

## 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 12 May 2014**

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

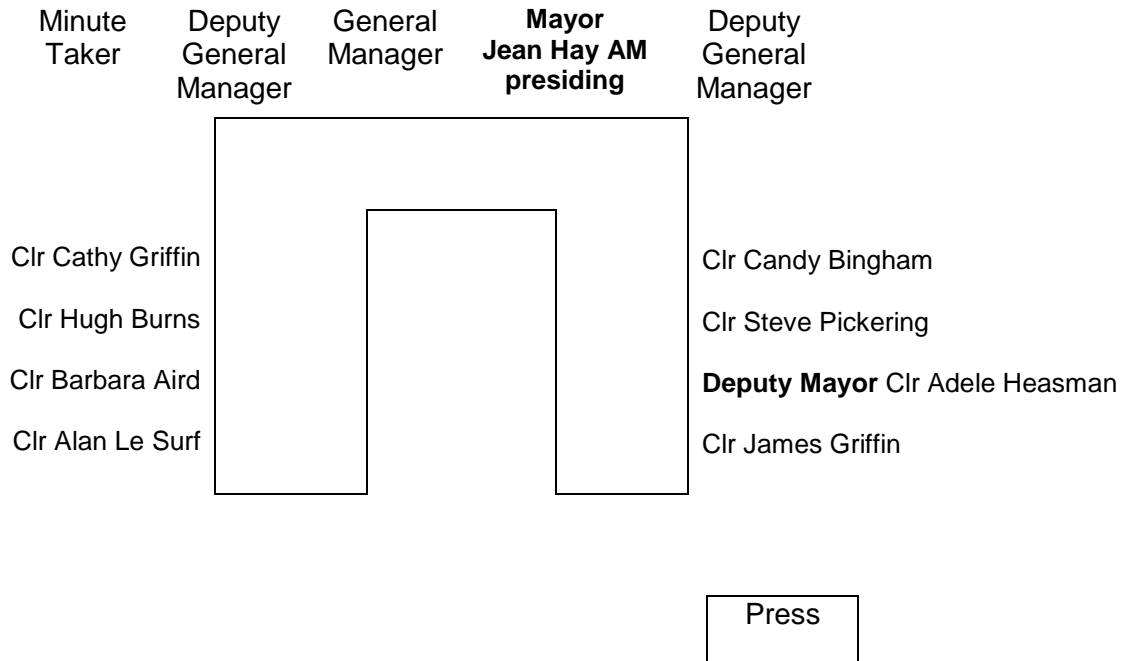
Persons in the gallery are advised that the proceedings of the meeting are being taped for the purpose of ensuring the accuracy of the Minutes. However, under the Local Government Act 1993, no other tape recording is permitted without the authority of the Council or Committee. Tape recording includes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

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

[www.manly.nsw.gov.au](http://www.manly.nsw.gov.au)



# Seating Arrangements for Meetings



Public  
Addresses

## Public Gallery

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

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**QUESTIONS WITHOUT NOTICE**

**MATTERS OF URGENCY**

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

**CLOSED SESSION**

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

**TO:** Ordinary Meeting - 12 May 2014  
**REPORT:** Notice of Motion Report No. 16  
**SUBJECT:** Objection to Clontarf Marina Development (Amended DA 183/2012 lodged February 2014)  
**FILE NO:** MC/14/49966

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**Councillor Steve Pickering will move:**

Manly Council supports the objections of all Precincts and opposes amended Clontarf Marina DA 183/2012 on the grounds that:

- The marina continues to be a very large and expansive development which will intrude upon and spoil a tranquil, pristine public space enjoyed by the local community and visitors alike
- There is considerable alienation of public space for private commercial purposes
- The expansion of the marina will accommodate large, bulky motorised vessels, rather than smaller boats, which will alter the character of the quiet bay
- The marina will still adversely impact upon the Manly Scenic Walkway, the Recreation Reserve, the beach and the swimming pool
- Sound, light, rubbish and fuel pollution will be increased
- The marina development will adversely affect traffic congestion, parking and noise in an already crowded, narrow cul-de-sac.
- It is an inappropriate development in this long- established quiet residential area and will obscure views across the harbour from the scenic walkway, surrounding hills and from the Reserve.
- It is a proposal which is not in the public interest.

**Background**

The amended plans for the Clontarf Marina Development propose: Removal of forty-one (41) swing moorings (eighteen {18} swing moorings retained), demolition of existing twenty-one (21) vessel birth marina, construction of a new marina containing sixty-four (64) vessel births, entry way, platform, above ground fuel tanks, relocation of existing public swing moorings and alterations and additions to the existing boatshed

Clontarf Precinct has led community opposition to the DA and expressed significant concern that the amended DA proposes an extension to the marina leading to a three fold increase in fixed berth moorings accommodating larger bulkier boats than the present structure i.e. an increase from the current 21 fixed berths to a total of 64 fixed berths. The marina will also retain 18 swing moorings in the adjacent bay. Clontarf Precinct notes that the Roads and Maritime Services will not rule out increasing the number of swing moorings in the same small bay in the future.

**RECOMMENDATION**

That the Notice of Motion be submitted for consideration.

**Notice of Motion Report No. 16 (Cont'd)**

**ATTACHMENTS**

There are no attachments for this report.

OM12052014NM\_1.DOC

\*\*\*\*\* End of Notice of Motion Report No. 16 \*\*\*\*\*

**TO:** Ordinary Meeting - 12 May 2014  
**REPORT:** Notice of Motion Report No. 17  
**SUBJECT:** Changes to Garbage Collection Times, Market Lane  
**FILE NO:** MC/14/51133

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**Councillor Candy Bingham will move:**

Council staff investigate and prepare a report on how garbage collection times in the shared pedestrian areas of Market Lane could be restricted to prevent garbage trucks servicing the area during busy pedestrian times.

**Background**

Market Lane has become a popular area where locals gather to visit the library, frequent the various coffee shops and food outlets, and meet up with friends.

