with precincts executives, and various ad hoc discussions with key precinct users at precinct meetings and other forums.

The precinct users' survey was sent out to the precincts in July 2009 with over 100 responses to the survey being received. The aim of the survey was to get a broad picture of how the precinct system was viewed by users and to get more detailed information about individual's experiences of using the precincts.

The survey showed strong support for the concept of precincts and that the system should be improved and maintained. However there were a number of issues raised which were subsequently used as a basis for discussion with precinct executives and precinct members to draw up action plans to improve the workings of the precinct moving forward. ***Key findings of the survey can be found in Appendix 1.***

The one to one meeting with precinct chairs and the three workshops (attended by approximately 20 precinct representatives) provided the forum for an open discussion of various issues raised in the precinct surveys and as a forum for people to raise other relevant issues and put forward ideas. At the workshop in January 2010 a series of suggestions for action were put to the precinct and they have been used to formulate the following conclusions and recommendations. As part of the process, the Precinct Guidelines were consolidated and a number of key points were clarified. The revised document was discussed by all precincts at the final workshop on May 10th and the final draft of the guidelines is submitted for adoption with this report.

Conclusions and recommendations from Precinct user consultation

The user consultation project has highlighted a number of key areas of concern to precinct users which they feel need to be addressed-

- **Low attendees and community involvement with precincts:** leads to precinct being perceived as unrepresentative of the community it serves
- **Lack of knowledge about precinct activities and their role within the community:** leads to low attendance and lack of credibility. May also undermine the perceived relevance that precincts may have to local people
- **Difficulty in getting volunteers to manage and assist in running of precincts:** leads to a lack of human resources in precinct activities and a sense of "burn out" for those community members who are involved.
- **Inconsistent/poorly run meetings which are uninteresting:** leads to a lack of interest or perceived lack of effectiveness

General Managers Division Report No. 13 (Cont'd)

- **Perceived lack of response to precinct requests from Council:** The perception has the potential to create a situation where precinct members question the value or effectiveness of the system.

Actions to address the above

DESIRED OUTCOME:	SUGGESTED ACTION:
A. Improve the standing within the community of the Precincts including more targeted communications about activities of the Precincts by Council and the Precincts themselves	1. Create a new brand for the Precincts – create a logo, name and style which can be used in all literature and promotional material. (See Appendix 2) 2. Create targeted advertising in local media which highlights activities and good news stories from the Precincts rather than simply stating meeting dates and times. 3. Better utilisation of existing Council communications streams to focus on Precinct communications and promotion. 4. Set up and run structured training in the use of IT as an effective communication and engagement tool.
B. Improved operational support for Precinct executives and key Precinct members	1. Provide a suite of guidelines to cover areas such as minute writing, managing meetings/meeting etiquette and web publishing. 2. Continuing the running of quarterly Precinct Executive meetings at Council to provide training, relevant information and the opportunity for knowledge sharing. 3. Redraft Precinct Guidelines to close loopholes/areas of confusion whilst bringing in more flexibility (see appendix 3)
C. Improve the perception amongst precincts that council take precinct requests seriously.	1. Work to improve relationships with precincts via the precinct coordinator closely working with the precinct executives on an ongoing basis. 2. As point b) above, continue running quarterly precinct executive meetings 3. Work to ensure all parties are clear of their responsibilities including timescales for delivery of requests and responses (as laid out in precinct guidelines) 4. Make more effective use of systems in place (covered in point 2) above,

RECOMMENDATION

1. That the report and associated recommendations within be noted
2. That the revised guidelines dated June 15th 2010 be adopted

ATTACHMENTS

- AT- 1** Key Findings 1 Page
AT- 2 Design Concepts 1 Page
AT- 3 Proposed Guidelines 7 Pages

OM210610GMO_1

***** End of General Managers Division Report No. 13 *****

General Managers Division Report No. 13 - Manly Precinct Community Forums – User Consultation Key Findings

KEY FINDINGS FROM THE PRECINCT USER SURVEY

Note – The consultation regarding Precincts has only included those who are or have already been involved with Precincts and doesn't take into account the views of members of the Manly Community who are not involved. This fact needs to be taken into account when looking at the results below.

Opinions on the effectiveness of the Precincts varied in a number of areas and were dependant on both the Precinct and individuals views and experiences. The overall idea and intention behind the Precinct system largely received strong and positive support in the survey, a sentiment that was robustly underpinned from other discussions that took place. In the survey responses to three questions demonstrate this support –

- When asked to rate the current Precincts system in terms of effectiveness, 69% of survey respondents responded positively (56% thought the system effective and 13% highly effective.) 26% returned with a negative view (20% considering the system ineffective and 6% highly ineffective.)
- When asked if the Precinct system was valuable and should be retained and improved the response was extremely positive with 93% agreeing (49% strongly agreeing and 44% agreeing. Only 7% responded in the negative.
- When asked if the Precincts made a positive difference 85% of people agreed.

Clearly these statistics are an indication of support for the system and that it be retained and improved. However the survey brought up some negatives views about the system too. Four questions highlight some key problems that exist –

- When asked if the current system is effective at communicating messages between Council and the local community 66% of people responded in the negative.
- When asked if the system was representative of the community 44% of people disagreed 11% of which strongly*
- When asked if they believed that the system was relevant to the community it represents 31% responded negatively.*
- When asked if the Precinct Community Forums are a group which is listened to and taken seriously 28% people thought not.*

**Although this is less than half one must consider that this statistic comes from a group who are already aware and are (or have been involved) with Precincts and is therefore something to be seriously considered.*

General Managers Division Report No. 13 - Manly Precinct Community Forums – User Consultation Design Concepts

APPENDIX 2 - DESIGN CONCEPTS

These designs will be applied to a number of documents, templates and other material which will be used to promote the precincts.

