

E&C RESULTS - 4 JULY 2005

SUB NO.	FILE NO.	DIV	TITLE	Result
4/06-1J R	239/6(123)	CCSD	Accepting submissions about development applications by an electronic communication.	YES
4/06-1K M	202/11-XO490/462 202/11-XO490/462(P1)	Urban Management	Claim for compensation arising from the resumption of land for road purposes - 462 Manly Road, Manly West.	YES
4/06-2K M	-	Urban Management	Regional Drought Management Strategy - Trigger 1 strategies and Level 1 water restrictions under the <i>Water Act 2000</i> .	HELD
4/06-3K M	202/11-PK710/105	Urban Management	Claim for compensation arising from the resumption of land for road purposes - 105 O'Keefe Street, Woolloongabba.	YES
4/06-4K M	352/24-D0350(P1)	Urban Management	Allocation of funds for Musgrave Park Cultural Centre Precinct.	YES
4/06-1L M	240/7-2004/2005	OLMCEO	Contracts to Provide Professional Services - Report for March 2005.	YES
4/06-2L R	243/98- 40133/2003/2004(P1)	OLMCEO	Stores Board Recommendation - Submission for approval by the Establishment and Coordination Committee. (Diversified Construction Corporation).	YES
4/06-3L R	376/6/40(P4)	OLMCEO	Contracts and Tendering - Report to Council of contracts accepted by delegates. (May 2005 to June 2005)	YES
4/06-4L M		OLMCEO	Brisbane Best Value Report-May 2005.	YES
4/06-5L R		OLMCEO	Restructure of the Pollution, Prevention, Health and Safety Branch.	YES
4/06-6L M	BL BCL/1- PRP/990688(P1)	OLMCEO	Changes to the Board of City of Brisbane Arts and Environment Limited.	YES

E&C RESULTS - 4 JULY 2005

SUB NO.	FILE NO.	DIV	TITLE	Result
04/06-7L M		OLMCEO	Executive Service	YES
04/06-8L M		OLMCEO	Executive Service	YES
04/06-1M M	(4)12/51/1(P8)	City Business	Monthly Report – Delegation of Authority to Travel – May 2005.	YES
04/06-1N M	2/4/51/121	CED	Community Housing Partnership Project property allocation – 11a Addison Street, Red Hill.	YES
04/06-1P M	467/27	MIPO	North-South Bypass Tunnel: Performance Bonds.	HELD

Present – Campbell Newman, D B Hinchliffe, P Cumming, H J Abrahams, G M Quirk, K M Rea.

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.

BCC PUBLIC
 10 YEAR RELEASE

1.0 FILE NUMBER:

202/11-XO490/462, 202/11-XO490/462(P1)

SUBMISSION TO THE ESTABLISHMENT AND CO-ORDINATION COMMITTEE

2.0 TITLE

Claim for compensation arising from the resumption of land for road purposes - 462
Manly Road, Manly West - redacted beneficiary of the estate of redacted

3.0 ISSUE/PURPOSE

Recommendation on a claim for compensation.

ACTION TAKEN

27 JUL 2005

TOWN CLERK

ACPC 3

4.0 PROPONENT

Terry Hogan, Divisional Manager, Urban Management.

5.0 SUBMISSION PREPARED BY

Jon Skelton, Asset Officer, Infrastructure Management, extension 36958.

6.0 DATE

22 June 2005.

7.0 FOR E&C APPROVAL OR RECOMMENDATION TO COUNCIL?

For E & C Committee 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

9.0 RECOMMENDATION

It is recommended that E&C approve as follows:

- (a) The claim for compensation set out in Schedule 1 Part 1 and 2 be accepted;

Schedule 1

Part 1	Details of Resumption
Claimants	redacted (beneficiary of the estate of redacted)
Property resumed	Part of property situated at 462 Manly Road, Manly West described as Lot 11 on Plan SP.111338, Parish of Tingalpa, having an area of 633 m ² .
Purpose of Resumption	Road purposes.
Part 2	Details of Claim
Amount of Claim	(a) redacted loss of land, improvements and injurious affection; (b) redacted disturbance costs; (c) Council to remove tree branches overhanging road reserve; (d) Council to reimburse costs of road closure and driveway crossing permits associated with driveway alterations; (e) Reasonable Professional costs; and, (f) Interest calculated from the date of resumption to the date of settlement on compensation and interest from date of payment to date of reimbursement on prepaid disturbance costs at the prevailing Land Court Rate.
Terms of Offer / Settlement	(a) Offer is accepted in full and final satisfaction of all rights, claims or interests that the claimant has or will have in respect of the taking of this property; (b) The claimant enters into a deed of indemnity on terms and conditions satisfactory to the Manager, Brisbane City Legal Practice.