The tranquillity of this space is interrupted regularly by the garbage collection contractors, including Manly Council, whose large trucks make regular collections of rubbish in this confined pedestrian laneway particularly in the morning around 10am and 10.30am.

Not only is this a serious safety issue, but the presence of the trucks greatly affects the amenity of the area.

**RECOMMENDATION**

That the Notice of Motion be submitted for consideration.

**ATTACHMENTS**

There are no attachments for this report.

OM12052014NM\_2.DOC

\*\*\*\*\* End of Notice of Motion Report No. 17 \*\*\*\*\*

**TO: Ordinary Meeting - 12 May 2014**  
**REPORT: Notice of Motion Report No. 18**  
**SUBJECT: Review of 3 Hours Free Parking – Resident Card**  
**FILE NO: MC/14/51137**

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**Councillor Candy Bingham will move that:**

Council change the current method of charging those using the 'Resident Card' for the first 3 hours if they park longer than 3 hours in Council's CBD car parks in one day. The system be adjusted so that the first 3 hours are free, and only subsequent time is charged.

**Background**

On 15 October 2012 Council resolution 176/12 stated:

*"That:*

*1. The General Manager takes administrative steps to implement a system and scheme that permits each bonafide Manly residential household and ratepayer up to 3 continuous hours per day of free parking at Council's CBD car parks".*

This resulted in the implementation of a 'Resident Card' and a scheme to provide three hours free parking in Council's CBD car parks.

However, as part of Council's operations, the use of the 'Resident Card' has resulted in users being charged for the full three hours, should they exceed the 3 hour free limit.

The purpose of the resolution was to provide 3 hours free, even if they park for longer periods as is the case in neighbouring local retail car parks. This is not what the current system provides.

**RECOMMENDATION**

That the Notice of Motion be submitted for consideration.

**ATTACHMENTS**

There are no attachments for this report.

OM12052014NM\_3.DOC

\*\*\*\*\* End of Notice of Motion Report No. 18 \*\*\*\*\*



**TO: Ordinary Meeting - 12 May 2014**  
**REPORT: Notice of Motion Report No. 19**  
**SUBJECT: Formation of the Little Manly Park Landscaping Group**  
**FILE NO: MC/14/51236**

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**Councillor Hugh Burns will move that:**

1. Council begin the process to facilitate the formation of a volunteer group to work on the landscaping of the Little Manly Park to Council's approved landscaping plan (when this is completed).
2. Advertisements be placed in the local press seeking interested volunteers.
3. The group is to be in incorporated association (insured) with its own committee of management, auspiced and supported by Council like Council's bushcare volunteers or Community Precinct Forums.

**RECOMMENDATION**

That the Notice of Motion be submitted for consideration.

**ATTACHMENTS**

There are no attachments for this report.

OM12052014NM\_5.DOC

\*\*\*\*\* End of Notice of Motion Report No. 19 \*\*\*\*\*

**TO: Ordinary Meeting - 12 May 2014**  
**REPORT: Notice of Motion Report No. 20**  
**SUBJECT: Noise mitigation measure for Manly Cove**  
**FILE NO: MC/14/51291**

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**Councillor Cathy Griffin will move:**

1. Manly Council request:
  - a. TMG and RMS fund a consultant's report to determine the extent of the problem regarding noise impact on residents around Manly Cove and recommend noise mitigation strategies for the existing premises on Manly Wharf, for any future developments on the wharf, as well as the operations of the public ferries/jet cats.
  - b. RMS to develop a masterplan for the Manly Wharf precinct that will include a capacity study for the entire wharf.
2. Manly Council write to the local State MP, Mike Baird seeking support for the above actions.

**Background**

For over a decade there have been complaints from Manly Cove residents regarding noise from various venues around Manly Cove. The natural amphitheater that is Manly Cove exacerbates the problem as the sound from the wharf, ferries and other activities on the foreshore is rebounded off the water to the densely packed apartments around the cove. This problem has flared to an unprecedented level in recent months with one venue being the subject of written complaints by 38 residents from 30 different households around Manly Cove.

The overwhelmingly problem is a bass noise from licensed premises heard in residents' homes. This bass noise, which also creates a vibrating effect, can travel into residents' living rooms and bedrooms. The science of acoustics shows how sound waves travelling over water can bend in ways that may give the impression there is silence on the ground 50 meters from a noise source but can be clearly be heard 200 meters away from the same noise source.

<https://www.youtube.com/watch?v=z7RbHBK58h8>  
<http://www.acs.psu.edu/drussell/Demos/refract/refract.html>  
<http://hyperphysics.phy-astr.gsu.edu/hbase/sound/refrac.html#c2>

The bass beat can come and go depending on the volume, wind direction, the song being played etc. Hearing any bass within homes severely impacts on residential amenity and can have serious health and psychological impacts.

[http://en.wikipedia.org/wiki/Health\\_effects\\_from\\_noise#Stress](http://en.wikipedia.org/wiki/Health_effects_from_noise#Stress)

Residents have made it clear they respect the licensed venues right to play music. But residents insist that the noise level, especially the bass sound, must be at a level that is not offensive within their homes.

In addition, residents have noted the arrival at the wharf of the new fast ferries that are more powerful and noisier than ever before. The fast ferry sits at the wharf adjacent to the Manly Wharf Hotel idling sometimes for 20 minutes from 6am, waking people up.

Manly Cove is a special case:

- 1) The geography of the area provides a natural amphitheater surrounding a body of water that causes bass noise to echo, bounce and bend into people's homes.

**Notice of Motion Report No. 20 (Cont'd)**

- 2) The wharf itself has evolved into a highly concentrated area of activity with licensed venues that jut out into a cove which is bordered by a high concentration of residential properties.
- 3) TMG developments has won a L&E court case that has approved another level of licensed venues on the roof of the existing licensed venues. This will further intensify and exacerbate the situation. Council needs to take preventative action to ensure that any development on top of the existing licensed premises should have noise mitigation principles integrated into the design.
- 4) The special amphitheater qualities of Manly Cove and the fact that it is surrounded by a highly dense residential zone, provides for an argument that the noise restrictions/conditions for the licensed and other premises as well as other activities should be increased beyond the normal requirements.