Precinct System Logo



Examples of Singular precinct names





GUIDELINES FOR MANLY COUNCIL COMMUNITY PRECINCTS

<u>SIZE OF MANLY AREA:</u>	16.25 square kilometres (1625.4 hectares)
<u>POPULATION:</u>	37,380 (2006 Census approx)
<u>NUMBER OF HOUSEHOLDS:</u>	17,442 (2006 Census approx)
<u>NUMBER OF PRECINCTS:</u>	12 designated areas
<u>HOUSEHOLDS IN PRECINCTS:</u>	1000-2000 households (average)
<u>MEETINGS HELD:</u>	Monthly

BACKGROUND

In order to provide a system of government and decision making that is open, accessible and informative, Manly Council, through a system of Community Precincts, encourages residents, workers, students and property owners to actively engage in Council's decision making processes.

OBJECTIVES:

1. To provide an effective communication channel between the community and Council
2. To ensure that actions the community want the council to take are communicated to the Council
3. To ensure that the community's views are taken into account in the council decision making processes
4. To follow up on behalf of the community on agreed actions
5. To encourage more social interaction within the local community
6. To progress community issues with Federal and State Government bodies and private organisations.
7. To provide information to Council on the physical and social characteristics and requirements of individual Precincts in order to assist Council in (a) assessing Building, Development and Environmental matters and (b) formulating its overall programme for the Local Government Area.
8. To make recommendations for expenditure in individual areas.
9. To make recommendations to Council on social issues that affect the individual areas or Manly as a whole.

Council regards Community Precincts as Community groups that are independent from Council, to which Council provides guidance and support. They are a valuable source of community consultation but they are advisory in nature.

PRECINCT MEETINGS**GENERAL:**

- A public meeting will be held in each local Precinct at least once every month (with the possible exception of January when precincts are encouraged to take a break). The purpose of the Precinct meeting is for residents, workers and ratepayers to meet formally and discuss a range of issues affecting their local community in order to inform Council of their views and recommend any necessary action.
- Precinct meetings are organised by the executive of each local Community Precinct.
- No resident or ratepayer is to be excluded from any Precinct meeting unless there are external legal reasons to consider such as court orders or similar. In such extreme circumstances, admission to a meeting will be at the discretion of the Chair. If any attendee at a meeting should become unruly or disruptive, the chairperson has the right to expel that person if they continue to behave in an inappropriate manner after being warned officially by the chair.
- Every effort must be made to inform all households in the Precinct area about the activities and meetings of the Precinct. This can be done through the medium of monthly newsletters and / or e-newsletters, the precinct notice board, the Precinct website and other communications mediums which may be at the disposal of the precinct in question. Precincts are encouraged to use as many communication channels as possible to ensure that all members of the community are included.

ATTENDANCE AT MEETINGS:

- All residents and ratepayers within each Precinct may attend Precinct Meetings and may vote in accordance with the Guidelines for Precinct Meetings as outlined below in the section “voting at precinct meetings”.
- All workers in a particular area may attend the local Precinct meeting and contribute to discussion but are not entitled to vote on agenda items.
- The Mayor and Councillors may attend monthly Precinct meetings for the area they live in and no invitation is required for such attendance. However councillors should consider very carefully their active involvement at their local precinct meetings, particularly in regards to voting on issues, proposing motions or seconding motions that are likely to involve a later assessment by Council.
- If Councillors wish to attend Precinct meetings **outside** the area they live in, they may only do so by invitation. When an invitation is issued to any Councillor, all Councillors including the Mayor must be invited to attend that meeting.

QUORUM FOR VOTING:

The quorum for all Precinct Meetings, including the Annual General Meeting (AGM) is 12 **residents**. If at the AGM, no quorum is reached after half an hour, those present can proceed to adopt the previous AGM minutes only.

VOTING AT MEETINGS:

- All **residents and ratepayers** may vote on any issue at a meeting, except those precinct members with an 'interest' (*please see below*).
- The views of a precinct are recorded as those expressed by a show of hands of those present at the meeting.
- The minutes should state the number of persons present at the meeting as well as voting figures on individual agenda items. The simple term "unanimous" is acceptable as long as the attendance figures are recorded within the minutes
- Workers in the subject area may attend precinct meetings but they are not eligible to vote.

Persons with an "interest"

- On matters relating to particular Development Applications, all people directly involved with the application (eg. owners, tenants, developers and architects) should declare an interest and must not vote on that item.
- For other agenda items that are not DA related, persons with an "interest" are those people deemed to have a pecuniary interest in the matter being voted on (i.e. where there is potential for that person to significantly benefit financially from the outcome of the matter). These people should declare an interest and must not vote on that item.

ANNUAL GENERAL MEETINGS:

Every Precinct must hold an Annual General Meeting in May each year. The Precinct must make every effort to ensure that all households are notified of this meeting including details such as the date, time and location of meeting. (*Please refer above to guidelines under "General" regarding to notification of meetings*)

The Annual General Meeting for each precinct will be conducted by Manly Council's Precinct Coordinator and / or Manager of Community Relations and External Affairs.

General Managers Division Report No. 13 - Manly Precinct Community Forums – User Consultation Proposed Guidelines

Guidelines for Community Precincts

OFFICE BEARERS:

- Each Community Precinct is to elect the following Office Bearers at their AGM:
 - Chairperson,
 - Secretary and
 - Treasurer
 - The election of a Deputy Chairperson is optional
- The Office Bearers must not be from the same family group (*unless exceptional circumstances exist*).
- The office bearers must live in the Precinct (*unless exceptional circumstances exist*).
- Councillors are not allowed to be office bearers of Precincts.
- In the event of a vacancy arising in the position of Secretary or Treasurer, the Precinct members can elect a new “acting” office bearer to either of these positions at any ordinary meeting as long as it is convened and notified as per the guidelines above for monthly meetings.
- In the event of a vacancy arising in the position of Chairperson, the Precinct members must notify the Precinct Coordinator as soon as possible in order that an election for the position can be held by the Precinct Coordinator or the Manager of Community Relations and External Affairs.