10.0 DIVISIONAL MANAGER

I Recommend Accordingly

[Signature]
CHIEF EXECUTIVE OFFICER

[Signature]
Terry Hogan
Divisional Manager
Urban Management

APPROVED

4 JUL 2005

[Signature]
Lord Mayor

[Handwritten initials]

BCC PUBLIC INFORMATION SCHEME
10 YEAR RELEASE

11.0 BACKGROUND

By Notification of Resumption published in the Queensland Government Gazette dated 7 August 1998, Council resumed land for road purposes from [redacted] being part of property situated at 462 Manly Road, Manly West and described as Lot 11 on plan SP.111338, Parish of Tingalpa having an area of 633 m² (as shown shaded yellow on attachment 1). Subsequent to the resumption [redacted] has passed away leaving her interest in the property to her daughter [redacted].

The resumed land consisted of a triangular shaped parcel along the Manly Road frontage. The effects of the resumption in addition to the loss of land are considered to be injurious affection from the closer proximity of the road reserve to the residence and to the balance land as a result of the irregular shaped parcel, loss of mature trees and landscaping, more difficult vehicle access to the property due to new road geometry and various disturbance costs incurred during construction period (damaged pool cleaning equipment from dust, turf damage, cost of bottled water when water disconnected etc). The new alignment has also resulted in the branches from a large tree overhanging the new road reserve.

A claim for compensation was lodged in the amount of [redacted] on the basis of loss of land, improvements, injurious affection, disturbance plus professional costs.

Council's valuation consultant Lon Johnston and Associates were engaged to provide an assessment of compensation taking into account the above described effects of the resumption. Using the 'before and after' methodology they have adopted a before value of [redacted] and an after value of [redacted] resulting in a diminution in value of [redacted] plus reasonable disturbance costs (refer attachment 2).

The disturbance costs have been reviewed and it is considered that costs amounting to \$9,840 are reasonable and relevant. In addition, Council will remove at its cost the tree branches that overhang the road reserve from the new front alignment and reimburse costs associated with temporary road closure and driveway permits associated with driveway access alterations to be undertaken by the claimant.

Following protracted negotiations the claimant has lodged an amended claim agreeing to accept Council's assessment of compensation. It is therefore recommended that the amended claim be accepted in full and final settlement.

12.0 CONSULTATION

Cr Graham Quirk, Chairperson Of Transport And Major Projects

Alan Evans, Acting Principal, Transport Infrastructure

13.0 IMPLICATIONS OF PROPOSAL

A claim for compensation is processed.

14.0 COMMERCIAL IN CONFIDENCE

No.

15.0 CORPORATE PLAN IMPACT

This proposal is consistent with key initiatives of the 2002-2006 Corporate Plan.

16.0 CUSTOMER IMPACT

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

17.0 ENVIRONMENTAL IMPACT

Nil.

18.0 POLICY IMPACT

Nil.

19.0 FINANCIAL IMPACT

Funds are available in Schedule 111 Bus and HOV Budget.

20.0 HUMAN RESOURCE IMPACT

Nil.

21.0 URGENCY

Normal course of business.

22.0 PUBLICITY / MARKETING STRATEGY

Nil.

23.0 OPTIONS

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

Option 1 is preferred.

1.0 FILE NUMBER:

E & C 04 / 07 - 3K

202/11-PK710/105

SUBMISSION TO THE ESTABLISHMENT AND COORDINATION COMMITTEE

2.0 TITLE

Claim for compensation arising from the resumption of land for road purposes.
105 O'Keefe Street, Woolloongabba

3.0 PURPOSE/ISSUE

Recommendation on a claim for compensation – Acceptance

4.0 PROPONENT

Terry Hogan, Divisional Manager, Urban Management Division.