**RECOMMENDATION**

That the Notice of Motion be submitted for consideration.

**ATTACHMENTS**

There are no attachments for this report.

OM12052014NM\_7.DOC

\*\*\*\*\* End of Notice of Motion Report No. 20 \*\*\*\*\*

**TO:** Ordinary Meeting - 12 May 2014  
**REPORT:** Notice of Motion Report No. 21  
**SUBJECT:** Kenneth Road Traffic Conditions  
**FILE NO:** MC/14/51407

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**Councillor Barbara Aird will move:**

I call on Council to urgently request written reports from both the Roads and Maritime Services Dept. and the NSW Police Dept. of their views on the changed traffic conditions to Kenneth Road recently implemented by Council.

**Background**

In light of the imminent permanent loss of almost half of the current on-site car parking spaces at Manly Swim Centre, that Council urgently address what many people consider is an extremely dangerous situation as a result of changed traffic conditions along Kenneth Rd. recently implemented by Council. Kenneth Rd. is now the de-facto main car park for the soon to be constructed new Aquatic Centre, yet safety recommendations by both an independent traffic consultant and the Joint Regional Planning Panel have not been implemented by Council, such as rear to kerb angle parking for safety access and loading, foot way on the northern side to be cleared and asphalt surface footpath constructed, speed limit reduced, etc.

Kenneth Road is a major arterial road for travel between the Northern Beaches and Sydney, is an express bus route and in peak times has very high volumes of traffic. I have already been advised of two traffic accidents there last week.

This is not just a matter of complying measurements of lane widths, etc. but the reality of the situation where hundreds of families each day with young children will be trying to access parking spaces. Drivers are already doing U-turns to access and depart angled car spaces.

**RECOMMENDATION**

That the Notice of Motion be submitted for consideration.

**ATTACHMENTS**

There are no attachments for this report.

OM12052014NM\_8.DOC

\*\*\*\*\* End of Notice of Motion Report No. 21 \*\*\*\*\*

**TO:** Ordinary Meeting - 12 May 2014  
**REPORT:** Item For Brief Mention Report No. 7  
**SUBJECT:** Items For Brief Mention  
**FILE NO:** MC/14/51178

## 1. Notice of Motion Status Report

The following Notices of Motion are currently in progress.

Res No.	Meeting Date	Subject	Resolution	Status
45/14	7 Apr	Notice of Motion Report No 11 - for inclusion in the ALGA Conference (Clr C Grffin)	Manly Council requests the following 6 items are included in the motions for discussion at the upcoming ALGA Conference.	Complete
46/14	7 Apr	Notice of Motion Report No. 12 - Support for the call for an Inquiry into the EPA (Clr C Griffin)	That Council write to the Premier and Local Member to call for a Parliamentary inquiry into the functions and Charter of the EPA.	Complete
48/19	7 Apr	Notice of Motion Report No. 15 - NSW Public Library Funding (Clr A Heasman)	Provide support to the campaign mounted by the NSW Public Library Associations for increased State funding to local government for public libraries.	Complete
44/14	7 Apr	Notice of Motion Report No. 10 - Report on Crown Lands Legislation White Paper (Clr C Griffin)	Manly Council staff prepare a report to Council on the implications for Manly LGA of the recommendations on White Paper on Crown Lands Legislation.	To be presented P&S June.
48/14	7 Apr	Notice of Motion Report No. 14 - Revisit DA Prepared for Upgrade of Manly Library (Clr C Bingham)	The General Manager make the Development Application and all supporting plans, reports and information available to Councillors.	Report being prepared for workshop.
10/14	10 Feb	Clock to be Replaced on Manly Surf Pavilion (Clr Burns)	That Councillor Burns consult with the General Manager of the Manly Surf Club regarding their plans for installing a new clock on the facade of the building.	Matter with Councillor for follow-up.
219/13	9 Dec	NoM No. 77 (Clr Pickering)	Additional Seating and Bike and Clothes Racks	Complete

## 2. Tabled Documents

Date	Author	Subject
2 May 14	Ms Kerrie Mather Chief Executive Officer Sydney Airport	Sydney Airport Master Plan 2033 <a href="http://www.sydneyairport.com.au/corporate/master-plan.aspx">http://www.sydneyairport.com.au/corporate/master-plan.aspx</a>

**Item For Brief Mention Report No. 7 (Cont'd)**

**RECOMMENDATION**

1. That this report be received and noted.

**ATTACHMENTS**

There are no attachments for this report.

OM12052014IBM\_1.DOC

\*\*\*\*\* End of Item For Brief Mention Report No. 7 \*\*\*\*\*

**TO: Ordinary Meeting - 12 May 2014**  
**REPORT: Report Of Committees Report No. 15**  
**SUBJECT: Minutes for notation by Council - Special Purpose Advisory Committee without recommendations of a significant nature.**  
**FILE NO: MC/14/48697**

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

1. Manly Scenic Walkway Advisory Committee – 4 March 2014
2. Manly Local Traffic Committee – 10 March 2014
3. Community Gardens Advisory Committee – 12 March 2014
4. Playground Advisory Committee – 13 March 2014
5. Sister Cities Advisory Committee – 26 March 2014
6. Waste Advisory Committee – 2 April 2014
7. Economic Development Advisory Committee – 3 April 2014
8. Community Environment Advisory Committee – 9 April 2014
9. Manly Local Traffic Committee – 14 April 2014
10. Access & Mobility Advisory Committee - 15 April 2014
11. Art & Culture Advisory Committee – 15 April 2014
12. Public Domains Advisory Committee – 16 April 2014
13. Manly Local Environmental Plan & Development Control Plan Working Group – 1 May 2014

#### **RECOMMENDATION**

That the minutes of the following Special Purpose Advisory Committee meetings be noted.