MATTERS REFERRED TO COMMUNITY PRECINCTS:

At any given time, Council staff will identify a range of issues to be referred to Community Precincts. However at all times, the following matters will be automatically referred to Community Precinct meetings:

- All land re-zoning proposals
- All development applications, building applications, changes to traffic conditions or landscaping works which will:
 - alter the character of an area;
 - have an impact on such matters as traffic issues, management plans, views or overshadowing and change of use.

Further criteria for items sent to Community Precincts for comment are outlined in the Manly DCP for Notification 1999, section 4.2.2 'Local Development'

A full list of new DAs with a brief synopsis will be provided to precincts on a monthly basis so that precincts are aware of DAs that have been lodged within the Manly LGA. If Precincts wish to view material for DAs in their area that have not been automatically referred to them under the criteria above, then they can submit a request to the Precinct Coordinator to view such files. Such requests will then be processed by the Precinct Coordinator.

PRECINCT DECISIONS and RECOMMENDATIONS:

- It is the Community Precinct's responsibility to advise Council of any decisions/recommendations made at a Precinct meeting in a reasonable timeframe.
- Many issues referred to Precincts by Council staff are accompanied by a specified timeframe (e.g Development Applications or Building applications). Precincts need to ensure that specified timelines are complied with as Council business will not be delayed due to a lack of response from a Community Precinct.
- All other decisions or recommendations of the Community Precincts must be forwarded to Manly Council within a reasonable timeframe. Council commits to providing a response to the precinct within **15 work days** of receipt of the minutes.
- All resolutions coming from a precinct meeting must be minuted and accompanied by voting numbers.
- All minutes / letters to Council regarding a decision made by the Precinct should state the date of the meeting when the decision was made and should provide an account of voting numbers.
- Decisions of Community Precincts are advisory only and will be considered by the Council in its statutory decision making role. Decisions of Community Precincts may be accepted or rejected by the Council but at all times, a response will be provided to the Precinct explaining Council's position.

General Managers Division Report No. 13 - Manly Precinct Community Forums – User Consultation Proposed Guidelines

Guidelines for Community Precincts

CONTACT WITH COUNCIL

COUNCIL SUPPORT:

Council employs a Precinct Coordinator to liaise with and support the Precincts. Guidance to the position is provided by the General Manager and the Manager of Community Relations & External Affairs.

COUNCIL COMMUNITY PRECINCT

- Council staff will advise the Precinct Coordinator of items, issues, applications and matters for community comment for individual Community Precinct areas
- Responses to Precinct Minutes and action items will be conveyed by Council staff to the community precinct via the Precinct Coordinator
- Council's Environmental Services Division sends copies of Development Application documentation directly to Precinct representatives with a reply-paid envelope for the return of the plans to Council.

COMMUNITY PRECINCT COUNCIL

- Action items and precinct requests will be conveyed to council staff via formal minutes of a precinct meeting. The minutes will be received by the Precinct Coordinator in order that resolutions and requested action items can be processed.
- Normal enquiries or requests for action can be made through Council's Customer Service Centre or via the "Customer Action Request" facility on council's website at www.manly.nsw.gov.au
- Direct Contact with the General Manager is also possible but all written correspondence should be copied to the Precinct Coordinator to ensure they are aware of key outcomes and decisions.
- All other contact with Council staff, including face to face meetings, must be facilitated by the Precinct Coordinator.

Complaints concerning lack of information or lack of co-operation are to be made to the Manager Community Relations & External Affairs in the first instance.

FUNDING:

Each Community Precinct is allocated funding from Council as a contribution to printing and distribution of notices. These funds will be provided to precincts in the first quarter of the financial year. Additional funds may be raised by each Precinct via newsletter advertising, local initiatives, fundraising etc. Any additional funding collected in the name of the precinct must be held in official precinct accounts. Any concerns regarding the financial management of a precinct must first be raised in the context of a precinct meeting before being escalated to Council. In such an instance, council reserves the right to request financial records. Bank statements covering a 12 month period must be tabled at each AGM.

GOVERNANCE ISSUES**CODE OF CONDUCT:**

Precinct Office Bearers are covered by the Manly Council Code of Conduct as delegates. The Code of Conduct is available on Council's website www.manly.nsw.gov.au under Council Publications.

PUBLIC LIABILITY, PROFESSIONAL INDEMNITY AND PERSONAL ACCIDENT INSURANCE COVER:

Some limited coverage is provided by Council as outlined below. However, individual precincts are encouraged to take out their own coverage for the following:

- Public liability
- Association liability and
- Personal accident – volunteers.

Precinct office bearers are advised that they need to exercise extreme care when speaking, publishing and reporting in any capacity, on behalf of the Community Precinct.

COUNCIL COVERAGE:**Precinct Meetings:**

Precinct Office Bearers - i.e. Chairman, Secretary & Treasurer are covered for public liability for precinct meetings when the meeting is held within a Council owned facility.

Precinct Event:

This Public Liability cover may be extended to the official Precinct Office Bearers' for their role as organisers of an event on behalf of the Precinct. The cover in this instance will only apply when the event is held in a Council owned facility and a completed risk assessment for the event has been supplied to Council's insurers and they have confirmed that they will accept coverage for the event under the policy.

USE OF MEDIA, PRECINCT LETTERHEAD, NEWSLETTERS AND NOTICE BOARDS:

The Precinct Executives are responsible for the content of information in newsletters, notice boards, all correspondence and use of the media.

The use of the media, Precinct letterheads or notice boards for specific items/issues needs to be confirmed and supported through the collective view of Precinct attendees at a duly convened Community Precinct Meeting.

PERSONAL or POLITICAL AGENDAS:

Community Precincts cannot be a vehicle for any registered political party or interest group. The Precinct Executives are asked to use their awareness and discretion to ensure the Precinct meeting remains free of any political pressures.