RECEIVED

04 JUL 2005

5.0 SUBMISSION PREPARED BY

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

COMMITTEE

AOPC 7

6.0 DATE

24 June 2005

ACTION TAKEN

04 JUL 2005

TOWN CLERK

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.

BSC PUBLIC RELEASE 10 YEAR RELEASE SCHEME

9.0 RECOMMENDATION

It is recommended that 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
Claimant	redacted
Property Resumed	Lots 3 and 4 on Plan SP144637, Areas 403m2 and 96m2, Parish of South Brisbane Address – 105 O’Keefe Street, Woolloongabba
Purpose of Resumption	Road purposes and purposes incidental to road purposes.
Part 2	Details of Claim
Amount of Claim	(a) redacted severance and injurious affection (b) Reasonable disturbance costs (c) Interest calculated on redacted at the ruling Land Court Rate from date of resumption until date of settlement
Terms of Settlement	(a) Offer is accepted in full and final satisfaction of all rights and interest that the claimant has or will have in respect of the taking of this property; (b) The claimant enters into a deed of indemnity on terms and conditions satisfactory to the Manager Brisbane City Legal Practice.

10.0 DIVISIONAL MANAGER

I Recommend Accordingly

[Signature]
CHIEF EXECUTIVE OFFICER

[Signature]
Terry Hogan
Divisional Manager
URBAN MANAGEMENT DIVISION

APPROVED
4 JUL 2005
[Signature]
Lord Mayor

[Signature]

BCC PUBLIC RELEASE SCHEME
10 YEAR RELEASE

11.0 BACKGROUND

By Notification of Resumption published in the Government Gazette dated 5 April 2002, Council resumed from [redacted] his whole property described as Lots 3 and 4 on Plan SP144637 Parish of South Brisbane, County of Stanley, containing a total area of 499 square metres as shown shaded yellow on the attached plan (refer Attachment A).

The intersection of Logan Road and O'Keefe Street is a major intersection on the arterial route along Old Cleveland Road. The intersection, which is currently a roundabout, has inadequate capacity at present during the morning peak. It was proposed to upgrade the standard of the road to one compatible with its existing function as an arterial route with inbound bus lane.

Prior to resumption the property, which was designated "Character Residential Area", contained a shop premise leased to [redacted] who operated the business Wild at Heart Tattoo. Post resumption the shop premise has been demolished and the business has relocated to the city. Compensation in regard to the leasehold interest has been settled with [redacted].

In August 2002 Council's then independent valuation consultant (John Wood & Associates) provided an opening hand valuation at [redacted] but advised verbally that he would support a valuation of [redacted] to secure a settlement. John Wood has recently retired following the loss of his wife through cancer. Subsequently, Harvey Ehlers and Associates were asked to provide a written valuation report for the property on Council's behalf. Harvey Ehlers and Associates has assessed the value of the property at [redacted] as at 5 April 2002 (refer Attachment B).

Negotiations have occurred over the past two years with the claimant who has refused to consider any amount less than [redacted] plus disturbance costs and interest. On 20 April 2005 the claimant lodged a claim for compensation in the amount of [redacted] plus interest and disturbance costs. Whilst the offer exceeds Council's assessment by [redacted] it will be beneficial to settle the matter now to prevent any further expense in regard to interest and legal / valuation costs that would be associated with a Land Court action. The interest amount payable to date is about [redacted] and accrues daily.

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

12.0 CONSULTATION

Graham Quirk, Chairperson of Transport and Major Projects
Alan Evans, Acting Principal, Transport Infrastructure

Have been consulted and are in agreement with the recommendation.

13.0 IMPLICATIONS OF PROPOSALS

An offer on compensation is processed.

14.0 COMMERCIAL IN CONFIDENCE

Yes. A claim for compensation should remain confidential as between the Council and the claimant.

15.0 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.

16.0 CUSTOMER IMPACT

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

17.0 ENVIRONMENTAL IMPACT

Not applicable.

18.0 POLICY IMPACT

In accordance with Council policy.

19.0 FINANCIAL IMPACT

Funds are available in Schedule 111 Bus and HOV Budget.

20.0 HUMAN RESOURCE IMPACT

Administration only.