1. Manly Scenic Walkway Advisory Committee – 4 March 2014
2. Manly Local Traffic Committee – 10 March 2014
3. Community Gardens Advisory Committee – 12 March 2014
4. Playground Advisory Committee – 13 March 2014
5. Sister Cities Advisory Committee – 26 March 2014
6. Waste Advisory Committee – 2 April 2014
7. Economic Development Advisory Committee – 3 April 2014
8. Community Environment Advisory Committee – 9 April 2014
9. Manly Local Traffic Committee – 14 April 2014
10. Access & Mobility Advisory Committee - 15 April 2014
11. Art & Culture Advisory Committee – 15 April 2014
12. Public Domains Advisory Committee – 16 April 2014
13. Manly Local Environmental Plan & Development Control Plan Working Group – 1 May 2014

#### **ATTACHMENTS**

There are no attachments for this report.

OM12052014RC\_1.DOC

\*\*\*\*\* End of Report Of Committees Report No. 15 \*\*\*\*\*

**TO:** Ordinary Meeting - 12 May 2014  
**REPORT:** Report Of Committees Report No. 16  
**SUBJECT:** Minutes for notation by Council - Community Safety & Place Management  
Advisory Committee - 10 April 2014  
**FILE NO:** MC/14/51111

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This report was dealt with at the Community Safety & Place Management Advisory Committee meeting of 10 April 2014 and was listed as a Recommendation in those minutes. This item is hereby submitted to the Ordinary Meeting, together with the minutes for formal notation by Council.

**ITEM 5 General Business**  
**Homeless People in Beachfront 'Wishing Well' Shelter**

Community member, Nicole Hinks addressed the committee regarding her concerns about the homeless people staying in the 'Wishing Well' Beachfront Shelter, their behaviour and what can be done about the problem. Her concerns were as a parent. Children and family had experienced harassment and while occupied did not allow access for the public.

A copy of Council's 'Homelessness Protocol' was given to Ms Hinks and an explanation about some of the background history that led to the protocol. Police encouraged members of the community to call when there are instances of harassment, drinking or other crime occurring. They are able to investigate and respond accordingly. However they will not move people on unless there is an issue.

Manly Community Centre & Services (MCC&S) Homeless Outreach Services Worker, Neil McWilliam responded by explaining how he manages people who are homeless. The issue is complex the reasons for homelessness are varied and can involve mental health issues, economic pressures and dysfunctional behaviours. Addressing the issues requires a collaborative response with Council and Police and agencies working in the system. It can be difficult and slow to find housing and suitable alternatives to meet their needs. He reported that at Christmas/New Year there were seven males sleeping rough around the shelter. Since then, he worked to develop a rapport with all of them and has managed to find three people accommodation, and linked three others to work or study. The remaining two he does not expect to stay for long and he negotiated that they discard excess materials collected and store their belongings during the day. Purple wheelie bins can be provided for this purpose if necessary.

The MCC&S on average see five people per day with homelessness issues and their age ranges from 18 – 70 years.

Committee discussed the issues and generally agreed that it is an extremely complex and complicated issue with no easy answers. Whilst most agreed it is not acceptable to have people staying in the shelter they also agreed that it is not simple to resolve.

A number of specific concerns were raised that may exacerbate the situation in the future including:

- Reduction of Federal funding
- State government policy repositioning towards long term accommodation and keeping people in their communities but reducing funding for crisis accommodation.
- Emergency beds have been reduced from Fairlight House; a Mission Australia Service. It was suggested that Mission Australia be contacted to seek further clarification.



**Report Of Committees Report No. 16 (Cont'd)**

- Two floors of Elsie Hill (low cost housing attached to Far West) is now been given to international students rather than locals in need. Only twenty rooms remain for Centrelink recipients and they rarely become available. Their long term future is in doubt with proposed redevelopment.
- Previous solutions such as moving them into more "out of the way" public space have not proven successful and resulted in costly damage to public amenities and assaults on the homeless.

Some additional suggestions were made moving forward. This included that:

- the Police always are called for any specific incidents of intimidation by those sleeping rough.
- Council monitor developments of the Warringah Housing Affordability Forums to identify challenges and opportunities around housing affordability.
- Inquiries are made to Mission Australia regarding status of their proclaimed place beds at Fairlight House.

The Committee thanked Neil McWilliam for his input and wished to acknowledge the extraordinary work that he is doing through the MCC&S, in very difficult circumstances, with limited funding.

**RECOMMENDATION**

That the minutes of the Community Safety & Place Management Advisory Committee meeting on 10 April 2014 be received and noted including the following item:

**ITEM 5    General Business  
Homeless People in Beachfront 'Wishing Well' Shelter**

The Committee recommends to the General Manager that;

1. Council make representations to the State MP, The Hon. Mike Baird regarding suitable housing for the region in relation to social and affordable needs; and
2. Council write the Manly Community Centre & Services to express appreciation for the exceptional work of Mr Neil McWilliam, Homeless Outreach Service Worker.

**ATTACHMENTS**

There are no attachments for this report.

OM12052014RC\_2.DOC

\*\*\*\*\* End of Report Of Committees Report No. 16 \*\*\*\*\*

**TO:** Ordinary Meeting - 12 May 2014  
**REPORT:** Report Of Committees Report No. 17  
**SUBJECT:** Minutes for notation by Council - Human Services & Social Planning Advisory Committee - 22 April 2014  
**FILE NO:** MC/14/51996

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This report was dealt with at the Human Services & Social Planning Advisory Committee meeting of 22 April 2014 and was listed as a Recommendation in those minutes. The item is hereby submitted to the Ordinary Meeting, together with the minutes for formal notation by Council.

**ITEM 4 Health Promotions**

The Health Promotion Unit, Northern Sydney Local Health District is making strategic impacts on improving health outcomes and should be commended and supported in their work.

**RECOMMENDATION**

That the minutes of the Human Services & Social Planning Advisory Committee meeting on 22 April 2014 be received and noted including the following items:

**ITEM 4 Health Promotions**

That Council write to the Premier and Local Member, the Honorable Mr Mike Baird and the Minister for Health, Ms Jillian Skinner commending the good work of the health promotions and the need for the government to maintain its commitment to health promotions.