For further information regarding the Community Precincts at Manly Council, please contact the Precinct Coordinator on 9976 1512.

* ***“exceptional circumstances”*** are situations deemed to be exceptional by the Manager of Community Relations and External Affairs

TO: Ordinary Meeting - 21 June 2010
REPORT: General Managers Division Report No. 14
SUBJECT: Government Information (Public Access) Act 2009

SUMMARY

The purpose of this report is to advise Council of the new *Government Information (Public Access) Act 2009* (the GIPA Act) which commences on 1 July 2010 and Council's implementation of the Act.

REPORT

The GIPA Act will commence on 1 July 2010. At present, access to Council information is governed by section 12 of the *Local Government Act 1993* (LG Act) and the *Freedom of Information Act 1989* (FOI Act). The GIPA Act will replace both of these instruments. It will also apply to all New South Wales government agencies, not only Councils.

The GIPA Act creates new rights to information that are designed to meet community expectations of more open and transparent government. Where there is an overriding public interest against disclosure of information, Council may refuse access to information. The GIPA Act establishes four ways for the public to access government information:

Mandatory Disclosure

Certain information must be published on Council's website, free of charge.

Proactive Release

Council is encouraged to take the initiative to release as much information as possible, in an appropriate manner and free of charge (or at lowest reasonable cost).

Information Release

Council is encouraged to release information without the need for a formal application, unless there are good reasons to require one.

Formal Access

In limited circumstances, access to information will require formal access applications.

The GIPA Act also requires Council to set up and provide the following on its website:

Disclosure Log

The log will tell people what information has been released in response to formal access information, when it was released and related information. The log does not need to include personal information.

Register of Government Contracts

The register will provide information in relation to contracts worth \$150,000 or more that Council enters into. The information is to include the name of the contractor, the amount to be paid, details of the goods or services to be provided, and related information.

RECOMMENDATION

It is recommended that Council receive and note the report.

ATTACHMENTS

There are no attachments for this report

OM210610GMO_2

***** End of General Managers Division Report No. 14 *****

TO: Ordinary Meeting - 21 June 2010
REPORT: Corporate Services Division Report No. 20
SUBJECT: Mayors' and Councillors' Fees - Determination of Local Government Remuneration Tribunal - 2010/2011
FILE NO:

SUMMARY

The Local Government Remuneration Tribunal has handed down its Report for 2010/2011 regarding the Category of Councils, and the fees payable to the Mayor and Councillors as from 1 July 2010.

REPORT

Under the Act, the Council must pay the Mayor and each Councillor an annual fee. The fee must be fixed by Council and must be in accordance with the appropriate determination of the Local Government Remuneration Tribunal being equal to or greater than the minimum but not greater than the maximum of the appropriate category. The same fee must be paid to each Councillor.

The Tribunal has now made a determination for 2010/2011, handing down its Report on 30 April 2010.

The Tribunal considered submissions by the LGSA, regarding the level of fees paid to Councillors and Mayor, as well as 22 submissions from individual councils. The Tribunal has taken into consideration other broader issues facing local government, including the impact Integrated Planning & Reporting, State Government planning reforms, interstate comparisons, as well as a review of the categorization of Councils.

The Tribunal was not convinced by any of the submissions received and accordingly made no significant changes to the classification and remuneration scheme.

The Tribunal has determined that fees for Councillors and Mayors be increased by 3.0% effective from 1 July 2010 (compared to 2.5% in 2009).

A copy of the Remuneration Tribunal Report can be found at:
http://www.remtribunals.nsw.gov.au/local_government/current_determinations

Manly Council is classified as a Metropolitan Category Council - for which the Tribunal has set the following minimum and maximum fees to apply for 2010/2011:

	Minimum	Maximum
Mayor Allowance (current maximum fee paid \$33,840)	\$15,430	\$34,860
Councillors Fees (current maximum fee paid \$15,500)	\$ 7,250	\$15,970

The fee payable to Mayors is in addition to Councillor fees.

At Council's Meeting held on 27th July 1998, Council resolved as follows:

Corporate Services Division Report No. 20 (Cont'd)

“ That in respect of future determinations by the Local Government Remuneration Tribunal, Council, as policy, set the Mayor and Councillor remuneration fees at the maximum level determined by that body.”

Budget Implications

There are no implications for the Budget as an allowance had been included for anticipated increases in the Councillor and Mayoral fees.

It is recommended that Council resolve as follows:

RECOMMENDATION**That:**

Council reaffirm its previous policy adopted in July 1998, that pursuant to s.248 and 249 of the Local Government Act, 1993, Council set the Mayor and Councillor remuneration fees for the period 1 July 2010 to 30 June 2011 at the maximum level determined by the Local Government Remuneration Tribunal, with the following fees to apply:

Mayor Allowance - \$34,860

Councillors Fees - \$15,970

ATTACHMENTS

There are no attachments for this report.

OM210610CSD_4

***** End of Corporate Services Division Report No. 20 *****

TO: Ordinary Meeting - 21 June 2010
REPORT: Corporate Services Division Report No. 21
SUBJECT: Report on Council Investments as at 30 April 2010
FILE NO:

SUMMARY

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

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

REPORT

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

Attached is the report of the bank balances and investment performance for April 2010.

Certification – Responsible Accounting Officer

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

Investment Performance

The Investment Report shows that Council has total Investments of \$15,290,503, comprising a combined Bank Balance of \$248,318; and Investment Holdings of \$11,992,024 directly managed and \$3,050,161 externally managed.

Investments overall performed below the 90 day average Bank Bill Swap Rate (BBSW) for the month providing a return of 4.05% (*Council Benchmark = 4.54% - benchmark is 90 day average BBSW*)

The reduced interest returns for April are a result of several investments not paying interest coupons and initiating capital guarantee mechanisms to protect the investment. These include Emu Note (Dresdner Bank), Credit Suisse Aquaduct; Longreach Socially Responsible Note, ANZ Climate Change Trust, Westpac Principal Protected Ethical Note, and Lehman Bros Zircon (Coolangatta) and Beryl (Global Bank Note).