21.0 URGENCY

Normal course of business.

22.0 POLICY/MARKETING STRATEGY

Not applicable.

23.0 OPTIONS

1. Accept the offer to settle compensation.
2. Reject the offer and make a counter-offer based on Council's valuation of redacted plus disturbance costs and interest.
3. Refer the matter to the Land Court for determination

Option 1 is the preferred option

BCC PUBLICATION SCHEME
10 YEAR RELEASE

1.0 FILE NUMBER:352\24-D0350(P1)

SUBMISSION TO THE ESTABLISHMENT AND COORDINATION COMMITTEE

2.0 TITLE

Allocation of Funds for Musgrave Park Cultural Centre Precinct

3.0 ISSUE/PURPOSE

To determine and allocate funds as Council's contribution towards civil works and landscaping to support the construction by the State Government of the Musgrave Park Cultural Centre

2.0 PROPONENT

Terry Hogan, Divisional Manager, Urban Management Division

ACTION TAKEN

29 JUN 2005

3.0 SUBMISSION PREPARED BY

Stephen Lintern, A/Principal Program Officer Parks, Environment and Parks X34050

TOWN CLERK
DPCP

4.0 DATE

29 June 2005

7.0 FOR 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?

Not Applicable

APPROVED

4 JUN 2005

9.0 RECOMMENDATION

That E&C approve:-

.....
[Signature] Lord Mayor
[Signature]

- (a) the allocation of \$495,000 from the 2004/05 Program 8 Budget to be provided to the State Government to fund civil and landscape works by the State adjacent to the Musgrave Park Cultural Centre;
- (b) the allocation of funding in (a) to be conditional on Musgrave Park Cultural Centre Incorporated first meeting all of the conditions specified in Appendix A

10.0 DIVISIONAL MANAGER

[Signature]
Terry Hogan
Divisional Manager
Urban Management

[Signature]
Margaret Allison
Divisional Manager
Community And Economic Development

BCC 10 YEAR RELEASE SCHEME

11.0 BACKGROUND

Council and the State have worked cooperatively for several years to establish an Aboriginal Cultural Centre in Musgrave Park. That State is now planning to commence construction of the Cultural Centre building in October 2005.

The Capital Cost of the Cultural Centre Building is estimated to be a total of \$8.588m inclusive of the cost of immediately adjacent access and landscaping works estimated at \$495k.

The State had originally committed \$5m to the project but has recently increased this to ^{redacted} to cover increased procurement costs resulting from the delayed commencement of construction.

The Indigenous Land Corporation (ILC), an independent Australian Government statutory authority, has also committed \$2.128m to the project conditional on the Board of the Musgrave Park Cultural Centre Incorporated (MPCCI) meeting five key conditions.

1. The MPCCI Board must complete Board Management Training and demonstrate relevant governance capacities in line with management responsibilities of the Centre
2. The recruitment of appropriately qualified Board members and a Centre Manager to MPCCI
3. The Centre's Business Plan must be reviewed and updated, and this shall include an appropriate description of how the legal structures of the Centre will be established and how day to day management structure will operate.
4. The MPCCI must secure sufficient and reliable recurrent operational funding
5. The land on which the Centre is to be constructed must be indigenous held land

The above conditions are mandatory and the MPCCI Board is progressing all five conditions with assistance from the State Government.

In addition to the capital construction cost as outlined above, the State, ILC and Council have agreed to each provide funding towards recurrent operational costs of the Cultural Centre. ILC will contribute \$234k, Council will contribute \$61.5k for three years, and the State will contribute \$25k plus one full time Education Officer and one part time Curator.

Council's operational contribution is conditional on the MPCCI Board containing a Council nominated representative.

When complete, the Centre is intended to be an integral component of Musgrave Park with strong links to the Jagera Arts Centre and to the indigenous meeting places in the park.

The park has been in a state of decline and disrepair for many years with major infrastructure failures and significant losses among the mature trees. The park is a well known meeting place within the city's indigenous population and supports a day time population of 30 plus individuals. This day time population is serviced within the park by a range of government and community based agencies.