**ATTACHMENTS**

There are no attachments for this report.

OM12052014RC\_3.DOC

\*\*\*\*\* End of Report Of Committees Report No. 17 \*\*\*\*\*

**TO:** Ordinary Meeting - 12 May 2014  
**REPORT:** Corporate Services Division Report No. 9  
**SUBJECT:** Third Quarter Report (1 January to 31 March 2014) – Progress with Four Year Delivery Program 2013-2017, Operational Plan 2013-2014 and Budget 2013-2014  
**FILE NO:** MC/14/38795

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## SUMMARY

This report provides the third progress report on Council's Four Year Delivery Program 2013-2017 and One Year Operational Plan 2013-14 for the period 1 January to 31 March 2014, in accordance with the requirements of section 404(5) of the *Local Government Act, 1993*.

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

Quarterly Financial Review Reports for the quarter ending 31 March 2014, including variation recommendations are also discussed and detailed in the Attachments.

## REPORT

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

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

In June 2013, Council revisited and reviewed various elements of its previously adopted Community Strategic Plan Beyond 2021, and prepared a new suite of plans. This is the third report on the Delivery Program 2013-2017, and the quarter to 31 March 2014.

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

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

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

The attached spreadsheet (see Attachment 1) shows progress on the various 2013-2017 Delivery Program strategies and actions for the March 2014 quarter, and is circulated under separate cover, along with trend data on the key performance indicators. The graphs (at Attachment 2), display monthly data to March 2014, and trends for the 2013 and 2012 calendar years for comparative purposes, and are also circulated under separate cover.

**Corporate Services Division Report No. 9 (Cont'd)**

This Report provides for the requirement of statutory reporting on the Council's four Strategic directions in the Delivery Program for the period ending 31 March 2014.

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

**Social priorities** – Council continues its long standing commitment to operations in the areas of community safety, information and cultural services. This included programs relating to late night transport education such as 'Stay Safe' campaign that was completed, produced on DVD and made available. Council continue to run well priced and competitive children's and youth services, as well as, those for aged such as Manly Club for seniors and Meals on wheels. There were also various new engaging library events, displays and special needs programming that attracted over 105,584 visits to the Library in the quarter. The professional & volunteer lifeguard service was very active during this quarter providing safe swimming with 155 rescues, and 9,216 preventative measures undertaken on Manly Ocean Beach during the summer months. Highlights in the cultural area include three successful events including Market Lane Saturdays, and Friday night markets.

**Economic priorities** – Key projects continue to progress relating to the former Seaforth Tafe site, including future lease negotiations for the site with BUPA, and preparation of development application and landscaping works for community piazza. The Manly 2015 project has progressed in terms of streetscape and landscaping capital works completed in Short Street. A Capital Expenditure Review Report (CAPEX) on the Manly Oval Car park project was lodged with the Office of Local Government in December 2013 as part of Council's resolutions of June 2013 regarding the Manly 2015 Masterplan to improve car parking infrastructure for the Manly town centre. Other maintenance and improvements to our community infrastructure continue with footpath audits and continuing capital works and road programs, together with HopSkipJump community bus network. Collaboration with the Manly Chamber of Commerce continued through the operation of the Manly Mainstreet program, and Hello Manly visitors centre.

**Environmental priorities** – During the quarter Council continued to responsibly manage our waste, cleaning, community environmental partnerships to protect our community and environmental assets. There is continuous progress with environmental initiatives e.g. Bushland regeneration, threatened species management, and Watercycle Management. Manly Environment Centre continued its monthly program of events, environmental advocacy work and environmental education initiatives. In relation to urban planning, various amendments proposed for the Manly Local Environmental Plan 2013 and the Manly Development Control Plan 2013 are being continued with Council, various agencies and private proponents, together with the NSW Department of Planning.

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

**QUARTERLY FINANCIAL REPORT**

This Financial Report for the period ending 31 March 2014 for the third quarter 2013/2014 Financial Year has been prepared in accordance with the Clause 203(2) of the Local Government (General) Regulation, 2005. The Office of Local Government has also issued guidelines to Councils regarding the requirements for the Quarterly Budget Review Statements (QBRs) reporting.

**Corporate Services Division Report No. 9 (Cont'd)**

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

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

Council's Budget as presented to Council has been prepared on a "Cash" basis, while the Four Year Delivery Program, Budget and Ten year Long Term Financial Plan as adopted by Council in June 2013 with the Community Strategic Plan is prepared on an "Accruals" basis.

The following is a summary of Council's adopted Cash Budget for 2013/2014 and revised Budget Estimates as at 31 March 2014, following the adjustments included in this report.

	<b>Original Budget</b>	<b>Revised Budget As at 30/09/2013</b>	<b>Revised Budget As at 31/12/2013</b>	<b>Revised Budget As at 31/03/2014</b>
Income	\$72,854,807	\$72,871,007	\$73,139,607	\$73,155,190
Capital Income	\$55,608,705	\$50,700,035	\$50,790,036	\$50,790,036
Total Income	\$128,463,512	\$123,571,043	\$123,929,643	\$123,945,226
Operating Expenditure	\$70,910,129	\$71,046,029	\$71,286,714	\$71,268,214
Capital Expenditure	\$57,553,383	\$53,050,014	\$53,319,679	\$53,359,679
Total Expenditure	\$128,463,512	\$124,096,043	\$124,606,393	\$124,628,393
Net Surplus / (Deficit)	\$0	(\$525,000)	(\$676,750)	(\$682,667)

The Statements (listed above) setting out details of the variations to the Budget for the financial year ended 30 June 2014, as well as Council's Restricted Funds Balance (Reserves) are attached as Attachment 3.