Lehman Brothers Australia (Grange) Portfolio Performance

Return on Lehman Brothers Australia Limited (Grange) Managed Funds since inception was 6.09%, less than the benchmark UBSWA Index of 5.71% (for the month of April 2010 the monthly return was 3.76% above the benchmark UBSWA Index). Whilst the current market value of these investments (included in the report for information) shows a reduction in the value and the returns reported by Lehman Brothers Australia (Grange) indicate a return below benchmark, it is important to note that the Investments are recorded by Council at their original principal face value, and there would be no erosion of Council's initial capital investment if the investment continues to be held at the present time to maturity.

Corporate Services Division Report No. 21 (Cont'd)**Movements in Investments for the Month of April 2010****Investments Made**

Nil

Investments Matured

<u>Issuer</u>	<u>Particulars</u>	<u>Face Value</u>	<u>Redeemed Value</u>
Savings & Loans Credit Union	Term Deposit	\$500,000	\$500,000

RECOMMENDATION

That: the statement of Bank Balances and Investment Holdings as at 30 April, 2010 be received and noted.

ATTACHMENTS

AT- 1 Investment Report 1 Page

OM210610CSD_5

***** End of Corporate Services Division Report No. 21 *****

ATTACHMENT 1

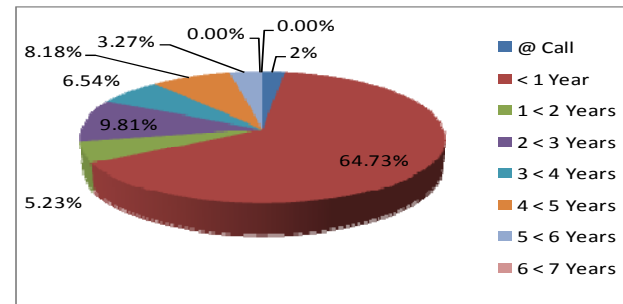
Corporate Services Division Report No. 21 - Report on Council Investments as at 30 April 2010 Investment Report

MANLY COUNCIL INVESTMENT PORTFOLIO as at 30 April 2010									
	Form of Investment	Investment in AUS\$	Market Val	Percentage of Portfolio	S & P Rating	Date Invested	Call/Maturity Date	Investment Returns Interest Rate	Interest Accrual YTD Apr 10
Directly Managed Funds									
Trading Account									
CBA Trading Account	Cash	248,318	248,318	1.62%	AA-			3%(3)	\$ 27,482 \$ 3,606
Others									
Emu Note - Dresdner Bank	Structured Note	500,000	379,400	3.27%	AAA	25/10/2005	13/12/2012	0.00%	\$ - \$ -
WBC PP Ethical Note	Structured Note	500,000	451,080	3.27%	AA-	5/07/2006	5/07/2012	0.00%	\$ - \$ -
Credit Suisse - Aqueduct Note	Structured Note	500,000	490,550	3.27%	AA-	22/12/2006	21/06/2010	0.00%	\$ - \$ -
Longreach - Socially Responsible Note	Structured Note	500,000	445,200	3.27%	AA	19/12/2007	11/12/2012	0.00%	\$ - \$ -
ANZ Climate Change Trust	Structured Note	500,000	415,020 ⁽⁴⁾	3.27%	AA	21/12/2007	21/12/2013	0.00%	\$ - \$ -
Greater Building Society	Term Deposit	571,268	571,268	3.74%	BBB+	7/03/2010	3/09/2010	6.00%	\$ 5,071 \$ 2,817
Savings and Loans Credit Union Limited	Term Deposit	719,877	719,877	4.71%	Cr Union	26/08/2009	24/05/2010	4.94%	\$ 24,065 \$ 2,923
Commonwealth Bank	Term Deposit	2,600,000	2,600,000	17.00%	AA-	30/09/2009	30/06/2010	4.62%	\$ 69,768 \$ 9,873
Suncorp Metway Limited	Term Deposit	1,000,000	1,000,000	6.54%	A	30/09/2009	28/06/2010	5.15%	\$ 29,912 \$ 4,233
Bank of Western Australia	Term Deposit	1,000,000	1,000,000	6.54%	AA	30/09/2009	30/06/2010	4.90%	\$ 28,777 \$ 4,073
Bank of Queensland	Term Deposit	1,000,000	1,000,000	6.54%	BBB+	30/09/2009	28/06/2010	4.96%	\$ 28,915 \$ 4,091
Macquarie Bank	Term Deposit	500,000	500,000	3.27%	AA	10/03/2010	8/06/2010	5.50%	\$ 3,513 \$ 2,291
Macquarie Bank	Term Deposit	506,856	506,856	3.31%	AA	15/03/2010	15/06/2010	5.50%	\$ 3,842 \$ 2,260
Police and Nurses Credit Union	Term Deposit	500,000	500,000	3.27%	Cr Union	10/03/2010	8/06/2010	6.02%	\$ 4,206 \$ 2,474
Credit Union Australia	Term Deposit	500,000	500,000	3.27%	Cr Union	10/03/2010	8/06/2010	5.92%	\$ 4,136 \$ 2,433
Adelaide and Bedigo Bank	Term Deposit	500,000	500,000	3.27%	BBB+	10/03/2010	8/06/2010	5.15%	\$ 3,598 \$ 2,116
LGFS Fixed Out-Performance Cash Fund	@ Call	55,995	55,995	0.37%	AA-	At call	At call	4.42%	\$ 1,863 \$ 216
LGFS Ethical Fund	@ Call	30,985	30,985	0.20%	A	At call	At call	7.10%	\$ 1,351 \$ 90
Commonwealth Bank	@ Call	7,042	7,042	0.05%	AA-	At call	At call	4.00%	\$ 75,963 \$ 6,741
Total		11,992,024	11,673,274	78.43%					
Total Directly Managed Funds		12,240,342	11,921,592						
Lehman Brothers Australia (Grange) Managed Funds (All in AUS\$)									
Approved Deposit Institutions (Bank)									
HSBC	Floating Rate Note	500,000	491,185	3.27%	AA	20/03/2007	22/09/2011	4.47%	\$ 16,294 \$ 1,837
Total		500,000	491,185	3.27%					
Interest Bearing Securities (Non Bank)									
Magnolia (Flinders)	Floating Rate CDO	300,000	268,839	1.96%	BB	20/03/2007	20/03/2012	5.74%	\$ 12,788 \$ 1,416
MAS6-7 (Parkes IIA)	Floating Rate CDO	500,000	19,030	3.27%	CCC-	20/03/2007	20/06/2015	6.29%	\$ 19,352 \$ 2,585
Heli0308 (Scarborough)	Floating Rate CDO	250,000	54,080	1.64%	CCC-	21/06/2007	23/06/2014	6.07%	\$ 15,164 \$ 1,238
Corsair (Torquay)	Floating Rate CDO	500,000	3,145	3.27%	CCC-	20/03/2007	20/06/2013	5.84%	\$ 24,144 \$ 2,400
Zirccon (Coolangatta)	Floating Rate CDO	500,000	425,000	3.27%	B+	20/03/2007	20/09/2014	0.00%	\$ - \$ -
Beryl (Global Bank Note)	Floating Rate Note	500,000	465,000	3.27%	B-	3/04/2007	20/09/2014	0.00%	\$ - \$ -
Total		2,550,000	1,235,094	16.68%					
Macquarie Cash Management Account	@ Call	161	161	0.00%	AAA	At call	At call	1.95%	\$ 1,132 \$ 160
Total Grange Managed Funds		3,050,161	1,726,440	19.95%					
Retired Investments									\$ 62,036 \$ 703
TOTAL PORTFOLIO		15,290,503	13,648,032	100.00%				4.05%	\$ 463,372 \$ 60,576
BENCHMARK								4.54%	

