

E&C RESULTS – 8 APRIL 2002

SUB NO.	FILE NO.	DIV	TITLE	Y-N HOLD
08/04-1K M	465/6/26(61/P1) - 8 APR 2002	Urban Management	2002-2003 Federal Road Safety Black Spot Program	YES
08/04-2K AR	202/11-PO020/127(A1)	Urban Management	Delegation of Authority to deal with matters associated with the winding up of the Mayne Plaza Body Corporate BUP 4967 – CTS 10224	YES
08/04-3K M	320/60(P1) - 8 APR 2002	Urban Management	Demaining Sandgate Road, Nundah between Buckland Road and Wood Street	YES
08/04-1L M	392/40(2004) - 8 APR 2002	OLMCEO	Sponsorship – Property Council of Australia Cities Summit – Reclaiming Urban Australia: No More Accidental Cities, 23-24 May 2002, Brisbane	YES
08/04-2L M	- 8 APR 2002 ATTACH	OLMCEO	Appointment	YES
08/04-3L M	- 8 APR 2002 ATTACH	OLMCEO	Sponsorship – East Timor Independence Day Celebrations.	YES

PRESENT

K.O.T QUINN

D B HINCHCLIFFE

L HUMPHREYS

T HAMPSON

M - Indicates an E&C Committee decision (or minute item), which is included in this document.
R - Indicates an E&C Committee recommendation to full Council. Details can be accessed through the Council Minutes, which are available for inspection on Level 2 of the Brisbane Square Library, 266 George Street, Brisbane.

1.0 FILE NUMBER: 465/6/26(61P1)

08/04 - 1K

SUBMISSION TO THE ESTABLISHMENT AND CO-ORDINATION COMMITTEE

2.0 TITLE

2002 - 2003 Federal Road Safety Black Spot Program.

3.0 ISSUE/PURPOSE

To consider projects to be submitted for funding consideration under the Federal Road Safety Black Spot Funding Program for 2002 - 2003.

4.0 PROPONENT

Michael Kerry, Divisional Manager, Urban Management Division

5.0 SUBMISSION PREPARED BY

Tina Rawkins, Program Officer Transport Infrastructure, Extension - 38685

6.0 DATE

2 April 2002

7.0 FOR E&C APPROVAL OR RECOMMENDATION TO COUNCIL?

For approval by Establishment and Co-ordination Committee.

8.0 IF FOR RECOMMENDATION TO COUNCIL, IS A COUNCIL RESOLUTION REQUIRED UNDER AN ACT OR ORDINANCE?

Not Applicable.

9.0 RECOMMENDATION

That the Committee approve the projects as indicated in Attachment "A" for nomination to the Federal Government for funding consideration under the 2002 - 2003 Federal Road Safety Black Spot Program.


Michael Kerry
DIVISIONAL MANAGER
URBAN MANAGEMENT DIVISION

I Recommend Accordingly


.....
CHIEF EXECUTIVE OFFICER

APPROVED

8 APR 2002


.....
Lord Mayor

RECEIVED

- 8 APR 2002

COMMITTEE SECTION

ACTION TAKEN

814/02

TOWN CLERK

PONES

BCC 70 YEAR RELEASE SCHEME

10.0 BACKGROUND

The Queensland Department of Main Roads has invited submissions from Local Governments for projects suitable for inclusion in the 2002 - 2003 Federal Road Safety Black Spot Program, which will be assessed by Queensland's Black Spot Consultative Panel and recommended to the Federal Government for consideration.

The Australian Transport Safety Bureau administers the Black Spot Program, which was formally the Federal Office of Road Safety. The aim of the Program is to improve road safety through provision of funding for implementation of traffic engineering measures, such as the installation of traffic signals, changing the geometry of intersections, or widening sections of road at locations with severe crash histories.

To be eligible for funding under this Program, a project must comply with Australian Transport Safety Bureau criteria. For example, projects are selected for consideration based on a quantitative assessment of potential savings to the community as a result of reduced numbers of traffic accidents at an intersection or on a length of road. Only projects which have a potential benefit/cost ratio of greater than 2 are considered for funding as part of this Program. In recent years projects would need a BCR of greater than 4 to be successful in attaining funding.

The projects listed in Attachment "A" are proposed to be nominated by Brisbane City Council in its Federal Road Safety Black Spot funding submission for the period 2002 - 2003. The projects nominated are:

- high priority projects for road safety improvements,
- have been identified through detailed crash analysis of all sites in Brisbane with a higher than average crash record,
- have a demonstrated high benefit / cost ratio assessment; and,
- comply with the criteria set out in the Road Safety Black Spot Funding Guidelines as established by the Australian Transport Safety Bureau.

At this stage, only the Gowan Road and Kameruka Street, Calamvale project has been included on Council's draft 2002/03 Major Traffic Improvements Program (Schedule 60 to the proposed budget). Because of the uncertainty of Federal funding, the other projects have not yet been listed in the budget. They can be added in if and when Federal funding is approved.

Approved Federal Road Safety Black Spot funding received by Brisbane City Council in previous years is detailed in the table below:

YEAR	FEDERAL FUNDING
1996/1997	\$1,128,000
1997/1998	\$857,400
1998/1999	\$260,000
1999/2000	\$755,000
2000/2001	\$370,000
2001/2002	\$270,000

Council is yet to receive confirmation from the Federal Government of the level of funding to be allocated for the 2002/03 period. Informal discussions with representatives from the State and Federal Government indicate that Council could expect to receive approximately \$450,000 for 2002 - 2003.

11.0 CONSULTATION

Councillor Maureen Hayes, Chairperson, Transport and Major Projects Committee has been consulted and agrees with the submission.

12.0 IMPLICATIONS OF PROPOSAL

Each project to be submitted has a high priority for road safety improvements and would be nominated as priority projects for funding consideration as part of Council's future budget. This submission provides an opportunity for Council to access Federal Government funding for these projects without compromising Council's road safety priorities.

13.0 CORPORATE PLAN IMPACT

The recommendation is in accordance with Council's Transport and Traffic Program; Strategy 7.4.2 Increase the efficiency of the road network to move people and goods.

14.0 CUSTOMER IMPACT

The allocation of Black Spot funding to assist Council in implementation of traffic safety enhancements at the locations identified in Attachment "A" would improve safety for road users and assist in alleviating community concerns about safety at these locations.

15.0 ENVIRONMENTAL IMPACT

The projects identified are not expected to have an adverse impact on the environment.

16.0 POLICY IMPACT

In accordance with Council policy an annual submission is prepared for consideration for Federal funding under the Road Safety Black Spot Funding Program.

This initiative is in line with the aim of the Transport and Traffic Program, to ensure a modern transport system which meets community needs and sustains Brisbane as a livable city.

17.0 FUNDING IMPACT

The making of this submission represents an opportunity for Council to receive revenue from the Road Safety Black Spot Funding Program for project/s. Anticipated revenue would be in the order of \$450,000 although funding in previous years has been lower due to the number of projects submitted across the State.

18.0 HUMAN RESOURCE IMPACT

N/A

19.0 URGENCY

In the normal course of business.

20.0 PUBLICITY / MARKETING STRATEGY

Publicity for the nominated projects will be undertaken as per Council's Corporate Guidelines on a project by project basis, once the outcome of the funding deliberations have been communicated by the Federal Government.

It is a requirement of the Australian Transport Safety Bureau that "Federally Funded Black Spot Project" signs, be installed at approved Black Spot sites and if the project cost is greater than \$100,000, these signs remain in place for a period of two years.

22.0 OPTIONS

- 1) Approve the projects as indicated in Attachment "A" for nomination to the Federal Government for funding consideration under the 2002 - 2003 Federal Road Safety Black Spot Program.
- 2) Amend the projects as indicated in Attachment "A" for nomination to the Federal Government for funding consideration under the 2002 - 2003 Federal Road Safety Black Spot Program.
- 3) Not to approve the projects as indicated in Attachment "A" for nomination to the Federal Government for funding consideration under the 2002 - 2003 Federal Road Safety Black Spot Program.

Option (1) is the preferred option.

ATTACHMENT "A"
PROPOSED PROJECTS FOR 2002 – 2003 FEDERAL ROAD SAFETY BLACK SPOT PROGRAM

Priority	Project Location	Treatment	Estimated Cost
1	Gladstone Road and Blakeney Street, Highgate Hill	Traffic signals, recent pedestrian fatality	\$240,000
2	Gowan and Kameruka Street, Calamvale	Install signals and improve intersection priority. Fatal accident	\$450,000
3	Arthur and Brunswick Street, Fortitude Valley	Traffic Signals	\$200,000
4	Bradman and Dulacca Street, Acacia Ridge	Reinforce intersection controls and turn pockets and lane marking.	\$80,000
5	Cardiff Road, Darra Avenue and Manburgh Tce, Darra	Ban turns due to sight distance and high crash rate. Median works	\$40,000
6	Bridge Street and Hudson Road, Albion	Reinforce intersection priority and medians and T intersection	\$70,000
7	Ipswich Road and Junction Tce, Annerley	Ban turns, close median. (Need to finalise review of network implications before proceeding with project).	\$40,000
	TOTAL		\$1,120,000

As part of the Blackspot submission detailed benefit cost analysis is undertaken based on the cost of accidents to the community at each intersection and the anticipated benefits of the proposed works. The ranking is based on a combination of the benefit cost analysis and priorities within future projects under the Major Traffic Improvements Program.

Gladstone Road and Blakeney Street, Highgate Hill has a higher benefit cost ratio than Gowan and Kameruka Street, Calamvale.

1.0 FILE NUMBER - 320/60(P1)

SUBMISSION TO THE ESTABLISHMENT AND CO-ORDINATION COMMITTEE

2.0 TITLE

Demaining Sandgate Road, Nundah between Buckland Road and Wood Street

3.0 ISSUE/PURPOSE

The purpose of this submission is to obtain endorsement to a proposal from the Queensland Department of Main Roads to demain Sandgate Road, Nundah between Buckland Road and Wood Street (through the Nundah Shopping precinct).

4.0 PROPONENT

Barry Ball, Acting Divisional Manager, Urban Management

RECEIVED

5.0 SUBMISSION PREPARED BY

David Stewart, Principal Transport Infrastructure Projects, 34685

- 8 APR 2002

COMMITTEE SECTION
ACTION TAKEN

6.0 DATE

3 April 2002

8/4/02

TOWN CLERK

PTIP

7.0 FOR E&C APPROVAL OR RECOMMENDATION TO COUNCIL

For E&C approval.

8.0 IF FOR RECOMMENDATION TO COUNCIL, IS A COUNCIL RESOLUTION REQUIRED UNDER AN ACT OR ORDINANCE?

No.

9.0 RECOMMENDATION

That the Establishment and Co-ordination Committee endorses a request from the Queensland Department of Main Roads to demain Sandgate Road, Nundah as hatched on Figure 1 in accordance with the terms and conditions in the letter from the Divisional Manager Urban Management Division contained in Attachment A.

I Recommend Accordingly

CHIEF EXECUTIVE OFFICER

10.0 Barry Ball
Acting Divisional Manager
Urban Management Division

APPROVED

8 APR 2002

Lord Mayor

11.0 BACKGROUND

The Department of Main Roads has recently completed construction of a tunnel through the Nundah precinct, diverting through-traffic away from Sandgate Road in the Nundah Shopping precinct. The Department of Main Roads has requested that Sandgate Road, through the Nundah Shopping precinct be demained. The extent of the proposed demaining is illustrated on Figure 1.