The March 2014 quarter budget review reports a cash budget deficit for the financial year of \$682,667. This is due to the Court's decision on the Stuart Street properties, an increase in legal fees and the capital cost of setting up Hello Manly. On an accrual basis the Quarterly Budget Review Statement forecasts a quarterly surplus of \$34,000. The full annual financial statement Net operating Result forecast is \$1.578 million and Net Operating Result before Capital Income is forecast \$1.108 million. However, Council's "Unrestricted Current Ratio" remains unchanged from the revised September Quarterly Review forecast of 1.01:1 from the original budget of 1.42:1.

**RECOMMENDATION****THAT**

1. The third quarterly report to March 2014 for the 2013-14 Operational Plan and progress report with the Council's Delivery Program 2013-2017 be received and noted.
2. The Financial Statement for the quarter ended 31 March 2014, including the revised estimates and recommended variations contained within the report, be adopted.

**Corporate Services Division Report No. 9 (Cont'd)**

**ATTACHMENTS**

<b>AT- 1</b>	Graphs Quarterly Report	12 Pages	Circulated Separately
<b>AT- 2</b>	Matrix	18 Pages	Circulated Separately
<b>AT- 3</b>	Financial Report	13 Pages	Circulated Separately

OM12052014CSD\_1.DOC

\*\*\*\*\* End of Corporate Services Division Report No. 9 \*\*\*\*\*

**TO:** Ordinary Meeting - 12 May 2014  
**REPORT:** Corporate Services Division Report No. 10  
**SUBJECT:** Report on Council Investments as at 30 April 2014  
**FILE NO:** MC/14/51173

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## 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 2014**.

## Legislative & Policy Implications

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

## Certification – Responsible Accounting Officer

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

## Investment Performance

The Investment Report shows that Council has total Investments of \$31,705,111 comprising a Commonwealth Bank Balance of \$336,708 and Investment Holdings of \$31,368,403 directly managed.

Investments overall performed above the 90 day average Bank Bill Swap Rate (BBSW) for the month providing a return of 3.72% (*Council Benchmark = 2.68% - benchmark is 90 day average BBSW*)

The investment with Emu Note (Dresdner Bank) is not paying interest coupons and initiating capital guarantee mechanisms to protect the investment.

The average rate of return for investments paying interest is 3.85%.

## Corporate Services Division Report No. 10 (Cont'd)

## Movements in Investments for the Month of April 2014

**Investments Made**

<u>Issuer</u>	<u>Particulars</u>	<u>Face Value</u>
Wide Bay Australia Ltd	Term Deposit	\$1,000,000

**Investments Matured**

<u>Issuer</u>	<u>Particulars</u>	<u>Face Value</u>	<u>Redeemed Value</u>
Wide Bay Australia Ltd	Term Deposit	\$1,000,000	\$1,000,000
People's Choice Credit Union	Term Deposit	\$1,000,000	\$1,000,000
People's Choice Credit Union	Term Deposit	\$500,000	\$500,000