Notes:

- Benchmark is 90 day Average BBSW
- CDO - Collateralised Debt Obligation
- Balances less than \$250,000 earn 3%, \$250,000 to \$499,999 earn 3.25%, \$500,000 to \$750,000 earn 3.5% & greater \$750,000 earn 3.75%
- Market valuation as at 28/2/2010

Summary by Credit Rating		No.
AAA	3.27%	2
AA	22.93%	6
A	6.74%	2
AA-	25.58%	6
BBB+	13.55%	3
BBB-	0.00%	0
BB	1.96%	1
B+	3.27%	1
B-	3.27%	1
CCC-	8.18%	3
Credit Union	11.25%	3
	100.00%	28



TO: Ordinary Meeting - 21 June 2010
REPORT: Environmental Services Division Report No. 16
SUBJECT: Local Government Innovation in Waste Awards 2010 "Filtered Water Bubbler Project"
FILE NO:

SUMMARY

Manly Council was awarded second place in the Inaugural Local government Innovation in Waste Awards 2010, at the NSW Waste Conference held in May 2010.

The prize for second place was a return trip to New Zealand to attend the WasteMINZ 2010 Conference in Auckland, New Zealand to be held on 12-15 October, 2010.

REPORT

Manly Council's Filtered Water Bubbler Project was awarded 2nd place in the inaugural Local Government Innovation in Waste Awards at the Waste 2010 Conference. Selected in the top five from over 30 entries from all over Australia, Council was asked to give a 10 minute presentation on the program as part of the final judging process. The entries were judged by a panel of industry experts and were assessed on the basis of environmental and community benefit, cost, community consultation and promotion.

The filtered water bubblers continue to be hugely successful in reducing water bottle waste, natural resource use and greenhouse gas emissions. Fifteen filtered water bubblers have been installed along Manly Corso and Manly Ocean Beach. Three more will be installed by the end of 2010. Based on the current usage of the bubblers (which are metered) when all 18 bubblers are operational, enough filtered water will be dispensed to fill 2 million, 600mL bottles per year.

Manly Council was awarded a return trip to New Zealand WasteMINZ 2010 Conference and a 2nd prize plaque.

This year's theme, 'The Value of Good Science', recognises the important role science plays in moving new Zealand forward to achieve its goal of 'towards zero waste'.

RECOMMENDATION

THAT the Chair of the Waste Committee and a Member of the Waste Education Team as nominated by the General Manager to attend the conference and deliver the paper on the Manly initiative.

ATTACHMENTS

There are no attachments for this report.

OM210610ESD_1

***** End of Environmental Services Division Report No. 16 *****

TO: Ordinary Meeting - 21 June 2010
REPORT: Human Services And Facilities Division Report No. 7
SUBJECT: Re-establishment of the Alcohol Free Zone in Manly
FILE NO:

SUMMARY

This report details the proposal to re-establish the existing Alcohol Free Zone (AFZ) bounded by North Steyne and South Steyne, Ashburner Street, East Esplanade, Belgrave Street, Pittwater Road and Steinton Street for a period of 4 years as identified in the attached Map (see Attachment 1). The AFZ is an effective tool to assist both Council and Manly Police to manage public safety. Submissions have been received in support of the proposal (see Attachment 2), and it is proposed that the boundary for the Alcohol Free Zone remains unchanged.

REPORT

Following a recommendation from the Community Safety Committee of 11 March 2010 that Manly's Alcohol Free Zone be re-established for a period of four years, this was subsequently adopted by Council at the Ordinary Meeting of 19 April 2010.

Operation and purpose of the Alcohol Free Zone

The AFZ in Manly covers an area in the CBD as per the attached map (see Attachment 1). The boundaries of the AFZ have remained unchanged since 2004.

The AFZ in Manly restricts the consumption of alcohol 24 hours a day, 7 days a week and is current until 27 December 2010.