“demain” is the expression commonly used for a revocation of a Declaration that a road is a State controlled road. As a result of that revocation the road is then under the control of the Council.

If the Council agrees to the demaining process, this section of road and corresponding assets (eg. Road pavement, footpaths, kerb and channel, traffic signals, drainage, kerb side allocation) will come under Council’s control. Council will be the maintaining authority.

Council plans to commence a Suburban Centre Improvement Project in the Nundah shopping precinct in April 2002. This proposal would be difficult under the current ownership arrangements and would require the Departments permission to enter and undertake works on a State controlled corridor. This would require Department of Main Roads approval of the SCIP design.

In consideration of the demaining process the Council is requesting the Department of Main Roads to make the following payments, which equate to upgrading the existing assets in the precinct and operational costs associated with the road:

Item	Amount
Lighting costs for the next 20 years	\$35,523
Upgrade and re-phasing of traffic signals	\$91,200
Pavement rehabilitation to 20 year design life	\$145,985
Total	\$272,708

At this stage, the Department of Main Roads has agreed to the signal upgrade on an actual cost basis. The pavement rehabilitation works and lighting costs are subject to ongoing discussions with the Department. The Department is currently suggesting a 10 year design life for the pavement. The submission recommendation will allow Council to respond formally with an offer, in accordance with the attached letter, to the Department’s demaining request.

In recognition of this payment:

- Council will take control of the traffic signal installations at the intersection of Sandgate Road and Buckland Road and Sandgate Road and Station Street.
- Council agrees to take control of the street lighting through the demained area.
- Council will take control of the road pavements in the demained area.

Moreover, the Department of Main Roads has offered a contribution to Council of \$36,000 relating to works under the current tunnel construction contract that will be substituted with works proposed by Council as part of the Nundah Suburban Centre Improvement Project. In addition, it also proposed to make a contribution to Council of \$58,000 towards reinstatement of Memorial Park.

Council has also acknowledged the Department's commitments to the community in relation to changes promised as part of the tunnel construction project. In addition to the above contribution commitments, the Department has actively resolved community-related issues throughout construction including the reconstruction of the Memorial Hall and Library car parks. The project has also provided significant benefits to the immediate local precinct and community and the traffic reduction will allow significant improvements as part of the SCIP project.

Council will ultimately become responsible for kerbside allocation in the demained area. This will include installing and maintaining necessary parking restriction signs that mainly consist of time limited parking and loading zones.

The Council proposes to make its position very clear that it will not be liable for any matters arising from construction of the tunnel project, such as land and property compensation issues, business disturbance claims, noise issues and any other defects and omissions resulting from the works.

The proposed agreement is outlined in a letter to the Department of Main Roads, presented in Attachment A.

12.0 CONSULTATION

Cr Maureen Hayes, Chairperson, Transport and Major Projects Committee
Kim Flessler, Councillor for the Northgate Ward
Local Asset Services (via LAS North)
City Planning (via Suburban Centre Improvements Project Team)
City Design (Roads and Traffic Design, City Lighting, Pavement Engineering)

All consulted are in agreement with the recommended approach.

13.0 IMPLICATIONS OF PROPOSAL

If the Council agrees to the demaining process, then this section of road and the corresponding assets (eg. Road pavement, footpaths, kerb and channel, traffic signals, drainage, kerb side allocation) will come under Council's control. Council will be the maintaining authority and responsible for cost associated with the ongoing operation of this section of road.

Approval of the demaining process will allow construction of the Nundah Suburban Centre Improvement Project to occur at the programmed commencement date of 15 April 2002.

14.0 CORPORATE PLAN IMPACT

Nil.

15.0 CUSTOMER IMPACT

The Nundah Community is very supportive of the Council's Suburban Centre Improvement Project and the demaining process will allow this to occur at the earliest opportunity.

16.0 ENVIRONMENTAL IMPACT

Nil.

17.0 POLICY IMPACT

Nil.

18.0 FINANCIAL IMPACT

The demaining process converts the control of the road and the ownership of the materials in the road to Council, and Council will be responsible for maintaining this asset into the future. In demaining the road, the Council is seeking a contribution from Main Roads to enhance the road assets to a 20 year design life.

The Department of Main Roads is also providing contributions to Council of \$36,000 relating to works under the current tunnel construction contract that will be substituted with works proposed by Council as part of the Nundah Suburban Centre Improvement Project. It also proposes a contribution to Council of \$58,000 towards reinstatement of Memorial Park. These funds will need to be recognised in a budget review process and allocated to the respective Divisions of Council responsible for undertaking the works.

In addition, it is proposed to undertake the pavement rehabilitation in Sandgate Road in the 2002/03 financial year and a bid has been prepared for these works and is included for consideration in the budget process.

19.0 HUMAN RESOURCE IMPACT

Nil.

20.0 URGENCY

In the normal course of business.

21.0 PUBLICITY/MARKETING STRATEGY

As required.

22.0 OPTIONS

Option 1: Approve the recommendation.

Option 2: Approve the recommendation with amended terms and conditions.

Option 3: Not approve the recommendation

Option 1 is the preferred option.

1.0 FILE NUMBER: 392/40(2004)

SUBMISSION TO THE ESTABLISHMENT AND CO-ORDINATION COMMITTEE

2.0 TITLE

Sponsorship – Property Council of Australia Cities Summit – Reclaiming Urban Australia: No More Accidental Cities, 23-24 May 2002, Brisbane

3.0 ISSUE/PURPOSE

The purpose of this submission is to seek E&C approval to sponsor the Property Council of Australia Cities Summit – “Reclaiming Urban Australia: No More Accidental Cities”, to be held in Brisbane 23-24 May 2002, in the total amount of \$10,000.00

4.0 PROPONENT

Jude Munro
Chief Executive Officer

RECEIVED

- 8 APR 2002

5.0 SUBMISSION PREPARED BY

David Simons
Information Privacy and Corporate Governance Officer (IPCEO)
Ext. 36786

COMMITTEE SECTION

ACTION TAKEN

814/02

TOWN CLERK

IPCEO

6.0 DATE

3 April 2002

7.0 FOR E&C APPROVAL OR RECOMMENDATION TO COUNCIL

For E&C approval

8.0 IF FOR RECOMMENDATION TO COUNCIL, IS A COUNCIL RESOLUTION REQUIRED UNDER AN ACT OR ORDINANCE?

No

9.0 RECOMMENDATION

That E&C grant approval to sponsor the Property Council of Australia Cities Summit – “Reclaiming Urban Australia: No More Accidental Cities”, to be held in Brisbane 23-24 May 2002, in the total amount of \$10,000.00

10.0 DIVISIONAL MANAGER



Jude Munro
Chief Executive Officer

APPROVED

[Handwritten signature] 8 APR 2002
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[Handwritten signature]
Lord Mayor



11.0 BACKGROUND

Brisbane City Council received a request from the Property Council of Australia to be the principal sponsor of their 2002 National Conference to be held in Brisbane on 23-24 May 2002, which entails a cash contribution totalling \$10,000.00.

Being associated with the event as a principal sponsor will enable the Council to expand its image by directly linking it to this leading conference, targeting core market segments of commercial property development, industry, and Australia's leading property professionals.

It is deemed appropriate that Council provide sponsorship of \$10,000.00 towards the Property Council's 2002 National Conference Cities Summit.

12.0 CONSULTATION

Lord Mayor J G Soorley

13.0 IMPLICATIONS OF PROPOSAL

Brisbane City Council will be seen as sponsoring a leading property and development conference.

14.0 CORPORATE PLAN IMPACT

This proposal is in accordance with the Corporate Plan:

- | | | |
|----------|-------|--|
| Strategy | 2.1.1 | Oversee implementation, monitoring and review of Brisbane's Economic Development Strategy. |
| | 2.2.1 | Plan and facilitate regional and local economic development. |
| | 2.2.2 | Build and improve strategic economic partnerships for Brisbane. |
| | 6.1.2 | Plan for new growth areas and co-ordinate with surrounding councils and the state. |
| | 6.3.2 | Promote and protect City character. |

15.0 CUSTOMER IMPACT

Nil.

16.0 ENVIRONMENTAL IMPACT

Nil.

17.0 POLICY IMPACT

Nil.

18.0 FINANCIAL IMPACT

Funds of \$10,000.00 are available under Corporate Activities.

19.0 HUMAN RESOURCE IMPACT

Nil.

20.0 URGENCY

In the normal course of business.

21.0 PUBLICITY/MARKETING

Nil. The Property Council of Australia will be marketing Council's involvement with the Cities Summit.

22.0 OPTIONS

- (1) Approve the recommendation.
- (2) Not approve the recommendation.

Option (1) is the preferred option.

1.0 FILE NUMBER:

SUBMISSION NUMBER: 08/04 - 2L

SUBMISSION TO THE ESTABLISHMENT AND CO-ORDINATION COMMITTEE

2.0 TITLE

Appointment of Delivery Leader, iDivision.

3.0 ISSUE/PURPOSE

Following a process of advertising on 10 November 2001, under the title of Delivery Leader, and on 19 January 2002, under the title of IT Facilities Manager, in excess of 230 applicants were assessed, 30 applicants were interviewed and in total six applicants were shortlisted for panel assessment. From the second shortlist, three applicants, prepared and presented by Louise Baker, Managing Consultant, First Place International, the following information is provided:

Attachment 1 - Executive Role Statement
Attachment 2 - Interview Summary of Recommended Candidate,
Resume and Referee Reports
Attachment 3 - Assessment of Other Applicants

4.0 PROPONENT

Alan Hesketh, Divisional Manager, iDivision as chair of a panel comprising Margaret Crawford, Divisional Manager Customer and Community Services, and Phil Minns, Divisional Manager, HR and Strategic Management.

5.0 SUBMISSION PREPARED BY

Judy Gannon, Principal Consultant, Merit Solutions on behalf of Alan Hesketh

6.0 DATE 14 March 2002

7.0 FOR E&C APPROVAL OR RECOMMENDATION TO COUNCIL

For E&C approval

8.0 RECOMMENDATION

That the Establishment and Co-ordination Committee consider and appoint the following candidate:

1. Mr Bill Croucher

to the position of Delivery Leader, iDivision, within Council's Executive Service, with a contract and salary to be negotiated.

9.0 DIVISIONAL MANAGER

Alan Hesketh
Divisional Manager, iDivision.

I Recommend Accordingly

CHIEF EXECUTIVE OFFICER

RECEIVED

18 APR 2002

COMMITTEE SECTION

APPROVED

18 APR 2002

Lord Mayor

1.0 FILE NUMBER:

08/04 - 3L

SUBMISSION TO THE ESTABLISHMENT AND CO-ORDINATION COMMITTEE

2.0 TITLE

Brisbane City Council Sponsorship of funds to East Timor Independence Day Celebrations – Trade and Investment Expo, EXPO ESPERANCA (HOPE) TIMORE LESTE 2002.

3.0 ISSUE/PURPOSE

The purpose of this submission is to gain E&C approval for the sponsorship of \$30,000.00 to the East Timor Independence Day Celebrations to be held throughout East Timor on 20 May 2002.