Council has had continuing dialogue with the State Government over the years in an attempt to maintain the State's commitment and momentum to realise this facility. On 8 January 1997, the Lord Mayor wrote to the Minister for Natural Resources expressing extreme dissatisfaction at the initial rejection of the siting of the Cultural Centre in Musgrave Park. By August 1999 the issue was resolved and a Deed of Grant in Trust was created specifically for the Cultural Centre. The State engaged an architect project manager on 17 August 2001 resulting from a tender to commence the design and documentation of the project.

In May of 2002, the Minister for the Arts wrote to the Lord Mayor specifically seeking complementary funding for access and landscaping works adjacent to be completed with the Cultural Centre Building. The letter also states that the matter had been discussed with the then Deputy Mayor, Cr Quinn who had expressed "broad support".

On 5 July 2002, the project architect wrote to Cr. Quinn outlining the scope and estimated value of the Cultural Centre Works, including the access and landscape works that are the subject of this submission.

On 5 January 2003 it was minuted at the MPCC project control group that the Manager Environment and Parks and Cr Quinn had agreed in principle that the access and landscape works around the Cultural Centre would be undertaken as part of the Cultural Centre project scope. An internal State Government memorandum of 7 March 2003 references meetings with Cr Quinn and a contribution of \$400,000 for the Cultural Centre precinct. A former Parks Manager, Ron Jacobs, recalls being directed by Cr Quinn to make these works happen and ensure the integration with the State's works and to liaise with the State's architect.

On 20 January 2004 the State's architect was commissioned to design and document the access and landscape works around the Cultural Centre. The architect was paid for these services by BCC on 21 July 2004.

An E&C Strategy submission was presented on 2 August 2004 which outlined a contribution to the Cultural Centre consisting of recurrent operational funding of \$61.5k per annum for three years and a capital component of \$495k. The presentation said "E&C has previously agreed to undertake \$495k of landscaping, paths and parks works in Musgrave Park to enhance the Cultural Centre facility" and this presentation was followed by a media release announcing both recurrent and capital funding.

Council officers have diligently searched for a formal E&C decision or record of an E&C Strategy discussion and cannot find it. However there could have been an unminuted E&C informal political discussion on the matter. In any event, Council's course of conduct over time has consistently reflected its commitment to support the development of this centre and its surrounds.

A formal E&C followed on 6 August 2004 that endorsed the \$61.5k operational funding contribution on condition that the MPCCI Board contains a BCC nominated representative.

On 11 February 2005 the Brisbane City Council's CEO, wrote to the State seeking clarification of the project funding. The State replied with specific mention of additional State funding of ^{redacted} that would facilitate the release of the ILC funding and that the State understood that Council was committed to \$460k for civil and landscape works around the Centre and \$61.5k per annum for operational support for 3 years.

Given this consistent dialogue and numerous positive actions and responses to the project there can be little doubt that Council has offered support to the State for the proposed works over a number of years by way of capital contribution to access and landscaping works as well as recurrent funding.

The Chief Executive Officer has copies of the relevant documents for inspection if required.

The purpose of this submission is to seek E&C's formal approval to the allocation of the capital funding of \$495,000 from the 04/05 budget towards the adjacent access and landscaping works as outlined in this submission.

If approved these works are programmed to be executed by the State with the final stages of the construction of the Aboriginal Cultural Centre in 05/06. These works will integrate the new Aboriginal Cultural Centre into the park and ensure the Centre is easily accessible by the public from the park.

Council will be acknowledged on the dedication plaque and will be invited to participate in the opening of the Centre.

Council has also consulted with the community and developed a management plan for Musgrave Park which details refurbishment and upgrades essential for the park additional to the State works but which also support the operation of the Aboriginal Cultural Centre.

Delays in the commencement of the Cultural Centre have forced Council to divide the refurbishment and improvement works into two packages. Stage 1 works totalling \$1.053m has been completed and consisted of the repair and replacement of the park's basic infrastructure, stormwater drainage, roads, pathways, disabled access, services, lighting and trees which are essential to the function of a premier festival space.

12.0 CONSULTATION

Cr. Helen Abrahams, Chairperson Environment and Sustainability Committee & Councillor for Dutton Park Ward
Matthew Cox, Area Manager, Community and Lifestyle

13.0 IMPLICATIONS OF PROPOSAL

Traditional Owners, Musgrave Park Cultural Centre Committee, Arts Queensland and the local community support the refurbishment which will enhance the safety, useability and visual appeal of the park.