**RECOMMENDATION**

**That:** the statement of Bank Balances and Investment Holdings as at 30 April 2014 be received and noted.

**ATTACHMENTS**

**AT- 1** Investment Report 4 Pages

OM12052014CSD\_2.DOC

\*\*\*\*\* End of Corporate Services Division Report No. 10 \*\*\*\*\*



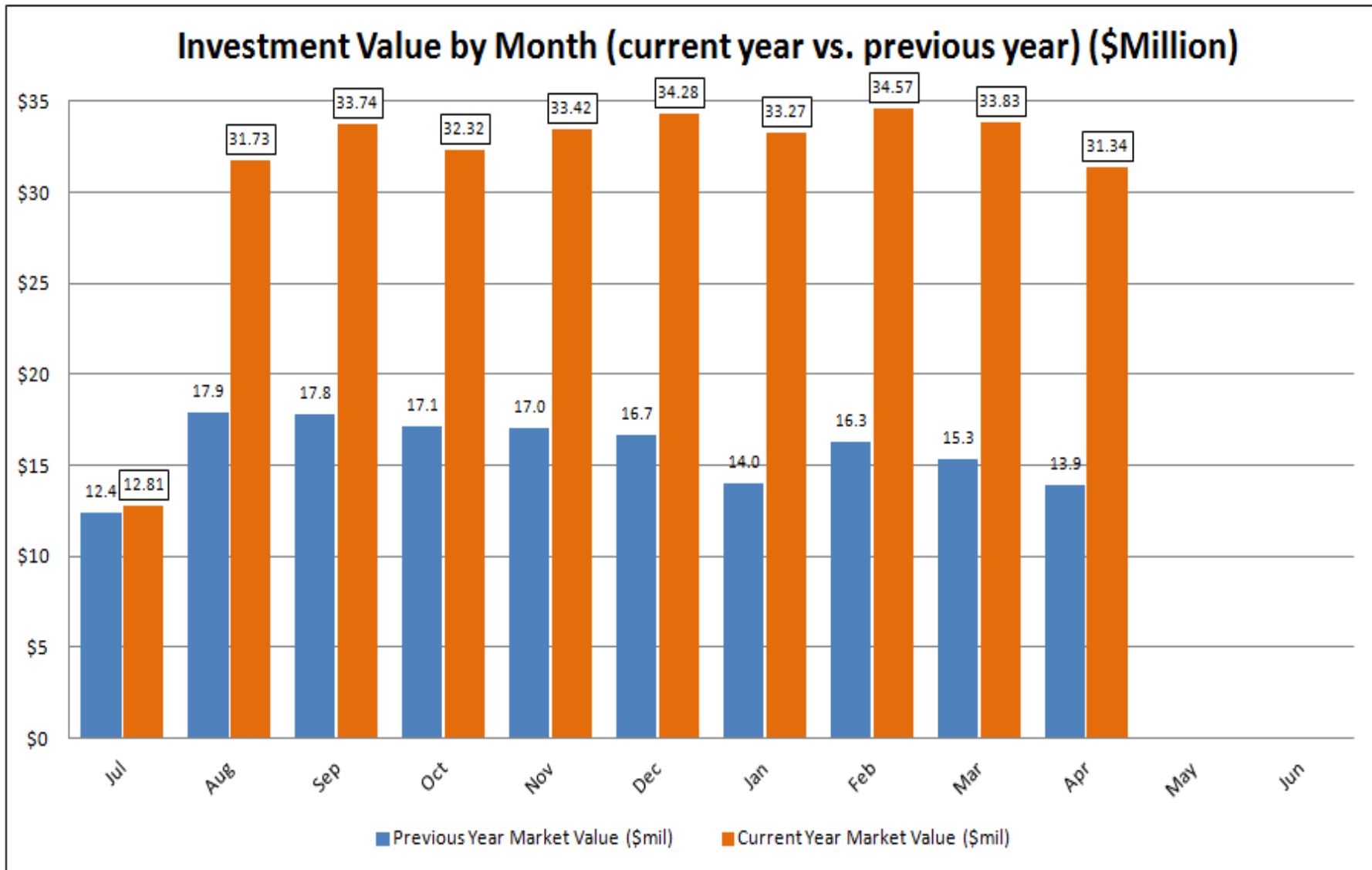
## ATTACHMENT 1

### Corporate Services Division Report No. 10.DOC - Report on Council Investments as at 30 April 2014 Investment Report

MANLY COUNCIL INVESTMENT PORTFOLIO as at 30 April 2014										
	Form of Investment	Investment \$	Market Value \$	Percentage of Portfolio	S & P Rating	Date Invested	Call/Maturity Date	Interest Rate	Interest	
									YTD	Apr 2014
<b>Directly Managed Funds</b>										
<b>Trading Account</b>										
CBA	Cash Trading Account	336,708	336,708	1.06%	AA-			0.55% <sup>(2)&amp;(3)</sup>	22,782	1,135
<b>Others</b>										
CBA	At Call	2,054,582	2,054,582	6.48%	AA-	At Call	At Call	2.50%	68,409	4,855
AMP	At Call	1,325,463	1,325,463	4.18%	A+	At Call	At Call	3.35%	56,348	3,650
Macquarie Bank	At Call	243	243 <sup>(4)</sup>	0.00%	A	At Call	At Call	2.50%	5	1
RaboDirect	TD	719,877	719,877	2.27%	AA-	07/01/2014	07/07/2014	3.70%	8,246	2,189
RaboDirect	TD	268,238	268,238	0.85%	AA-	03/02/2014	05/08/2014	3.70%	2,338	816
AMP	TD	1,000,000	1,000,000	3.15%	A+	23/08/2013	25/08/2014	3.80%	26,027	3,123
AMP	TD	1,000,000	1,000,000	3.15%	A+	12/12/2013	12/06/2014	3.90%	14,852	3,205
AMP	TD	1,000,000	1,000,000	3.15%	A+	12/12/2013	12/06/2014	3.90%	14,852	3,205
Bank of Queensland	TD	1,000,000	1,000,000	3.15%	A-	19/02/2014	18/08/2014	3.68%	7,058	3,025
Bank of Queensland	TD	1,000,000	1,000,000	3.15%	A-	19/02/2014	18/08/2014	3.68%	7,058	3,025
Bank of Queensland	TD	1,000,000	1,000,000	3.15%	A-	23/08/2013	20/05/2014	3.90%	26,712	3,205
Bank of Queensland	TD	1,000,000	1,000,000	3.15%	A-	03/03/2014	01/09/2014	3.68%	5,848	3,025
Bendigo and Adelaide Bank	TD	1,000,000	1,000,000	3.15%	A-	12/12/2013	12/06/2014	3.80%	14,471	3,123
CBA	TD	1,000,000	1,000,000	3.15%	AA-	03/03/2014	01/09/2014	3.56%	5,657	2,926
ING Direct	TD	1,000,000	1,000,000	3.15%	A-	23/08/2013	20/05/2014	3.95%	27,055	3,247
ING Direct	TD	1,000,000	1,000,000	3.15%	A-	19/02/2014	18/08/2014	3.80%	7,288	3,123
ING Direct	TD	1,000,000	1,000,000	3.15%	A-	02/12/2013	03/06/2014	3.80%	15,512	3,123
ING Direct	TD	1,000,000	1,000,000	3.15%	A-	03/12/2013	03/06/2014	3.80%	15,408	3,123
Macquarie Bank	TD	1,000,000	1,000,000	3.15%	A	23/08/2013	26/08/2014	3.90%	26,712	3,205
ME Bank	TD	1,000,000	1,000,000	3.15%	A2	27/02/2014	26/08/2014	3.63%	6,166	2,984
ME Bank	TD	1,000,000	1,000,000	3.15%	A2	19/02/2014	18/08/2014	3.63%	6,962	2,984
ME Bank	TD	1,000,000	1,000,000	3.15%	A2	02/12/2013	03/06/2014	3.83%	15,635	3,148
ME Bank	TD	500,000	500,000	1.58%	A2	03/03/2014	01/09/2014	3.63%	2,884	1,492
National Bank	TD	1,000,000	1,000,000	3.15%	AA-	26/08/2013	26/08/2014	3.92%	26,527	3,222
National Bank	TD	1,000,000	1,000,000	3.15%	AA-	26/08/2013	26/08/2014	3.92%	26,527	3,222
National Bank	TD	1,000,000	1,000,000	3.15%	AA-	26/08/2013	26/05/2014	3.87%	26,189	3,181
National Bank	TD	1,000,000	1,000,000	3.15%	AA-	30/08/2013	30/05/2014	3.85%	25,632	3,164
Rural Bank	TD	1,000,000	1,000,000	3.15%	A-	03/12/2013	03/06/2014	3.65%	14,800	3,000
Suncorp Bank	TD	1,000,000	1,000,000	3.15%	A+	26/02/2014	27/05/2014	3.40%	5,868	2,795
Wide Bay Australia Ltd	TD	1,000,000	1,000,000	3.15%	A2	28/03/2014	30/03/2015	3.81%	3,445	3,132
Wide Bay Australia Ltd	TD	1,000,000	1,000,000	3.15%	A2	30/08/2013	27/05/2014	3.75%	24,966	3,082
Wide Bay Australia Ltd	TD	1,000,000	1,000,000	3.15%	A2	01/04/2014	01/04/2015	3.70%	2,940	2,940
Emu Note - Dresdner Bank AG	Struct'd Note	500,000	476,550 <sup>(4)</sup>	1.58%	A	25/10/2005	30/10/2015	0.00%	-	-
	<b>Total</b>	<b>31,368,403</b>	<b>31,344,953</b>	<b>98.94%</b>						
<b>Total Directly Managed Funds</b>									<b>31,705,111</b>	<b>31,681,661</b>
<b>Retired Investments</b>										
									333,845	2,224
<b>TOTAL PORTFOLIO</b>									<b>31,705,111</b>	<b>31,681,661</b>
										100%
<b>BENCHMARK<sup>(1)</sup></b>										2.68%
<b>Notes:</b>										
1 Benchmark is 90 day BBSW as at 30 April 2014										
2 Balances less than \$250,000 earn 0.15%, \$250,000 to \$499,999 earn 0.50%, greater \$500,000 earn 1%										
3 CBA Trading account not included in the monthly portfolio return calculation										
4 Market Value as at 31 March 2014										