RECEIVED

4.0 PROPONENT

Jim Soorley
Lord Mayor

- 8 APR 2002

COMMITTEE SECTION
ACTION TAKEN

5.0 SUBMISSION PREPARED BY

Ms Genevieve Canavan, International Relations Officer, x 35335.

814 102
TOWN CLERK
LM1RO

6.0 DATE

8 April 2002

7.0 FOR E&C APPROVAL OR RECOMMENDATION TO COUNCIL

For recommendation to E&C.

8.0 IF FOR RECOMMENDATION TO COUNCIL, IS A COUNCIL RESOLUTION REQUIRED UNDER AN ACT OR ORDINANCE

No

9.0 RECOMMENDATION

Approval be granted for the sponsorship of \$30,000.00 to the East Timor Independence Day Celebrations to be held throughout East Timor on 20 May 2002.

10.0 DIVISIONAL MANAGER


Jude Munro
Chief Executive Officer

APPROVED

8 APR 2002
.....
of Lord Mayor 

11.0 BACKGROUND

Council has been pro-actively involved in supporting the reconstruction of East Timor and Memorandum of Understanding with the Oe-cusse Enclave.

On 20 May 2002, East Timor will celebrate their National Independence by hosting some 300 delegates from around the world with participation in a number of activities including Business Trade and Investment, Religious (multi-faith) Celebrations, Sporting, Cultural and Honours Awards and presentations.

In the Business Trade and Investment area, the main focus will be to promote trade and investment within East Timor at a Trade Expo to be held in Dili.

After the recent establishment of the MOU with the district of Oe-cusse and further discussions with United Nations representative for East Timor and East Timor National Steering Committee Chairperson, Mr Jose Texeiraia, it is recommended that \$30,000.00 be donated to assist with the Trade Expo, with particular focus on business investment opportunities for the Oe-cusse Enclave.

Council's International Relations Unit has established a cross-Council coordination Group to explore and coordinate initiatives that could support community capacity building, community development and the rebuilding of civil society in East Timor. This Expo will provide a unique opportunity to enhance this and progress the items of the MOU.

Donations are anticipated from various levels of Government and Non-Government organisations, with the Federal Government committing \$1.2 million for the redevelopment of the Market / Exposition Centre where the Expo will be held.

Brisbane City Council believes it is a priority to assist the Timorese Government in attracting investment opportunities to the region and therefore sees this sponsorship as a significant financial assistance in achieving this goal.

12.0 CONSULTATION

Lord Mayor Jim Soorley, Lord Mayor of Brisbane
Mr Bernard Green, Executive Officer to the Lord Mayor
Mr Jose Texeiraia, United Nations representative in East Timor

All are in agreement with the recommendation.

13.0 IMPLICATIONS OF PROPOSAL

Brisbane City Council and the people of Brisbane are committed to supporting the East Timorese people with the reconstruction of their communities. This sponsorship confirms our support and allows opportunity for business and investment in the region to grow.

14.0 CORPORATE PLAN IMPACT

In line with the Corporate Plan.

15.0 CUSTOMER IMPACT

Nil.

16.0 ENVIRONMENTAL IMPACT

Nil.

17.0 POLICY IMPACT

Nil.

18.0 FUNDING IMPACT

Funds are available within Corporate Activity.

19.0 HUMAN RESOURCE IMPACT

Nil.

20.0 URGENCY

Urgent.

21.0 PUBLICITY / MARKETING STRATEGY

At discretion of the Lord Mayor's Office.

22.0 OPTIONS

- 1) Approve the recommendation.
- 2) Not approve the recommendation.

Option (1) is the preferred option.

E&C RESULTS – 15 APRIL 2002

SUB NO.	FILE NO.	DIV	TITLE	Y-N HELD
15/04-1B ✓	1/242 16 APR 2002	HR&SM	Code of Conduct.	HELD
15/04-1F M	364/150/2-VN460/P8 16 APR 2002	City Governance	Sale of surplus Council land to Energex – 1573 Wynnum Road, Tingalpa.	YES
15/04-1L M	394/40(2006) 16 APR 2002	OLMCEO	Donation – Charity Cycle Ride	YES
15/04-1N IR	364/48/2-D0559(1/P2) 16 APR 2002	CED	Deed of consent to Mortgage of Lease of Council premises – part of D M Henderson Park – 470 McCullough Street, Sunnybank.	YES
15/04-2N AR	381/1/27 16 APR 2002	CED	Remission of water charges – sporting organisations leasing Council controlled land.	YES
15/04-3N AR	209/6/15(2) 16 APR 2002	CED	Approved Inspection Programs to monitor compliance with dog registration requirements.	YES
15/04-4N M	221/29/3 16 APR 2002	CED	Funding – Office of Economic Development.	NO
15/04-5N M	24/1-N/2002(2) 16 APR 2002	CED	Overseas Travel – Manager, Community Information, CED – attend Government On Line 2002, Singapore.	YES

PRESENT

G SOORLEY
 K O T QUINN
 J H CAMPBELL
 D B HINCHCLIFFE
 S L HUMPHREYS
 T HAMPSON
 M A HAYES

M - Indicates an E&C Committee decision (or minute item), which is included in this document.
 R - Indicates an E&C Committee recommendation to full Council. Details can be accessed through the Council Minutes, which are available for inspection on Level 2 of the Brisbane Square Library, 266 George Street, Brisbane.

1.0 FILE NUMBER: 364/150/2-VN460/P8

SUBMISSION TO THE ESTABLISHMENT AND CO-ORDINATION COMMITTEE

2.0 TITLE

Proposed sale to Energex of surplus Council land situated at 1573 Wynnum Road, Tingalpa.

3.0 ISSUE/PURPOSE

The purpose of this submission is to obtain approval to sell surplus Council property to Energex, an adjoining property owner, for inclusion into their existing sub-station facility.

4.0 PROPONENT

Helen Gluer
Chief Financial Officer - Ext 34577

5.0 SUBMISSION PREPARED BY

Philip Rowland
Asset Manager
City Assets Branch - Ext. 34650.

6.0 DATE

25 March 2002

7.0 FOR E&C APPROVAL OR RECOMMENDATION TO COUNCIL?

For E & C approval.

8.0 IF FOR RECOMMENDATION TO COUNCIL, IS A COUNCIL RESOLUTION REQUIRED UNDER AN ACT OR ORDINANCE?

No.

BCC 10 YEAR PUBLICATION RELEASE SCHEME APPROVED 15 APR 02
Lore Mayor
[Signatures]

RECEIVED

16 APR 2002

COMMITTEE SECTION ACTION TAKEN

16 / 4 / 02


TOWN CLERK

AMCA3

9.0 RECOMMENDATION

It is recommended that the offer in the amount of \$80,000 (exclusive of GST) from Energex Limited to purchase the property situated at 1573 Wynnum Road, Tingalpa described as Lot 2 on RP 155394, containing an area of 2,667 m² subject to the dedication as road by Council of a 3.376 metre widening across the frontage of the property as per Plan SUR 30185775-01, be accepted.

10.0 DIVISIONAL MANAGER


Helen Gluer
CHIEF FINANCIAL OFFICER

I Recommend Accordingly


CHIEF EXECUTIVE OFFICER

BCC PUBLICATION SCHEME
10 YEAR RELEASE

11.0 BACKGROUND

Council is the registered owner of a vacant 2,667 m² allotment situated at 1573 Wynnum Road, Tingalpa described as Lot 2 on RP 155394 (refer area shaded yellow on Site plan at Attachment 1A).

This site, together with the adjoining sub-station site, was acquired in fee simple by Council in 1952. The land was subdivided into Lot 1 & 2, with Lot 1 being used for the construction of an electricity supply sub-station by Council's former Electricity Department. The sub-station site subsequently became the property of Energex Limited. Lot 2 was intended to be used by Council's former Works Department but was never developed. It is now considered to be surplus to Council's requirements subject to a road widening as per SUR Plan 30185775-01 (refer Attachment 1B).

Energex Limited was approached in relation to the status of the existing power lines that traverse the subject Council property along either side boundary. As adjoining land owner, Energex expressed an interest in acquiring the site and after negotiations, has made a written offer to purchase in the amount of \$80,000.

Section 46 (4) (c) of the City of Brisbane Act 1924, states that Section 46 (1), where Council must invite tenders or sell land by public auction, does not apply if Council is selling land directly to the Crown, or a Public Authority of the Crown. Energex Limited is a Public Authority of the Crown and therefore a sale of the land to it can be undertaken without the invitation of Tenders or Public Auction.

An independent valuation undertaken on behalf of Council by Australia Pacific Valuers, has assessed the market value of Lot 2 to be \$80,000 (refer Attachment 2). Therefore, as the offer from Energex Limited at \$80,000 (exclusive of G.S.T.), is in line with the valuation figure, it is recommended for acceptance.

12.0 CONSULTATION

- Councillor Sharon Humphreys, Chairperson Finance Committee;
- Councillor John Campbell, Doboy Ward;
- Frank Riley, Manager City Assets, City Governance;
- Terry Griffiths, Brisbane City Legal Practice;
- Tom Richardson, Program Officer, City Planning;
- David Bell, Senior Program Manager, Public Transport, Transport & Traffic;
- John Winkler, Program Officer, Network Information, Transport & Traffic;
- Vicki Greishaber, Senior Program Officer Environmental Planning, Environment & Parks;
- Gavin Blakey, Principal Waterways Program Officer Flood Management, Waterways;
- Ben Lindeboom, Planning Engineer, W & S Development Design, Brisbane Water;

There are no objections to this proposal.

13.0 IMPLICATIONS OF PROPOSAL

The sale of Lot 2 to Energen Limited will provide capacity for expansion of the sub-station facility and resolve an issue relating to power lines crossing private property not being protected by suitable easements. The sale will eliminate a maintenance problem and provide Council with a revenue return.

14.0 CORPORATE PLAN IMPACT

In accordance with Corporate Plan Outcome 1.4: -

Strategy 1.4.3: Improved the management and performance of Council's physical and information asset portfolio -

- to align Council's physical asset holdings with corporate and community needs;
- to enable maximum benefit (in both dollar and non dollar terms) from the disposal of Council's surplus assets.

15.0 CUSTOMER IMPACT

Nil.

16.0 ENVIRONMENTAL IMPACT

Nil.

17.0 POLICY IMPACT

In line with present policy to dispose of surplus real property.

18.0 FUNDING IMPACT

Council will receive revenue in the order of \$80,000 in the 2001/2002 Property Disposal Program.

19.0 HUMAN RESOURCE IMPACT

Nil.

20.0 URGENCY

In normal course of business.

21.0 PUBLICITY/MARKETING STRATEGY

Nil.

22.0 OPTIONS

Option 1.

Adopt the recommendation that the offer in the amount of \$80,000 (exclusive of GST) from Energex Limited to purchase the property situated at 1573 Wynnum Road, Tingalpa described as Lot 2 on RP 155394, containing an area of 2,667 m² subject to the dedication as road by Council of a 3.376 metre widening across the frontage of the property as per Plan SUR 30185775-01, be accepted.

Option 2.

Not approve the recommendation and retain the land in Council ownership.

Option 1 is the preferred and recommended Option.