14.0 COMMERCIAL IN CONFIDENCE

Yes. The State has requested that the ^{redacted} increase in funding be treated as confidential until the executive minute has been endorsed.

15.0 CORPORATE PLAN IMPACT

This initiative is consistent with and will contribute to Corporate Plan Outcome 8.3.1 Manage Diverse Range of Developed Parks

16.0 CUSTOMER IMPACT

Short term impact on Musgrave Park "indigenous arts precinct" and access to the rear of Brisbane State High. Impact will be managed through liaison and briefing with stakeholders. The State will be the lead on this issue and Council will provide support as needed.

17.0 ENVIRONMENTAL IMPACT

The works will improve sediment and erosion control, replace dead and dying trees and better use stormwater and will therefore have an overall positive environmental impact on Musgrave Park

18.0 POLICY IMPACT

Nil

19.0 FINANCIAL IMPACT

Funds are available within Program 8 of the 2004/2005 Budget.

20.0 HUMAN RESOURCE IMPACT

Nil

21.0 URGENCY

In the normal course of business

22.0 PUBLICITY/MARKETING

Opportunity for media release announcing the upgrade of the Cultural Centre Precinct once the Centre is constructed.

23.0 OPTIONS

Option 1 Approve the expenditure of \$495,000 as Council's contribution to landscaping and access works from 2004/05 Program 8 budget to be expended against works in Musgrave Park adjoining the Cultural Centre if constructed.

Option 2 Not approve the expenditure and return the submission with instructions

1.0 FILE NUMBER: 240/7-2004/2005

SUBMISSION TO THE ESTABLISHMENT AND CO-ORDINATION COMMITTEE

2.0 TITLE

Contracts to Provide Professional Services - Report for March 2005

3.0 ISSUE / PURPOSE

The purpose of this submission is to seek E&C approval for the consultancies commissioned in March 2005.

4.0 PROPONENT

Jude Munro
Chief Executive Officer

5.0 SUBMISSION PREPARED BY

Lana Milne, PAMCEO
Extension 36486
Office of the Chief Executive Officer

ACTION TAKEN

04 JUL 2005

TOWN CLERK

PAMCEO

6.0 DATE

24 June 2005

04 JUL 2005

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

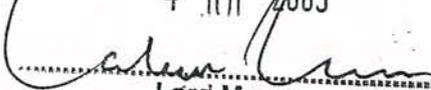
That E&C note the report for the consultancies commissioned during the month of March 2005 as attached.

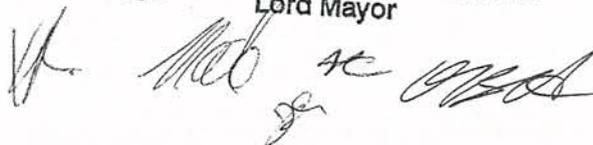
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Jude Munro
CHIEF EXECUTIVE OFFICER

APPROVED

4 JUL 2005


Lord Mayor



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 \$1,910,181.52 during the month of March 2005 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

SUBMISSION TO THE ESTABLISHMENT AND CO-ORDINATION COMMITTEE

1.0 FILE NUMBER

2.0 TITLE

Best Value Report – May 2005

3.0 ISSUE/PURPOSE

The purpose of this submission is to provide E&C with an update on Best Value projects.

4.0 PROPONENT

Jude Munro
Chief Executive Officer

5.0 SUBMISSION PREPARED BY

Andrew Chesterman, Manager, Corporate Improvement & Strategic Planning
MCIP, x35500

6.0 DATE

28 June 2005

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 LOCAL LAW?