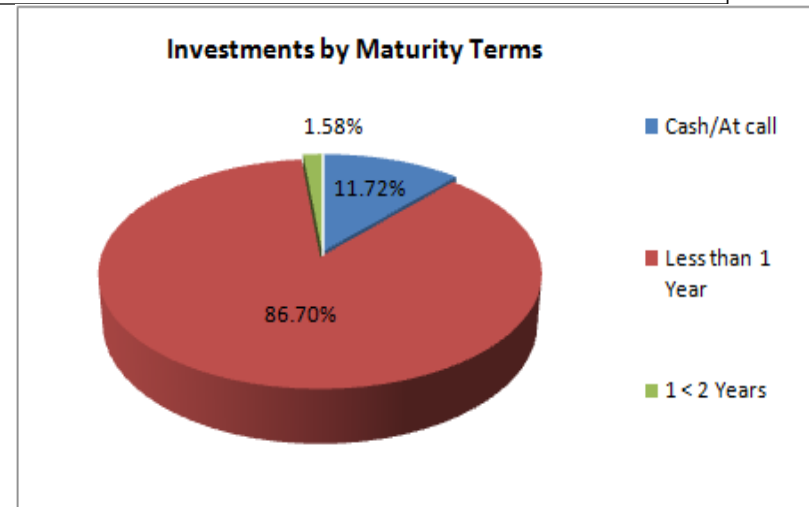
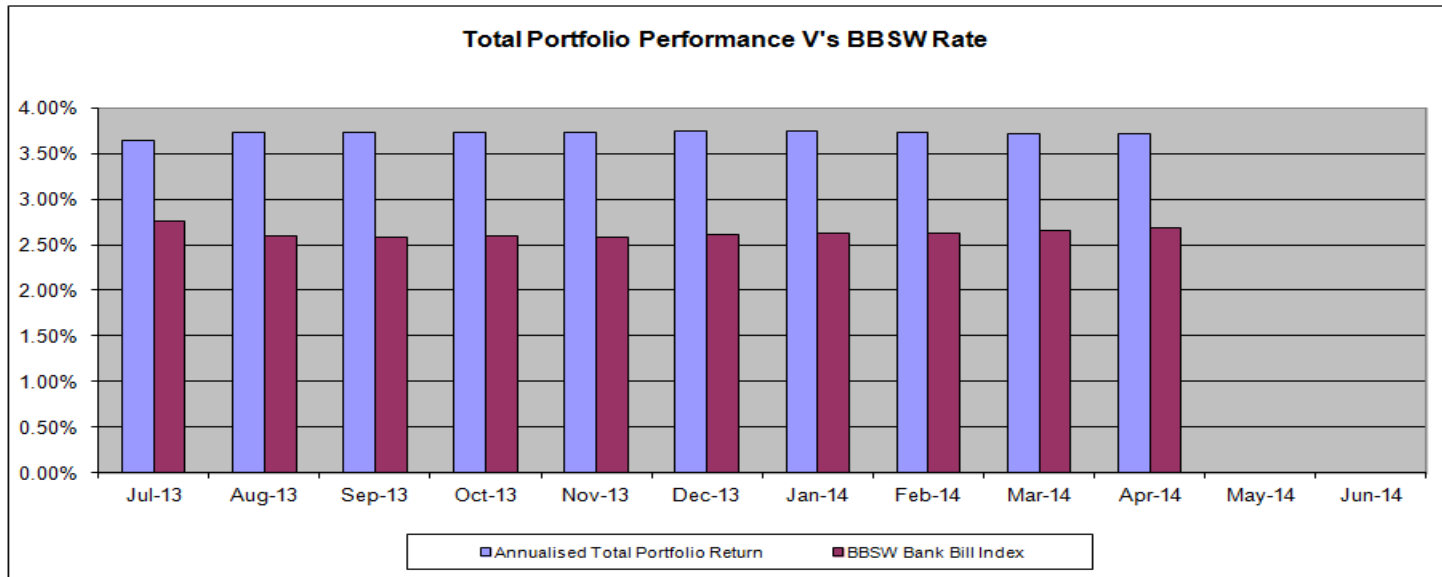
ATTACHMENT 1

Corporate Services Division Report No. 10.DOC - Report on Council Investments as at 30 April 2014  
Investment Report



## ATTACHMENT 1

### Corporate Services Division Report No. 10.DOC - Report on Council Investments as at 30 April 2014 Investment Report



Summary by Credit Rating		No.
AA-	26.43%	9
A+	16.80%	5
A-	31.54%	10
A	4.73%	3
A2	20.50%	7
	100.00%	34

**ATTACHMENT 1**

**Corporate Services Division Report No. 10.DOC - Report on Council Investments as at 30 April 2014  
Investment Report**