1.0 FILE NUMBER: 394/40(2006)

SUBMISSION TO THE ESTABLISHMENT AND CO-ORDINATION COMMITTEE

2.0 TITLE

Donation to the "Charity Cycle Ride"

3.0 ISSUE/PURPOSE

To provide a donation in relation to the above event.

4.0 PROPONENT

Jude Munro
Chief Executive Officer

5.0 SUBMISSION PREPARED BY

Phillip Folia, Corporate Administrative Officer, ext 36773

6.0 DATE

10 April 2002

7.0 FOR E&C APPROVAL OR RECOMMENDATION TO COUNCIL


Authority delegated to the Establishment and Co-ordination Committee.

8.0 IF FOR RECOMMENDATION TO COUNCIL, IS A COUNCIL RESOLUTION REQUIRED UNDER AN ACT OR ORDINANCE?

No.

9.0 RECOMMENDATION

That the Brisbane City Council donate \$1000.00 to the Charity Cycle Ride to raise funds for the Burns Unit in the Royal Brisbane Hospital.

10.0 
Jude Munro
CHIEF EXECUTIVE OFFICER

APPROVED
15 APR 02

Handwritten signatures and initials

RECEIVED

16 APR 2002

COMMITTEE SECTION
ACTION TAKEN

16 / 4 / 02
TOWN CLERK
CACEO

11.0 BACKGROUND

A Charity Cycle ride from Clifton to Cairns in being held to raise funds for the Burns Unit in the Royal Brisbane Hospital. The Manager/Coordinator of the event has written to the Council seeking a donation for the event. The event is due to commence on 10 June 2002.

It is considered that a \$1000.00 donation is appropriate in this instance.

12.0 CONSULTATION

Lord Mayor
Executive Officer to the Lord Mayor
Manager Chief Executive's Office

All are in agreement.

13.0 IMPLICATIONS OF PROPOSAL

No perceived implications.

14.0 CORPORATE PLAN IMPACT

Not applicable

15.0 CUSTOMER IMPACT

Not applicable.

16.0 ENVIRONMENTAL IMPACT

Not applicable.

17.0 POLICY IMPACT

Not applicable

18.0 FUNDING IMPACT

Funds are available.

19.0 HUMAN RESOURCE IMPACT.

Not Applicable

20.0 URGENCY

In the normal course of business.

21.0 PUBLICITY/MARKETING

At the discretion of the Lord Mayor.

22.0 OPTIONS

1. Approve the recommended donation.
2. Approve a different amount.
3. Do not provide any donation to the event

OPTION 1 is the recommended option.

BCC PUBLICATION SCHEME
10 YEAR RELEASE

SUBMISSION TO THE ESTABLISHMENT AND CO-ORDINATION COMMITTEE

2.0 TITLE

Government On Line 2002, Singapore

3.0 ISSUE/PURPOSE

The purpose of this submission is to obtain approval for Sandra Lynn, Manager, Community Information, Community & Economic Development to attend the Government On Line 2002, to be held in Singapore, from 23-26 April, 2002.

4.0 PROPONENT

Pauline Peel, Divisional Manager, Community and Economic Development

5.0 SUBMISSION PREPARED BY

Sandra Lynn, Manager, Community Information, ext. 35081.

6.0 DATE

10 April, 2002.

7.0 FOR E&C APPROVAL OR RECOMMENDATION TO COUNCIL

For E&C Approval.

8.0 IF FOR RECOMMENDATION TO COUNCIL, IS A COUNCIL RESOLUTION REQUIRED UNDER AN ACT OR ORDINANCE?

N/A

9.0 RECOMMENDATION

It is recommended that E&C approval be granted for Sandra Lynn, Manager, Community Information, Community & Economic Development to travel to Singapore to present at the Government On Line 2002 Conference, Singapore from 23-26 April, 2002 as an invited speaker. There will be minimal cost to Council of \$450.

10.0 DIVISIONAL MANAGER

T.M. Tel

Pauline Peel
Divisional Manager
COMMUNITY & ECONOMIC DEVELOPMENT

I Recommend Accordingly

[Signature]

CHIEF EXECUTIVE OFFICER

PUBLICATION RELEASE SCHEME APPROVED
15 APR 2002
Mayor

RECEIVED

16 APR 2002

COMMITTEE SECTION

ACTION TAKEN

1614102

TOWN CLERK

MCI

11.0 BACKGROUND

Ms Lynn was approached by the organisers of the Government On Line 2002 Conference, Singapore to present on the topic of "Measuring Internet Success: Community Perspectives", following a successful presentation on the same topic in Canberra in September 2001.

The main theme of the Conference will be "Meeting Advanced Challenges of Electronic Service Delivery of Public Services". Speakers have been drawn from international hubs of expertise (Canada, Taiwan, Australia, Denmark, USA and New Zealand) as well as speakers from Singapore. In addition to the conference program which includes the key themes of:

- Benchmarks on e-Government services around the world
- Emerging challenges in electronic services delivery
- Performance measurement for effective electronic service delivery
- Accessibility of electronic services to all levels of the community.

Ms Lynn will also schedule in a visit to the Singapore Library to view library facilities and technologies which are under consideration for Brisbane City Council.

12.0 CONSULTATION

Councillor David Hinchliffe, Chairperson, Community Policy Committee
Jude Munro, Chief Executive Officer

All consulted are in agreement with the recommendation.

13.0 IMPLICATIONS OF PROPOSAL

Attendance at the Government On Line 2002, Singapore, will continue to showcase Brisbane City Council's leadership in delivery across the Internet and demonstrate a commitment to the Asia Pacific region.

14.0 CORPORATE PLAN IMPACT

Nil

15.0 CUSTOMER IMPACT

Nil

16.0 ENVIRONMENTAL IMPACT

Nil

17.0 POLICY IMPACT

Nil

18.0 FUNDING IMPACT

Airfare:	Covered by conference organisers
Accommodation	Covered by conference organisers
Council Advance:	\$150.00
Personal Allowance	\$150.00
Taxis:	\$150.00
TOTAL	<u>\$450.00</u>

Funds are available in 1.03.1692.0561.000.000.633.

19.0 HUMAN RESOURCE IMPACT

Nil.

20.0 URGENCY

In the normal course of business.

21.0 PUBLICITY/MARKETING STRATEGY

Nil

22.0 OPTIONS

1. That E&C approve the recommendation.
2. That E&C does not approve the recommendation.

Option 1 is the preferred and recommended option.

E&C RESULTS – 22 APRIL 2002

SUB NO.	FILE NO.	DIV	TITLE	Y-N HELD
22/04-1F M	364/82-TK170/P101(P1) 23 APR 2002	City Governance	Ex-gratia payment – Camp Hill – Carina Welfare Association.	HELD
22/04-2F M	364/46/2-LE095/P30 23 APR 2002	City Governance	Sale of surplus Council land – 447 Boundary Road, Darra.	YES
22/04-3F M	BCL/1-CCT/202439(P1) 23 APR 2002 ATTACH	City Governance	Indemnity for Directors of Nuffield Pty Ltd.	YES
22/04-1K M	202/11-QE165/855 23 APR 2002	Urban Management	Claim for Compensation – resumption of land for road purposes – 855 Boundary Road, Coopers Plains.	YES
22/04-2K M	24/1-K/2002(2) 23 APR 2002	Urban Management	Overseas Travel – Road Safety Officer, Transport and Traffic attend 3 rd International Walking Conference, Donostia-San Sebastian, Spain, 9-10 May 2002.	YES
22/04-3K AR	202/11-VH345/322 202/11-VH345/328 23 APR 2002	Urban Management	Acquisition of land for environmental purposes – 322 and 328 Mt Petrie Road, Mackenzie.	YES
22/04-1L M	40/7-2000/2001 23 APR 2002 ATTACH	OLMCEO	Contracts to provide Professional Services – December 2001.	YES

PRESENT

- G SOORLEY
- K O T QUINN
- S L HUMPHREYS
- T HAMPSON
- M A HAYES
- J H CAMPBELL

M - Indicates an E&C Committee decision (or minute item), which is included in this document.
 R - Indicates an E&C Committee recommendation to full Council. Details can be accessed through the Council Minutes, which are available for inspection on Level 2 of the Brisbane Square Library, 266 George Street, Brisbane.

1.0 FILE NUMBER: 364/46/2-LE095/P30

SUBMISSION TO THE ESTABLISHMENT AND CO-ORDINATION COMMITTEE

2.0 TITLE

Proposed sale of surplus Council land situated at 447 Boundary Road, cnr Kimberley Street, Darra.

3.0 ISSUE/PURPOSE

The purpose of this submission is to obtain approval to sell the subject property which is considered surplus to Council's requirements.

4.0 PROPONENT

Helen Gluer
Chief Financial Officer - Ext 34577

5.0 SUBMISSION PREPARED BY

Paul Grove
Principal Asset Manager
City Assets Branch - Ext. 34096.

6.0 DATE

15 April 2002

7.0 FOR E&C APPROVAL OR RECOMMENDATION TO COUNCIL?

For E & C approval.

8.0 IF FOR RECOMMENDATION TO COUNCIL, IS A COUNCIL RESOLUTION REQUIRED UNDER AN ACT OR ORDINANCE?

No.

BCC 10 YEAR RELEASE SCHEME

APPROVED

22 APR 2002

Lord Mayor

[Handwritten signatures and initials]

RECEIVED

23 APR 2002

COMMITTEE SECTION
ACTION TAKEN

23 / 4 / 02

TOWN CLERK
PAMCA

9.0 RECOMMENDATION

It is recommended that authority be granted to sell the property situated at 447 Boundary Road, cnr Kimberley Street, Darra, described as Lot 1 on SUR 30286984-02 having an area of 2.4516 hectares, at Public Auction with a Reserve Price approved by the Chief Financial Officer, and on terms and conditions approved by the Manager, City Assets and the Manager, Brisbane City Legal Practice.

10.0 DIVISIONAL MANAGER



Helen Gluer
CHIEF FINANCIAL OFFICER

I Recommend Accordingly



CHIEF EXECUTIVE OFFICER

11.0 BACKGROUND

Council is the registered owner of a vacant parcel of land situated at 447 Boundary Road, cnr Kimberley Street, Darra, described as Lot 1 on SUR 30286984-02 which has an area of 2.4516 hectares. See plan at Attachment 1.

Lot 1 is now the balance area, after road dedication, of a number of allotments that were acquired by Council in 1959.

In 1989, the Establishment and Co-ordination Committee granted authority for the parcel of land to be subdivided into eleven lots and sold by public auction after rezoning to General Industry.

On the 17 May 1990, the parcel of land was rezoned from Future Industry to General Industry, however registration of the subdivision plan was held up pending resolution of traffic issues associated with Boundary Road and Kimberley Street. The traffic issues associated with the proposed sale and development of the parcel of land have now been resolved with the required road widenings and dedications being depicted on Attachment 1.

Prior to gazettal of the current City Plan, the parcel of land was shown as General Industry. Subsequently, Officers of the Open Space Planning Branch requested City Planning Branch to designate two portions of the subject land, or approximately 58% of the site, as Parkland and this change was implemented. This action was appealed and following investigation, City Planning Branch decided to convert the designation back to General Industry. Unfortunately, only one of the portions designated Parkland was reclassified General Industry when the new City Plan came into effect. The other portion that was designated Parkland has recently been gazetted as General Industry land in City Plan.