The intention of an Alcohol Free Zone is to combat anti-social behaviour and to address community concern for specific locations. Manly Police and authorized Council Rangers are empowered to confiscate alcohol that is in the possession of persons within the AFZ whom they believe either have been drinking or are about to drink alcohol within these zones. Confiscated alcohol may be seized and disposed of on the spot. The AFZ is regularly monitored; with particular attention given to the AFZ on the main entertainment nights of Friday and Saturday nights, and on special events such as New Years Eve and Australia Day.

Process undertaken to re-establish the AFZ

Manly Council has followed the Ministerial Guidelines on Alcohol Free Zones (February 2009) which give direction on operation, signage and enforcement. Part 4 'Street Drinking' Sections 642-648 of the Local Government Act 1993 provide guidance on the establishment, operation and enforcement of Alcohol Free Zones.

An advert was placed in the Manly Daily on Saturday 8 May 2010 as public notice to re-establish the AFZ, and calling for submissions by 10 June 2010. Mayor Jean Hay also mentioned this proposal in the Mayors Message. Posters were placed on community noticeboards and information made available on Council's website and at Council's Customer Service Centre. All Precincts were notified by email and letter asking them to include information in newsletters and place posters on Precinct noticeboards. Ninety liquor licensees whose premises border on, or adjoin or were adjacent to the AFZ boundary were also advised and invited to comment by 10 June 2010, as were the following key agencies and stakeholders:

- Manly Drug Education & Counselling Centre (MDECC)
- Northern Beaches Health Promotion
- Manly Local Area Command
- Metropolitan Land Council

Human Services And Facilities Division Report No. 7 (Cont'd)

- Royal Far West School
- St Marys Primary School
- Manly Village Public School
- Manly Community Centre

Submissions received

- 4 letters/emails from members of the community
- 1 letter of support from Superintendent Darcy of Manly Police
- 1 letter of support from Manly Drug Education & Counselling Centre (MDECC)

All submissions are supportive of the re-establishment of the AFZ.

Most point to the need for greater enforcement, and Council will ensure Manly Police and Council's Night Rangers continue to work closely to adequately enforce the AFZ.

Most submission also suggest that the AFZ be widely promoted to the community, and this will be conducted as part of the community education campaign which is currently being developed.

Only one submission called for the extension of the AFZ to include North Steyne Beach. However, in accordance with legislation, an AFZ may only cover roads, footpaths and car parks, whilst irresponsible drinking in beaches, parks and reserves may be enforced by signage under Section 632 of the Local Government Act 1993 which allows Council to designate Alcohol Consumption Prohibited Zones in such public areas.

The current boundary of the AFZ is therefore proposed to remain intact.

Attachment 2 provides extracts from these submissions.

Community education campaign

Alcohol Free Zones are most effective if they are part of a larger program directed at irresponsible alcohol consumption, including community education. Following the re-establishment of the AFZ, Council will commence a community awareness campaign in close consultation with the Community Safety Committee and particularly with Manly Police. This campaign will have a specific focus on visitors and language students to Manly. The campaign will incorporate messages of location and restrictions of both the AFZ and the Alcohol Consumption Prohibited Zones which cover most of Manly's parks, beaches and reserves.

RECOMMENDATION

1. That Council resolves to re-establish the Alcohol Free Zone in the Manly CBD as per Attachment 1 for a period of four years to take effect 7 days after publication of notice in the Manly Daily.
2. That the Alcohol Free Zone not apply to any premises that are the subject of an outdoor eating area approval issued by Council within the hours specified by an approved license where such license permits the consumption of alcohol.
3. That Council informs all those who made a submission, and all key stakeholders who were notified in the public notice period of the re-establishment of the Alcohol Free Zone.
4. That Council publicly advertises the re-establishment of the Alcohol Free Zone by notice in the Manly Daily.

Human Services And Facilities Division Report No. 7 (Cont'd)

5. That Council amends the existing Alcohol Free Zone signage to reflect the new period of operation of four years which shall commence 7 days after publication of notice in the Manly Daily.
6. That Council commences a community education campaign in consultation with the Community Safety Committee and Manly Police to raise awareness of the location and restrictions of the Alcohol Free Zone as well as the parks, beaches and reserves signposted as Alcohol Consumption Prohibited Zones in accordance with Section 632 of the Local Government Act 1993.

ATTACHMENTS

AT- 1 AFZ map and text

AT- 2 Submissions received re-establishment of AFZ

OM210610HSFU_1

***** End of Human Services And Facilities Division Report No. 7 *****

Human Services And Facilities Division Report No. 7 - Re-establishment of the Alcohol Free Zone in Manly
AFZ map and text



MANLY ALCOHOL FREE ZONE



 **ALCOHOL FREE ZONE BOUNDARY**

ALCOHOL FREE ZONE IN MANLY CBD

Manly Council proposes to re-establish the existing Alcohol Free Zone (AFZ) in the Manly CBD. The Alcohol Free Zone is used as an early intervention measure to prevent the escalation of irresponsible street drinking which can lead to incidents involving serious crime. The AFZ will apply 24 hours a day, 7 days a week for a period of 4 years.

The proposal to re-establish the AFZ can be viewed at the Customer Service Centre, Manly Council or at www.manly.nsw.gov.au.

Manly Council invites any submissions to be received in writing by **10 JUNE 2010** to: Mr H Wong, General Manager, Manly Council, PO Box 82, Manly NSW 1655 or by email to records@manly.nsw.gov.au marked as "Alcohol Free Zone" submission.

Enquiries may be directed to Council's Community Safety Coordinator on **9976 1567**.