No

9.0 RECOMMENDATION

That E&C accept the monthly Best Value report for May 2005

10.0 CHIEF EXECUTIVE OFFICER



Jude Munro
CHIEF EXECUTIVE OFFICER

ACTION TAKEN

04 JUL 2005

TOWN CLERK

MCIP

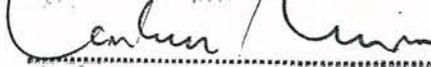
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04 JUL 2005

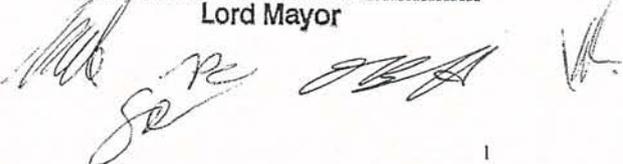
COMMITTEE

APPROVED

4 JUL 2005



Lord Mayor



11.0 BACKGROUND

At the request of E&C, a Best Value report has been created to be reported on a monthly basis to E&C. The report has adopted a Traffic Light system to improve identification of projects that are reported as either: on track (green); minor issues (orange); or with emerging issues (red).

The Traffic Light report providing an overview of each project can be found at Attachment A. Detailed information regarding each project can be found at Attachment B.

12.0 CONSULTATION

Relevant Divisional Managers and Officers responsible for individual submissions have been consulted and are in agreement.

13.0 IMPLICATIONS OF PROPOSAL

It is envisaged that this approach will improve our capability to respond to any emerging issues and ensure all Stakeholders are well informed of the Projects' progress.

14.0 COMMERCIAL IN CONFIDENCE

No.

15.0 CORPORATE PLAN IMPACT

Nil.

16.0 CUSTOMER IMPACT

Nil.

17.0 ENVIRONMENTAL IMPACT

Nil.

18.0 POLICY IMPACT

Nil.

19.0 FINANCIAL IMPACT

Nil.

20.0 HUMAN RESOURCE IMPACT

Nil.

21.0 URGENCY

In the normal course of business.

22.0 PUBLICITY/MARKETING STRATEGY

Nil.

23.0 OPTIONS

Option 1: Approve the recommendation that E&C accept the Best Value Report for May 2005.

Option 2: Do not accept the report.

Option 1 is the preferred option.

BCC PUBLICATION SCHEME
10 YEAR RELEASE

1.0 FILE NUMBER:

BL BCL/1-PRP/990688(P1)

SUBMISSION TO THE ESTABLISHMENT AND CO-ORDINATION COMMITTEE

2.0 TITLE

Changes to the board of City of Brisbane Arts and Environment Limited.

3.0 ISSUE/PURPOSE

To approve changes to the board of City of Brisbane Arts and Environment Limited.

4.0 PROPONENT

Jude Munro
Chief Executive Officer

5.0 SUBMISSION PREPARED BY

David Askern, Manager Brisbane City Legal Practice (x34740)

6.0 DATE

28 June 2005

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 LOCAL LAW

Not applicable.

9.0 RECOMMENDATION

That E&C approve the appointment of the following persons as directors of City of Brisbane Arts and Environment Limited:-

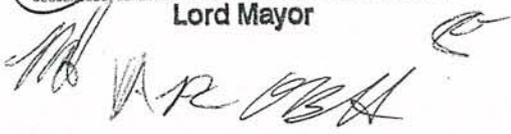
- (a) Craig McGovern CEO of the Queensland performing Arts Centre;
- (b) Geoff Hines Managing Director Hines Management Consultants Pty Ltd;
- (c) Jude Munro Chief Executive Officer of Council (or other nominated representative).

10.0 DIVISIONAL MANAGER



Jude Munro
Chief Executive Officer

APPROVED
4 JUL 2005

Lord Mayor


ACTION TAKEN

4 JUL 2005

TOWN CLERK

MBCLP

RECEIVED

4 JUL 2005

BC 10 YEAR RELEASE SCHEME

11.0 BACKGROUND

City of Brisbane Arts and Environment Limited ("CBAEL") was established in 1998 as a public company limited by guarantee for the purposes of acting as trustee of two trusts, the Brisbane Arts Trust and the Brisbane Environment Trust, both of which are approved and endorsed by the Australian Taxation Office as income tax exempt charities and deductible gift recipients,

Due a recent number of resignations from the board, the number of directors is currently below the minimum threshold of three mandated by the Constitution and the Corporations Act 2001.

Unless immediate action is taken to appoint further directors to the board to raise it above those thresholds, the company cannot legally function and may be liable to be fined by the Australian Securities and Investment Commission.

In addition CBAEL has just recently received a ^{redacted} donation to the Brisbane Environment Trust and it is essential that the board be able to meet and decide upon the disbursement of those funds.