In the interim, the Parkland designation of the two portions was reflected in the 'Richlands Area Infrastructure Charges Plan' – refer Attachment 2, with the whole of the site being shown as Public Recreation Land. This Plan has been publicly displayed and approved by the Department of Local Government but remains to be adopted by Council and gazetted.

The land is located in an industrial area. The adjoining land to the north has been developed for industrial uses as well as the land opposite along the Fienta Place and Boundary Road frontages. As well, the immediate community area is well served by Public Recreation Land in the form of the nearby C J Greenfield Complex, a 26.5 hectare District Park which has had improvement works to the value of approximately \$2 million spent on it within the last three years. This District Park's relative proximity to the subject Council land is also shown on Attachment 2.

An independent valuation undertaken on behalf of Council by Chesterton Corporate Property Advisors has assessed the market value of Lot 1 to be ^{redacted} - refer Attachment 3.

Authority is now sought from the current Establishment and Co-ordination Committee to sell the parcel of land by public auction.

12.0 CONSULTATION

- Councillor Sharon Humphreys, Chairperson Finance Committee;
- Councillor Les Bryant, Richlands Ward;
- Frank Riley, Manager City Assets, City Governance;
- Eric Bickerton, Acting Strategic Asset Manager, City Assets
- Tom Richardson, Program Officer, City Planning;
- David Bell, Senior Program Manager, Public Transport, Transport & Traffic;
- John Winkler, Program Officer, Network Information, Transport & Traffic;
- Vicki Greishaber, Senior Program Officer Environmental Planning, Environment & Parks;
- Gavin Blakey, Principal Waterways Program Officer Flood Management, Waterways;
- Ben Lindeboom, Planning Engineer, W & S Development Design, Brisbane Water;

All of the above, except Environment & Parks Branch, raised no objection to the proposal to dispose of the land.

Environment & Parks Branch objects to the sale of Lot 1 as this site has been noted as 'Public Recreation Land' in the Richlands Area Infrastructure Charges Plan. They recommend that it be retained by Council and redesignated for Park Purposes.

13.0 IMPLICATIONS OF PROPOSAL

The sale of Lot 1 will eliminate a maintenance problem and provide Council with an expected revenue return in excess of ^{redacted}

Sectional Support: Residents within the Richlands Infrastructure Charges Plan (ICP) Area may raise criticism over the fact that Council will be selling land for General Industry purposes that is currently identified (albeit incorrectly) as Public Recreation Land in the Planning Scheme Policy documentation.

This criticism can be averted by having the Planning Scheme Policy documentation amended, prior to adoption by Council, to reflect the General Industry designation as gazetted in the City Plan, or failing this action, any criticism can be addressed by saying that the Richlands ICP has been reviewed and a more appropriate use to match the General Industrial Uses of the surrounding properties has been allocated to the subject property;

Service Levels:	No impact;
Political:	No impact;
Industrial Relations:	No impact;
Regional Implications:	No impact;

Social and Community: No impact as the subject land is vacant and not currently able to be effectively used as Public Recreation Land.

14.0 CORPORATE PLAN IMPACT

In accordance with Corporate Plan Outcome 1.4: -

Strategy 1.4.3: Improved the management and performance of Council's physical and information asset portfolio -

- to align Council's physical asset holdings with corporate and community needs;
- to enable maximum benefit (in both dollar and non dollar terms) from the disposal of Council's surplus assets.

15.0 CUSTOMER IMPACT

Nil.

16.0 ENVIRONMENTAL IMPACT

Nil.

17.0 POLICY IMPACT

In line with present policy to dispose of surplus real property.

18.0 FUNDING IMPACT

Council will receive funds in the order of ^{redacted} in the 2001/2002 Property Disposal Program.

19.0 HUMAN RESOURCE IMPACT

Nil.

20.0 URGENCY

In normal course of business.

21.0 PUBLICITY/MARKETING STRATEGY

Nil.

22.0 OPTIONS

Option 1:

Adopt the recommendation that authority be granted to sell the property situated at 447 Boundary Road, cnr Kimberley Street, Darra, described as Lot 1 on SUR 30286984-02 having an area of 2.4519 hectares, at Public Auction with a Reserve Price approved by the Chief Financial Officer, and on terms and conditions approved by the Manager, City Assets and the Manager, Brisbane City Legal Practice.

Option 2:

Not approve the recommendation and redesignate the land from General Industry to Parkland and retain it in Council ownership.

Option 1 is the preferred and recommended Option.

SUBMISSION TO THE ESTABLISHMENT & CO-ORDINATION COMMITTEE

1.0 FILE NUMBER BCL/1-CCT/202439(P1)

2.0 TITLE

Indemnity for Directors of Nuffield Pty Ltd

3.0 ISSUE/PURPOSE

To seek approval for Council to indemnify Directors for matters in relation to duties carried out on behalf of Nuffield Pty Ltd, the Corporate Trustee of the Councillors' Superannuation Fund. A draft of the proposed Deed of Indemnity is attached.

4.0 PROPONENT

Helen Gluer, Chief Financial Officer

5.0 SUBMISSION PREPARED BY

Jane McDonald – Strategy and Program Manager, City Governance

6.0 DATE

12 April 2002

7.0 FOR E&C APPROVAL OR RECOMMENDATION TO COUNCIL

For E& C approval.

8.0 IF FOR RECOMMENDATION TO COUNCIL, IS A COUNCIL RESOLUTION REQUIRED UNDER AN ACT OR ORDINANCE?

No

9.0 RECOMMENDATION

It is recommended that Council agrees to indemnify Directors and officers against all personal liabilities incurred while acting as a Director of Nuffield Pty Ltd.

Helen Gluer
Chief Financial Officer

I Recommend Accordingly

CHIEF EXECUTIVE OFFICER

BCC 10-YEAR RELEASE SCHEME APPROVED

22 APR

Lord Mayor

RECEIVED

23 APR 2002

COMMITTEE SECTION
ACTION TAKEN

2314 100

TOWN CLERK

SM SCG

11.0 BACKGROUND

Nuffield Pty Ltd, the Corporate Trustee of the Councillors' Superannuation Fund closed on 31 March 2002. The process of actually winding up the Fund and the Corporate Trustee is expected to be completed by July 2002.

Directors carry out their duties on a voluntary basis and are not remunerated. Nuffield Pty Ltd carries Directors' liability insurance, which will be maintained until the company is wound up and all matters relating to the Councillors' Superannuation Fund are finalised.

However, given recent events in the insurance industry (eg HIH collapse) the Board of Nuffield Pty Ltd has requested that Council provide an indemnity for Directors and officers for matters in relation to duties carried out on behalf of Nuffield Pty Ltd, the Corporate Trustee of the Councillors' Superannuation Fund.

Any future claim against Directors or officers would initially be made against the run-off cover. This policy expires on 6 April 2009 and covers up to \$5,000,000 for any one claim, up to a total of \$20,000,000 with nil excess.

The indemnity will not absolve Directors and officers of liability in the event that they act in a criminal or negligent manner.

12.0 CONSULTATION

Brisbane City Legal Practice has been consulted. There is already a precedent where Council has indemnified officers against personal liabilities incurred while acting as a Director of superannuation funds.

13.0 IMPLICATIONS OF PROPOSAL

Directors will be indemnified against any claims against them in relation to duties carried out on behalf of Nuffield Pty Ltd in the event of a collapse of the insurance company providing the run-off cover.

14.0 CORPORATE PLAN IMPACT

Nil

15.0 CUSTOMER IMPACT

Nil

16.0 ENVIRONMENTAL IMPACT

Nil

17.0 POLICY IMPACT

Nil

18.0 FINANCIAL IMPACT

There will only be a financial impact in the event of a claim being made and

- the insurance company providing the cover has gone into liquidation; or
- the claim is made after the 7-year period of run-off cover.

19.0 HUMAN RESOURCE IMPACT

Nil

20.0 URGENCY

Nil

21.0 PUBLICITY/MARKETING STRATEGY

Nil

22.0 OPTIONS

1. Accept the recommendation that Council agrees to indemnify Directors and officers against all personal liabilities incurred while acting as a Director of Nuffield Pty Ltd.
2. Reject this recommendation.

Option 1 is the preferred option.

BCC PUBLICATION SCHEME
10 YEAR RELEASE

1.0 FILE NUMBER:

22/04 - 1K

202/11-QE165/855

SUBMISSION TO THE ESTABLISHMENT AND COORDINATION COMMITTEE

2.0 TITLE

Claim for compensation arising from the resumption of land for road purposes.
redacted - 855 Boundary Road, Coopers Plains.

3.0 PURPOSE/ISSUE

Recommendation on a claim for compensation - Rejection.

4.0 PROPONENT

Michael Kerry, Divisional Manager, Urban Management Division

5.0 SUBMISSION PREPARED BY

Kim A Shields, Asset Officer- Planning & Delivery.
Asset Support (x34646)

APPROVED

22 APR 2002

Lord Mayor

[Handwritten signatures]
RECEIVED

6.0 DATE

15 April 2002

23 APR 2002

COMMITTEE SECTION
ACTION TAKEN

7.0 FOR E&C APPROVAL OR RECOMMENDATION TO COUNCIL?

For E & C approval.

23 / 4 / 02

TOWN CLERK

AOPC7

8.0 IF FOR RECOMMENDATION TO COUNCIL, IS A COUNCIL RESOLUTION
REQUIRED UNDER AN ACT OR ORDINANCE?

No.

9.0 RECOMMENDATION

It is recommended that E&C approve as follows:

- (a) The claim for compensation set out in Schedule 1 Parts 1 and 2 be rejected as excessive.
- (b) An offer of settlement be made as specified in Schedule 1 Part 3;
- (c) If the offer in (b) is rejected, then an advance on compensation be made under Section 23 of the *Acquisition of Land Act 1967* as set out in Schedule 1 Part 4

Schedule 1

Part 1	Details of Resumption
Claimants	redacted
Property resumed	Lot 66 on Plan SP103226, Area 449 m2, Parish of Yeerongpilly Address – 855 Boundary Road, Coopers Plains
Purpose of Resumption	Road purposes
Part 2	Details of Claim
Amount of Claim	(a) redacted severance damage and injurious affection (excluding GST) (b) Reasonable disturbance costs
Part 3	Details of Offer
Amount of Offer	(a) redacted (b) Reasonable disturbance costs (c) Interest calculated on redacted at the appropriate Land Court rate from date of resumption until date of payment.
Terms of Offer / Settlement	(a) Offer is accepted in full and final satisfaction of all rights and interest that the claimants have or will have in respect of the taking of this property; (b) The claimants enter into a deed of indemnity on terms and conditions satisfactory to the Manager Brisbane City Legal Practice.
Part 4	Details of Advance
Amount of Advance	(a) redacted (b) Reasonable disturbance costs (c) Interest calculated on redacted at the appropriate Land Court rate from date of resumption until date of payment of the advance.

10.0 DIVISIONAL MANAGER


Michael Kerry
Divisional Manager
URBAN MANAGEMENT DIVISION

I Recommend Accordingly


CHIEF EXECUTIVE OFFICER

11.0 BACKGROUND

By Notification of Resumption published in the Government Gazette dated 1 May 1998, Council resumed from ^{redacted} ^{redacted} an area of land for road purposes described as Lot 66 on Plan SP103226 Parish of Yeerongpilly, County of Stanley, containing an area of 449 square metres as shown shaded yellow on the attached plan (attachment A).