Council Chambers, 1 Belgrave Street, Manly **PO Box 82, Manly 1655** ph 9976 1500
fax 9976 1400 email records@manly.nsw.gov.au www.manly.nsw.gov.au

Human Services And Facilities Division Report No. 7 - Re-establishment of the Alcohol Free Zone in Manly
Submissions received re-establishment of AFZ

ATTACHMENT TWO – COMMUNITY RESPONSES

Mr H Wong
General Manager
Manly Council
PO Box 82
MANLY

Dear Mr Wong,

Alcohol Free Zone re-establishment

I fully support the re-establishment of Manly's Alcohol Free Zone (AFZ) as resolved at the ordinary meeting on 19th April 2010. In fact I would like to see it extended to include North Steyne Beach.

I believe the re-establishment of the AFZ will assist as and in;

- Combating anti-social behaviour
- Addressing community concern for specific locations
- An effective tool used by Manly Police and authorized Council Rangers to prevent the escalation of irresponsible street drinking to incidents involving serious crime
- Helping to ensure Manly becomes a safe and enjoyable region for residents and visitors alike
- Promoting the use of roads, footpaths and car parks in safety and without interference from irresponsible street drinkers

As a local of Freshwater, we are a young family, and enjoy the lifestyle and use of the beautiful amenities the Northern Beaches have to offer. This includes the right to enjoy the beautiful natural environment free from irresponsible drunks and inconsiderate smokers.

I applaud the initiatives the Manly Council have undertaken to keep our part of the world a beautiful paradise and free from the destructive vices of our world.

Yours sincerely

To whom it may concern

As the owners and residents of Victoria Parade, Manly (opposite East Esplanade Park), the issue of the AFZ and ACPZ is very important to my husband and I. During the 10 months we have resided in Manly, we have witnessed very anti-social behaviour in East Esplanade Park due to the excessive consumption of alcohol. I don't mean families enjoying a picnic, or groups having fun at the harbour beach, rather people alcohol affected in the park late at night and well into the early hours of the morning. Not only should the zones be reinforced, but the policing and enforcement of the consumption of alcohol in the zone needs to be stepped up. Unfortunately, as is normally the case, it is the minority who spoil it for the majority of people who use that park.

It is very important for these zones to be continued and for the community to be aware of them with signage, advertising, ranger presence etc. I would also like to know what strategies Council has or will have in place for the policing of the zones.

Thank you and kind regards

Human Services And Facilities Division Report No. 7 - Re-establishment of the Alcohol Free Zone in Manly Submissions received

ATTACHMENT TWO – COMMUNITY RESPONSES

Dear Mr. Wong,

On Friday night, Saturday night, Sunday night in particular, as well as all holiday nights, throughout the nights, particularly in the early hours of the morning, debris from used and broken wine, spirits and beer bottles litter the area in front and behind our block of units at North Steyne. This is not an exaggeration, Mr. Wong, and the language and behaviour has to be seen and heard. They also use the back of our units in Frances Lane as a toilet!

It is mostly young people, varying in ages from apparently 14 to the 20's. The language is not even fit for the worst part of Kings Cross at night and it is shocking to see and hear very young women drunk, and sometimes screaming at equally drunk youths trying to lift them off the footpath and literally drag them away.

Mr. Wong, we've seen them passing our place during the afternoon and evening actually drinking direct from bottles on their way to the local hotels. So it is obvious that the area is not sufficiently policed and the publicans who receive them do not carry out their responsibilities.

Let us hope that your Council's proposal to re-establish the Alcohol Free Zone under the plan advertised is put into effect and remains permanently there.

Sincerely,

Dear Mr Wong

We fully support the Council wholeheartedly on re-establishing the Alcohol Free Zone in Manly for another 4 years.

Lets hope though that it is more strictly enforced in future. People on their way to drinking establishments in Manly always seem to be drinking from bottles as they walk past our home. The number of bottles that are left on our fence, outside our property and smashed inside our property when thrown over the fence on their way home would indicate the lack of enforcement.

It is the same outside North Steyne (I am on the Executive Committee of this building) where the debris left most mornings particularly over weekends would attest to this fact.

Regards

ATTACHMENT 2

Human Services And Facilities Division Report No. 7 - Re-establishment of the Alcohol Free Zone in Manly Submissions received

ATTACHMENT TWO – MANLY DRUG EDUCATION AND COUNSELLING CENTRE (MDECC) RESPONSE

Also just to quickly note on the discussion re Alcohol Free Zones:

1. Yes MDECC agrees and supports the boundary noted that it has not changed
2. How will the Alcohol Free Zones be actively promoted so the public knows about them?
3. How will the Zone be monitored?

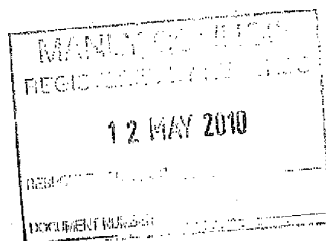
If you could please pass on these queries and have them noted and if possible any feedback would be great to enlighten us re this matter

Kind Regards

Human Services And Facilities Division Report No. 7 - Re-establishment of the Alcohol Free Zone in Manly Submissions received

ATTACHMENT TWO – MANLY POLICE RESPONSE

Mr Henry WONG
General Manager
Manly Council
PO Box 82
Manly NSW 1655



6th May 2010

Dea Henry
To the General Manager Manly Council,

Re: Re-establishment of Manly's Alcohol Free Zone

It has been brought to our attention that Manly Council is re-establishing the Alcohol Free Zones in Manly. The Police support this re-establishment as it is a valuable tool for reinforcing that antisocial behaviour that is not acceptable in Manly.

Police believe that the area covered in the current alcohol free zones is sufficient to assist in controlling the alcohol related problems that occur in the area.

Yours sincerely,

[Signature]
Superintendent Dave Darcy
Manly Local Area Commander

Manly Local Area Command
3 Belgrave Street
Manly

Telephone 02 9977 9499 Facsimile 02 9977 9420 ENet 52499 EFax 52420 TTY 9211 3776 (Hearing/Speech Impaired)
ABN 43 408 613 180

NSW POLICE FORCE RECRUITING NOW 1800 222 122
WWW.POLICE.NSW.GOV.AU/RECRUITMENT