Prior to resumption the property, which was zoned "Light Industry" under the superceded town planning scheme in force at the date of resumption, contained an area of 3,531 square metres. Post resumption the property comprises a total area of 3,082 square metres. The site has a flat topography and is developed with single level commercial showroom / high clearance warehouse building currently divided into four tenancy areas. All structural improvements are clear of, and remain physically unaffected by, the resumption and its associated works.

The effects of the resumption are to cause:

- the loss of 449 square metres of land,
- loss of area for vehicle manoeuvrability, and
- loss of landscaping buffer area.

The claimants' valuation consultant (Taylor Byrne Valuers) assessed compensation payable by Council at ^{redacted} plus professional costs. Council's independent valuation consultant (John Wood & Associates) assessed the amount of compensation at ^{redacted} plus reasonable professional costs (refer Attachment B).

Following negotiations the claimants lodged a claim for compensation dated 8 April 2000 in the amount of ^{redacted}. Additionally, the claimants have sought payment of their professional fees totalling ^{redacted}. The latter amount comprises ^{redacted} for valuation fee and ^{redacted} for legal fee (including GST). The professional fees exceed that amount anticipated by Council in this instance. Accordingly, the claimants' solicitor has been requested to present their file to a cost assessor for fee assessment. It is proposed that further discussion will occur in regard to the valuation fee.

It is recommended that the claim for compensation in the amount of ^{redacted} plus ^{redacted} professional fees is rejected and an advance in the amount of ^{redacted} plus reasonable professional fees to be determined is paid.

12.0 CONSULTATION

Cr Maureen Hayes, Chairperson Transport and Major Projects
Cr Mark Bailey, Councillor for Moorooka

Have been advised of the recommendation.

13.0 IMPLICATIONS OF PROPOSALS

An offer on compensation is processed.

14.0 CORPORATE PLAN IMPACT

The recommendation is in accordance with the Corporate Plan theme 7 Transport and Traffic, Strategy 7.1.1 - Integrate Brisbane's transport planning with land use, environment and regional planning, and Strategy 7.2.1 - Deliver upgraded transport infrastructure through a coordinated 5 year rolling program.

15.0 CUSTOMER IMPACT

The Urban Management Division's acquisition program will be met in a cost effective manner.

16.0 ENVIRONMENTAL IMPACT

Not applicable.

17.0 POLICY IMPACT

In accordance with Council policy.

18.0 FUNDING IMPACT

Funding is available in the 2001 - 2002 Major Projects Budget

19.0 HUMAN RESOURCE IMPACT

Administration only.

20.0 URGENCY

Normal course of business.

21.0 POLICY/MARKETING STRATEGY

Not applicable.

22.0 OPTIONS

1. Reject the offer and make a counter-offer.
2. Accept the offer to settle compensation.
3. Refer the matter to the Land Court for determination

It is recommended that Option 1 be approved.

SUBMISSION TO THE ESTABLISHMENT AND CO-ORDINATION COMMITTEE

1.0 FILE NUMBER

24/1-K/2002(2)

2.0 TITLE

Attend the Third International Walking Conference, Donostia-San Sebastian, Spain

3.0 ISSUE/PURPOSE

The purpose of this submission is to approve travel to Donostia-San Sebastian, Spain for Andrew De Zilva to attend and present a poster on behalf of Brisbane City Council at the Third International Walking Conference on 9 and 10 May 2002.

4.0 PROPONENT

Michael Kerry, Divisional Manager, Urban Management Division

APPROVED
22 APR 2002
Lord Mayor
[Signature]

5.0 SUBMISSION PREPARED BY

Andrew De Zilva, Road Safety Officer, Traffic and Transport Branch Ext: 36189

RECEIVED

6.0 DATE

16 April, 2002

23 APR 2002

7.0 FOR E&C APPROVAL OR RECOMMENDATION TO COUNCIL?

For E&C approval.

COMMITTEE SECTION
ACTION TAKEN

23/4/02
TOWN CLERK
PORS3

8.0 IF FOR RECOMMENDATION TO COUNCIL, IS A COUNCIL RESOLUTION REQUIRED UNDER AN ACT OR ORDINANCE?

N/A

9.0 RECOMMENDATION

That E&C grant approval for Andrew De Zilva to travel to Donostia-San Sebastian, Spain from 8th to 11th May 2002 to attend and present a poster on behalf of Brisbane City Council at the Third International Walking Conference at a cost of approximately \$1200.

10.0 DIVISIONAL MANAGER

[Signature]
Michael Kerry
Divisional Manager
URBAN MANAGEMENT

I Recommend Accordingly

[Signature]
CHIEF EXECUTIVE OFFICER

BCC 10 YEAR RELEASE SCHEME

11.0 BACKGROUND

Andrew De Zilva is a Road Safety Officer working with school communities to improve the road safety around schools and to promote safe travelling.

Council's Road Safety team is taking up the challenge to reduce personal car use to and from schools. It is proposed that by providing pedestrian and cycling facilities by developing an informed, enthusiastic and organised school community, a safer and healthier community and road environment can be created around Brisbane schools.

In 2001 the Road Safety team were given the E&C directive to refresh their program. This conference will be discussing many of the emerging issues that are team is now addressing.

There are seven conference themes:

1. Pedestrian and town planning and remodeling topics.
2. The pedestrian as an essential link in the transport chain: intermodality.
3. Design for a liveable city that is convenient, safe and secure for people on foot.
4. A vision of pedestrian mobility in the future city.
Vulnerable pedestrians as users - children, older people, people with permanent or temporary mobility limitations.
Activities of pedestrians - leisure and recreation, tourism and pleasure, everyday travel and work trips, impact of new technologies.
5. Health and well being by walking.
6. Achievements: policies, planning and decision process for developing liveable cities. Mediterranean cities, Latin-American cities, Cities in central and Northern Europe.
7. Data surveys and models; audits, standards and benchmarking

Andrew will already be ^{redacted} in London. Cost to Council will only be for local travel, conference fees and accommodation.

12.0 CONSULTATION

Helen Abrahams, Principal Program Officer, Urban Amenity
Ken Deutscher, Manager, Transport and Traffic
Michael Kerry, Divisional Manager, Urban Management

All of the above are in agreement.

13.0 IMPLICATIONS OF PROPOSAL

The conference provides an opportunity to showcase Brisbane City Council's work in promoting and providing for walking and cycling as viable modes of transport. This is also an excellent opportunity to investigate European policies, planning and proposals.

14.0 CORPORATE PLAN IMPACT

Nil

15.0 CUSTOMER IMPACT

Nil

16.0 ENVIRONMENTAL IMPACT

Nil

17.0 POLICY IMPACT

Nil

18.0 FUNDING IMPACT

Cost to Council will only be for local travel, conference fees and accommodation at a cost of approximately \$1200.

19.0 HUMAN RESOURCE IMPACT

Nil.

20.0 URGENCY

In the normal course of business.

21.0 PUBLICITY / MARKETING STRATEGY

N/A

22.0 OPTIONS

Option 1 Approve the recommendation that Andrew De Zilva travel to Donostia-San Sebastian, Spain from 8th to 11th May 2002 to present a poster on behalf of Brisbane City Council at the Third International Walking Conference at a cost of approximately \$1200.

Option 2 Not approve the recommendation.

Option 1 is the preferred option.

1.0 FILE NUMBER: 40/7-2000/2001

SUBMISSION TO THE ESTABLISHMENT AND CO-ORDINATION COMMITTEE

2.0 TITLE

Contracts to Provide Professional Services - Report for December, 2001

3.0 ISSUE / PURPOSE

The purpose of this submission is to seek E&C approval for the consultancies commissioned in December, 2001

4.0 PROPONENT

Jude Munro
Chief Executive Officer

5.0 SUBMISSION PREPARED BY

Renae Philipson, PAMCEO
Extension 36486
Office of the Chief Executive Officer

6.0 DATE

3 April 2002

7.0 FOR E & C APPROVAL OR RECOMMENDATION TO COUNCIL?

For E&C approval.

8.0 IF FOR RECOMMENDATION TO COUNCIL, IS A COUNCIL RESOLUTION REQUIRED UNDER AN ACT OR ORDINANCE?

No.

9.0 RECOMMENDATION

That E&C note the report for the consultancies commissioned during the month of December, 2001 as attached.

10.0



Jude Munro
CHIEF EXECUTIVE OFFICER

APPROVED

22 APR 2002

RECEIVED

23 APR 2002

COMMITTEE SECTION
ACTION TAKEN

23/4/02

TOWN CLERK
PAMCEO

BCC 10 YEAR RELEASE SCHEME

11.0 BACKGROUND

Council Resolution 1,564/1990/91 requires that a report listing consultancies be submitted to the Establishment & Co-ordination Committee at least quarterly. Reports detailing consultancy commitments of \$802,222.44 during the month of December, 2001 are attached.

12.0 CONSULTATION

N/A

13.0 IMPLICATIONS OF PROPOSAL

N/A

14.0 CORPORATE PLAN IMPACT

Consultants are employed to assist Divisions attain relevant goals under the Themes contained in the Corporate Plan.

15.0 CUSTOMER IMPACT

As addressed by Divisions.

16.0 ENVIRONMENTAL IMPACT

N/A

17.0 POLICY IMPACT

Compliance with reporting request.

18.0 FUNDING IMPACT

Expenses incurred through Divisional Consultancy Accounts.

19.0 HUMAN RESOURCE IMPACT

N/A

20.0 URGENCY

Normal course of business.

21.0 PUBLICITY / MARKETING STRATEGY

N/A

22.0 OPTIONS

N/A

E&C RESULTS – 29 APRIL 2002

SUB NO.	FILE NO.	DIV	TITLE	Y-N HELD
29/04-1F AR	317/66(P5)	City Governance	Borrowings for cashflow purposes.	YES
29/04-2F M	364/82/-TK170/P101(P1) 29 APR 2002	City Governance	Ex-gratia payment – Camp Hill – Carina Welfare Association.	YES
29/04-1K M	202/11-MA150/930 29 APR 2002	Urban Management	Claim for compensation – resumption of land for road purposes – 930 Blunder Road, Doolandella.	YES
29/04-2K M	202/11-QN575/7 29 APR 2002	Urban Management	Claim for compensation – resumption of land for drainage purposes – 7 Morse Street, Newstead.	YES
29/04-3K AR	202/11-JB380/127	Urban Management	Acquisition of land for drainage purposes – 127 McRoyle Street, Wacol.	YES
29/04-4K AR	460/2(121)	Urban Management	Doolandella Local Plan and Infrastructure Charges Plan.	YES
29/04-1L M	29 APR 2002 ATTACH.	OLMCEO	Overseas Travel – feasibility study – koala project, Kaohsiung, Taiwan.	YES

PRESENT

J G SOORLEY

Q. O. T. QUINN

J H CAMPBELL

M A HAYES

T HAMPSON

S L HUMPHREYS

M - Indicates an E&C Committee decision (or minute item), which is included in this document.

R - Indicates an E&C Committee recommendation to full Council. Details can be accessed through the Council Minutes, which are available for inspection on Level 2 of the Brisbane Square Library, 266 George Street, Brisbane.

1.0 FILE NUMBER: (2)364/82/-TK170/P101(P1)

SUBMISSION TO THE ESTABLISHMENT AND CO-ORDINATION COMMITTEE

2.0 TITLE

Ex-gratia payment due to hardship for Camp Hill – Carina Welfare Association

3.0 ISSUE/PURPOSE

To provide for an ex-gratia payment of an amount equivalent to the total outstanding Council general rates and the interest accrued on the account to the quarter ending 30 June 2002.

4.0 PROPONENT

Helen Gluer
Chief Financial Officer

5.0 SUBMISSION PREPARED BY

Philip Nahrung, A/ Senior Finance Officer – Rates Policy, SFOP (ext 34158)

6.0 DATE

23 April, 2002

7.0 FOR E&C APPROVAL OR RECOMMENDATION TO COUNCIL

For E&C approval.

8.0 IF FOR RECOMMENDATION TO COUNCIL, IS A COUNCIL RESOLUTION REQUIRED UNDER AN ACT OR ORDINANCE?

No

APPROVED

29 APR 2002

Mayor

[Handwritten signatures and initials]

RECEIVED

29 APR 2002

COMMITTEE SECTION

ACTION TAKEN

30/4/02

TOWN CLERK

SFOP

BCC 10 YEAR RELEASE SCHEME

9.0 RECOMMENDATION

It is recommended that the Establishment and Coordination Committee approve:

1. the making of an ex-gratia payment of that amount which is equivalent to the total outstanding Council general rates and all interest accrued on the rate account for the Camp Hill – Carina Welfare Association, for the property at 401 Stanley Rd, Carina, to 30 June 2002 which is approximately \$63,450.00 and
2. the payment be conditional upon the Camp Hill – Carina Welfare Association entering into meaningful discussions to explore options on the land at 401 Stanley Rd, Carina in order to ensure consistency of rate relief policy.

10.0 DIVISIONAL MANAGER


Helen Gluer
CHIEF FINANCIAL OFFICER

I Recommend Accordingly


.....
CHIEF EXECUTIVE OFFICER

11.0 BACKGROUND

The Clem Jones Centre at 401 Stanley Rd, Carina occupies 15.8 hectares of land and is a multi-use community facility. A list of the organisations that use the centre is attached (Attachment 1).

The land was originally owned by Brisbane City Council and was leased to the Camp Hill – Carina Welfare Association from 1964. In 1981 Council surrendered its interest in the land to the State and a deed of grant in trust was then issued by the State to the Association.

At that time Council agreed to provide aid to the Association with regards to rates and other services. However only one payment was ever made to the Association being in 1983. The Association has now written to Council requesting financial assistance to help it pay its rates.

Legal advice is that Council is not legally bound to provide financial assistance to the Association. However, the Council could, if it so decides, make an ex gratia payment to the Association. **This payment will ensure continued use and access by community organisations, their members and the public to the facilities at the site.**

In the 2000/01 financial year the unimproved capital value was increased from \$330,000 to \$2.8 million. In the following year the value was again increased to \$3.1 million although an objection to this valuation resulted in a decrease to \$2.950 million. This resulted in the average rateable value (ARV) increasing from \$330,000 to \$1.153 million to \$2.026 million.

This has resulted in an increase in annual general rates from \$5,789.52 in 2000/01 to \$36,747.53 in 2001/02. While the unimproved value will remain at \$2.95 million in 2002/03, the ARV will increase to \$2.90 million. This will result in general rates of more than \$50,000 in 2002/03 (a ten-fold increase in 3 years).

By the end of the current financial year (30 June 2002), the Association will have an outstanding rate account balance of \$65,388.74 of which \$58,217.96 represents the amount of general rates. The outstanding rates date from 1/7/2000 although two partial payments have been made since then. By the end of the 2001/02 financial year, the interest on the account will have accumulated to \$5,232.04.

The increase in the land value effects the general rates, EMCL and a portion of the water and sewerage rates. Other Council charges are levied on the supply of services to the land rather than the valuation.

The two partial payments are almost the equivalent of all rates and charges other than general rates, state fire service levy and accrued interest.

This property is not eligible for a rate exemption under the current policy.

Long Term Options

As mentioned, the general rates will (most likely) exceed \$50,000 next year, which represents a 10-fold increase in 3 years. A further request for rate assistance next year must be expected from the Association if the valuation and rating situation remains unchanged. Therefore the Association should be encouraged to commit to a long term solution.

One such solution may be for the Association to subdivide the land (which is a single parcel) into several parcels through which they separate licensed premises (i.e. leagues club, bowls club and swimming pools) from the community / recreation activities

The Resolution of Rates and Charges Section 5, Schedule 1 (a)(i) allows rate exemption on land that is used for the purpose of public recreation or athletic sports or games that is open to the public at all reasonable times, free of charge.

The leagues and bowls clubs are licensed premises and would not qualify as exempt under this section. The swimming pools are only open at specific times and charge fees, which would also disqualify them from exemption. However, the remainder may be eligible for rate exemption under the above section of the Resolution.

The Association should also be encouraged to seek a waiver of any state government fees throughout the subdivision process.

Anticipating the rates applicable after subdivision is difficult, as rates are based on the valuations of the new parcels. Valuations are done by the Department of Natural Resources and Mines, and would not be supplied until the subdivision is completed.

The Association should also be encouraged to review its lease arrangements with tenants in view of these issues. Even subdividing the property may not result in a large reduction in rates, if all components of the site are considered.

12.0 CONSULTATION

Cr. Sharon Humphreys	Chairperson Finance Committee
Helen Gluer	Chief Financial Officer
Margaret Crawford	Divisional Manager, Customer and Community Services
Chris Mead	Manager, Financial Planning, City Governance
Terry Griffiths	Solicitor, Brisbane City Legal Practice
Debra Krause	Business Analyst, Corporate Accounting and Tax, City Governance
Jane King	Manager, Customer Services, Customer and Community Services
Peter Haigh	Rates Business Manager, Rates Processing, Customer and Community Services

All consulted are in agreement with the recommendation.

13.0 IMPLICATIONS OF PROPOSAL

- 13.1 There is a risk that providing support to the Camp Hill – Carina Welfare Association will create a precedent for other organisations to request similar support. While this has been investigated without finding any other multi-use recreational land in the same situation, hardship cases do exist that may seek to use this decision as a precedent to request financial assistance from Council.
- 13.2 An ex gratia payment is, by nature, a ‘one off’ payment. However, should the Camp Hill – Carina Welfare Association be delayed in investigating options outlined in Section 12, the current scenario will be repeated. This will result in further ex gratia requests that will be presented to E&C for approval.

14.0 CORPORATE PLAN IMPACT

Nil.

15.0 CUSTOMER IMPACT

The Camp Hill – Carina Welfare Association will be advised of the terms of the ex-gratia payment and every effort will be made to ensure the Association understands the limits and conditions of its application.

16.0 ENVIRONMENTAL IMPACT

Nil.

17.0 POLICY IMPACT

Nil.

18.0 FUNDING IMPACT

In 2001/2002 the payment will be \$63,450.00. This can be absorbed in the existing budget without causing a material variance. Corporate Accounting and Tax Branch, City Governance have advised of an account for rate relief that this payment would be made from.

19.0 HUMAN RESOURCE IMPACT

Administration of the ex-gratia payment and manual adjustment of the rate account will be absorbed within the normal operations of the Rates Processing Branch.

20.0 URGENCY

This payment is based upon the status of the rate account at 30 June 2002 which is the end of the current financial year. The ex gratia payment must be made prior to that date.

21.0 PUBLICITY/MARKETING

Nil

22.0 OPTIONS

1. Approve the recommendation
2. Approve some other form of assistance for the Association.
3. Not approve the recommendation.

Option 1 is the recommended option.

BCC PUBLICATION SCHEME
10 YEAR RELEASE

1.0 FILE NUMBER:

29/04 - 1K

202/11-MA150/930

SUBMISSION TO THE ESTABLISHMENT AND COORDINATION COMMITTEE

2.0 TITLE

Claim for compensation arising from the resumption of land for road purposes.
redacted - 930 Blunder Road, Doolandella.

3.0 PURPOSE/ISSUE

Recommendation on a claim for compensation - Acceptance.

4.0 PROPONENT

Michael Kerry, Divisional Manager, Urban Management Division.

5.0 SUBMISSION PREPARED BY

Kim A Shields, Asset Officer- Planning & Delivery.
Asset Support (x34646)

APPROVED

29 APR 2002

Lord Mayor

RECEIVED

6.0 DATE

24 April 2002

29 APR 2002

COMMITTEE SECTION
ACTION TAKEN

7.0 FOR E&C APPROVAL OR RECOMMENDATION TO COUNCIL?

For E & C approval.

30/4/02

TOWN CLERK

AOPC7

8.0 IF FOR RECOMMENDATION TO COUNCIL, IS A COUNCIL RESOLUTION
REQUIRED UNDER AN ACT OR ORDINANCE?

No.

9.0 RECOMMENDATION

It is recommended the E&C approve that the claim for compensation set out in Schedule 1 Parts 1 and 2 be accepted.

Schedule 1

Part 1	Details of Resumption
Claimants	redacted
Property Resumed	Lot 1 on Plan SP125110, Area 2,654m2, Parish of Oxley Address – 930 Blunder Road, Doolandella.
Purpose of Resumption	Road purposes.
Part 2	Details of Claim
Amount of Claim	(a) redacted severance damage and injurious affection (b) redacted disturbance costs. (c) Interest calculated on redacted at the Land Court rate determined from the date of resumption to the date of settlement.
Terms of Settlement	(a) Offer is accepted in full and final satisfaction of all rights and interest that the claimants have or will have in respect of the taking of this property; (b) The claimants enter into a deed of indemnity on terms and conditions satisfactory to the Manager Brisbane City Legal Practice.

10.0 DIVISIONAL MANAGER


Michael Kerry
 Divisional Manager
 URBAN MANAGEMENT DIVISION

I Recommend Accordingly


 CHIEF EXECUTIVE OFFICER

11.0 BACKGROUND

By Notification of Resumption published in the Government Gazette dated 11 February 2000, Council resumed from [redacted] a strip of land for road purposes described as Lot 1 on Plan SP125110 Parish of Oxley, County of Stanley, containing an area of 2,654 square metres as shown shaded yellow on the attached plan (refer Attachment A).

Prior to resumption the property, which was zoned Future Urban under the superceded Town Planning Scheme, contained an area of 1.0849 hectares. Post resumption the property comprises an area of 8,195 square metres. The resumed area represents 24.5% of the total area before resumption. The site has a gently sloping topography and is developed with a single unit low set brick dwelling. The dwelling is clear of, and remains physically unaffected by, the resumption and its associated proposed works.

The effects of the resumption are to cause:

- (a) severance damage through the loss of land, fruit trees and fencing, and
- (b) injurious affection arising from:
 - (i) the road being closer to the house, and
 - (ii) the partial restriction in access / egress to and from the property through the construction of a centre median strip.

The claimants' valuation consultant (Greg Jorgensen & Associates) initially assessed the amount of compensation payable by Council at [redacted] excluding disturbance costs.

Following negotiations Council's independent valuation consultant (Harvey Ehlers & Associates) has assessed the amount of compensation at [redacted] excluding disturbance costs (refer Attachment B). By claim for compensation dated 2 April 2002 the claimants have offered to settle compensation at [redacted] comprising [redacted] compensation and [redacted] for disturbance costs. The compensation amount comprises [redacted] for loss of land, ground improvements and injurious affection to the land and [redacted] for injurious affection to the house. The disturbance amount comprises [redacted] as legal fee, [redacted] as valuation fee and [redacted] as town planning fee.

It is recommended that the claim for compensation in the amount of [redacted] plus [redacted] disturbance costs is accepted.

12.0 CONSULTATION

Cr Maureen Hayes, Chairperson Transport and Major Projects
Cr Kevin Bianchi, Councillor for Acacia Ridge
Gavin Williams, Program Officer Project Delivery

have been advised of the recommendation.

13.0 IMPLICATIONS OF PROPOSALS

An offer on compensation is processed.

14.0 CORPORATE PLAN IMPACT

The recommendation is in accordance with the Corporate Plan theme 7 Transport and Traffic, Strategy 7.1.1 - Integrate Brisbane's transport planning with land use, environment and regional planning, and Strategy 7.2.1 - Deliver upgraded transport infrastructure through a coordinated 5 year rolling program.

15.0 CUSTOMER IMPACT

The Urban Management Division's acquisition program will be met in a cost effective manner.

16.0 ENVIRONMENTAL IMPACT

Not applicable.

17.0 POLICY IMPACT

In accordance with Council policy.

18.0 FUNDING IMPACT

Funding is available in the 2001-2002 Major Projects Budget.

19.0 HUMAN RESOURCE IMPACT

Administration only.

20.0 URGENCY

Normal course of business.

21.0 POLICY/MARKETING STRATEGY

Not applicable.

22.0 OPTIONS

1. Accept the offer to settle compensation.
2. Reject the offer and make a counter-offer.
3. Refer the matter to the Land Court for determination

It is recommended that Option 1 be approved.

1.0 FILE NUMBER: 202/11-QN575/7

SUBMISSION TO THE ESTABLISHMENT AND CO-ORDINATION COMMITTEE

2.0 TITLE

Claim for compensation arising from the resumption of land for drainage purposes at 7 Morse Street, Newstead.

3.0 ISSUE/PURPOSE

Payment of a claim for compensation for the property resumed at 7 Morse Street, Newstead.

4.0 PROPONENT

Michael Kerry, Divisional Manager, Urban Management Division.

5.0 SUBMISSION PREPARED BY

Malcolm McCallum, Asset Officer, extension 36964.

6.0 DATE

24 April 2002.

7.0 FOR E&C APPROVAL OR RECOMMENDATION TO COUNCIL?

For E & C approval.

8.0 IF FOR RECOMMENDATION TO COUNCIL, IS A COUNCIL RESOLUTION REQUIRED UNDER AN ACT OR ORDINANCE?

No.

APPROVED
29 APR 2002
Lord Mayor
SR *ST* *JHC* *MSA*

RECEIVED

29 APR 2002

COMMITTEE SECTION
ACTION TAKEN

30/4/02

TOWN CLERK

AOPC2

BCC PUBLICATION RELEASE SCHEME
10 YEAR RELEASE

9.0 RECOMMENDATION

It is recommended that the E & C Committee approve that the claim for compensation set out in Schedule 1 Parts 1 and 2 be accepted

SCHEDULE 1

Part 1	Details of Resumption
Claimants	redacted
Property Resumed	Lot 126 on RP9281, Parish of North Brisbane
Purpose of Resumption	Drainage purposes
Part 2	Details of Offer
Amount of Settlement	(a) redacted (b) Interest at the appropriate Land Court rate from the date of resumption to the date of settlement; (c) Reasonable legal and valuation fees.
Terms of Settlement	(a) Claim is settled in full and final satisfaction of all rights and interests that the Claimants have or will have in respect of the taking of this land; (b) The Claimants to enter into a Deed of Indemnity on terms and conditions satisfactory to the Manager Brisbane City Legal Practice.

10.0 DIVISIONAL MANAGER


 Michael Kerry
 Divisional Manager
 Urban Management Division

I Recommend Accordingly


 CHIEF EXECUTIVE OFFICER

11.0 BACKGROUND

By Notification of Resumption published in the Queensland Government Gazette dated 1 April 1999, Council resumed from ^{redacted} 405 square metres of land described as Lot 126 on Registered Plan 9281, Parish of North Brisbane situated at 7 Morse Street, Newstead for drainage purposes as shown shaded pink on Attachments 1 and 2.

A claim for compensation in the amount of ^{redacted} was lodged by the dispossessed owners in February 2000. This claim comprised:-

- Loss of premises = ^{redacted}
- Loss of business = ^{redacted}
- Loss of income = ^{redacted}
- Loss of spray booth = ^{redacted}

On 29 May 2000, the E & C Committee rejected the claim as being excessive and offered an amount of ^{redacted} compensation plus interest, together with the payment of the Claimants reasonable legal and valuation fees. An advance against compensation was not requested and has not been paid.

In the course of subsequent negotiations with the Claimants it has been agreed that the loss of income is not a compensatable item and that the Claimants were given ample time to remove the spray booth which was transportable and not included in Council's valuation of the land and premises. The amount of ^{redacted} for loss of business is not in dispute (see Attachment 3).

The Claimants also raised certain issues concerning Council's valuation with respect to the date of the valuation preceding the date of resumption and the property having "special value" to the claimants. Council's consultant valuer considered further comparable sales evidence since his original valuation in September 1998 and date of gazettal of 1 April 1999. This indicated an upward movement in values. As a result, the valuation has been amended from ^{redacted} to ^{redacted} resolving all doubts in favour of the claimants. The total amount of compensation including loss of business, is therefore ^{redacted} plus interest and reasonable legal and valuation fees.

On 21 March 2002, the Claimants agreed to accept the above offer in settlement of their compensation claim. It is therefore recommended that the claim as set out in Schedule 1 be paid.

12.0 CONSULTATION

Terry Griffiths, Solicitor, Brisbane City Legal Practice.

Who is in agreement.

13.0 IMPLICATIONS OF PROPOSAL

A claim for compensation is processed in a fair and equitable manner.

14.0 CORPORATE PLAN IMPACT

The claim conforms to Corporate Plan Strategies 9.3.1. Minimise flooding and 9.4.2. Waterways and corridor protection through community partnerships.

15.0 CUSTOMER IMPACT

A claim for compensation is paid.

16.0 ENVIRONMENTAL IMPACT

Nil.

17.0 POLICY IMPACT

Nil.

18.0 FUNDING IMPACT

Funds are available from the Valley Drainage Project 1/1.

19.0 HUMAN RESOURCE IMPACT

Nil.

20.0 URGENCY

In the normal course of business.

21.0 PUBLICITY / MARKETING STRATEGY

Not applicable.

22.0 OPTIONS

1. Accept the claim for compensation;
2. Reject the claim for compensation; or
3. Refer the matter to the Land Court for determination.

Option 1 is preferred.

1.0 FILE NUMBER:

SUBMISSION TO THE ESTABLISHMENT AND CO-ORDINATION COMMITTEE

2.0 TITLE

Overseas Travel –Feasibility study of the koala project, Kaohsiung, Taiwan.

3.0 ISSUE/PURPOSE

The purpose of this submission is to gain E&C approval for Ms Judy Liu, International Relations Co-ordinator, to travel to Kaohsiung, Taiwan, to visit Kaohsiung Shou Shan Zoo to facilitate the feasibility study of the Koala Project from 2 to 7 May 2002, at a total estimated cost of \$4,000.00.

4.0 PROPONENT

Jude Munro
Chief Executive Officer

5.0 SUBMISSION PREPARED BY

Ms Judy Liu, International Relations Co-ordinator, x36026

6.0 DATE

24 April 2002

7.0 FOR E&C APPROVAL OR RECOMMENDATION TO COUNCIL

For E&C Approval

8.0 IF FOR RECOMMENDATION TO COUNCIL, IS A COUNCIL RESOLUTION REQUIRED UNDER AN ACT OR ORDINANCE

No

9.0 RECOMMENDATION

That E&C grant approval for Ms Judy Liu, International Relations Co-ordinator, to travel to Kaohsiung, Taiwan, to visit Kaohsiung Shou Shan Zoo to facilitate the feasibility study of the Koala Project from 2 to 7 May 2002, at a total estimated cost of \$4,000.00.

10.0 DIVISIONAL MANAGER


Jude Munro
Chief Executive Officer

APPROVED
23 APR



RECEIVED

29 APR 2002

COMMITTEE SECTION
ACTION TAKEN

30/4/02
TOWN CLERK
LMIRC

BCC PUBLIC RELEASE SCHEME
10 YEAR RELEASE

11.0 BACKGROUND

During the Lord Mayor's visit to Kaohsiung in October 2000, City of Kaohsiung expressed interest in receiving koalas as a symbolic gift under the Brisbane-Kaohsiung Sister Cities relationship.

Within Taiwan, knowledge of koalas and Australian Fauna is relatively low, however the level of interest is high. There are significant opportunities for education and promotion of the City of Brisbane, the Sister City Relationship and Australian Fauna through this project.

The City of Brisbane has initiated discussions between Currumbin Sanctuary and City of Kaohsiung regarding the feasibility of the project. The Zoo has to be accredited by the Australian Government as suitable and capable to hold Australian Fauna. As part of the process, two staff from Currumbin Sanctuary will travel to Kaohsiung to carry out detailed site inspections. The two staff visiting will be Mr George Costi, Operations Manager and Mr Matthew Jackson, Assistant Operations Manager.

As the co-ordinator of the project for Brisbane City Council, Ms Liu will accompany the Currumbin staff to act as interpreter and facilitate the discussions.

12.0 CONSULTATION

The Right Honourable the Lord Mayor, Councillor Jim Soorley
Mr Bernard Green, Executive Officer to the Lord Mayor
Ms Terri Birrell, International Relations Manager
Mr Jim Sheu, Chairman of Brisbane-Kaohsiung Sister City Committee

All are in agreement with the recommendation.

13.0 IMPLICATIONS OF PROPOSAL

In carrying out physical site inspection at the Shou Shan Zoo, the Currumbin Staff will have the opportunity to meet face-to-face with Zoo management and personally review the existing facilities at the Zoo. They will also assist with the selection and preliminary planning of any new facility should this be required. Upon completion of their visit, a final confirmed decision can then be made as to the feasibility of the project.

14.0 CORPORATE PLAN IMPACT

In line with the Corporate Plan.

15.0 CUSTOMER IMPACT

Nil.

16.0 ENVIRONMENTAL IMPACT

Nil.

17.0 POLICY IMPACT

Nil.

18.0 FUNDING IMPACT

Expenses are not expected to exceed \$4000.00, and are available within Sister Cities vote code: 1.01.1510.226.813.000.628.152.00

19.0 HUMAN RESOURCE IMPACT

Nil.

20.0 URGENCY

Urgent. To allow for travel arrangements to be made.

21.0 PUBLICITY / MARKETING STRATEGY

At the discretion of the Lord Mayor's Office

22.0 OPTIONS

- 1) Approve the recommendation.
- 2) Not approve the recommendation.

Option (1) is the preferred option.

BCC PUBLICATION SCHEME
10 YEAR RELEASE