Under the CBAEL constitution, E&C has the sole power to appoint directors to the CBAEL board.

The purpose of this submission is to approve the appointment of three new directors to the CBAEL board. Those persons are:-

- (a) Craig McGovern CEO of the Queensland Performing Arts Centre;
- (b) Geoff Hines Managing Director Hines Management Consultants Pty Ltd;
- (c) Jude Munro Chief Executive Officer of Council or other nominated representative.

Once the board is properly reconstituted it will undertake a review of the operations of CBAEL and bring a recommendation to E&C for consideration.

12.0 CONSULTATION

Cr Campbell Newman, Lord Mayor
Cr David Hinchliffe, Deputy Mayor & Chair Urban Planning and Economic Development Committee

13.0 IMPLICATIONS OF PROPOSAL

Approval will enable the CBAEL board to be properly constituted to allow CBAEL to perform its functions as trustee and to meet its statutory obligations.

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

Nil.

19.0 HUMAN RESOURCE IMPACT

Nil.

20.0 URGENCY

As urgently as possible to allow CBAEL to consider the disbursement of the recent donation and to enable it to meet its statutory obligations.

21.0 PUBLICITY / MARKETING STRATEGY

None required

22.0 OPTIONS

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

Option (1) is the preferred option.

BCC PUBLICATION SCHEME
10 YEAR RELEASE

1.0 FILE NUMBER: 99-41514(A1)

SUBMISSION TO THE ESTABLISHMENT AND CO-ORDINATION COMMITTEE

2.0 TITLE

Redundant position – Development Leader, iDivision

3.0 ISSUE/PURPOSE

To declare the position of Development Leader, iDivision, redundant and to award a bonus payment to the incumbent.

4.0 PROPONENT

Jude Munro, Chief Executive Officer

ACTION TAKEN

04 JUL 2005

5.0 SUBMISSION PREPARED BY

Hayden Wright, Manager, Office of the Chief Executive (MCEO), ext 34151

CA CEO

6.0 DATE

30 June 2005

RECEIVED

04 JUL 2005

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

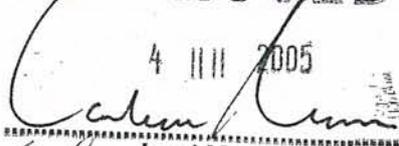
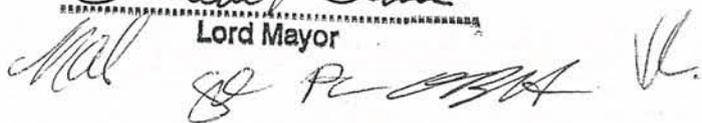
(i) That the position of Development Leader, iDivision, be declared redundant and that the services of the incumbent, redacted, be terminated effective from 14 July 2005 and that subject to redacted executing an employment termination agreement (on terms satisfactory to the Manager, Brisbane City Legal Practice) redacted be paid all amounts due to him from the Council including 6 months total remuneration (being two months in lieu of notice and four months in recognition of early severance).

(ii) That at the time of his termination, redacted be awarded a bonus payment of redacted of his notional salary for the period 1 July 2004 to 30 June 2005.


Jude Munro
CHIEF EXECUTIVE OFFICER

APPROVED

4 IIII 2005


Lord Mayor


11.0 BACKGROUND

As a result of structural changes to iDivision, the position of Development Leader is no longer required. Accordingly, it is proposed to terminate the services of the incumbent, redacted effective from 14 July 2005.

redacted is employed on an executive contract, which contains specific conditions for circumstances when Council wishes to terminate an employee prior to the expiration of their contract. redacted is entitled to the benefits as provided in the contract.

To ensure that the rights and entitlements of all parties are protected the parties will document the termination conditions in an employment termination agreement.

Additionally, under his contract, redacted is entitled to a bonus payment of up to redacted based on his performance against his agreed Personal Performance Plan. Legal advice indicates that redacted would be entitled to be awarded a bonus of a quantum reasonably approximated to his performance without regard to his departure from Council. Accordingly, it is considered that a bonus payment of redacted of redacted notional salary would be reflective of his performances during the 2004/2005 financial year.

12.0 CONSULTATION

Chief Executive Officer
Manager, Office of the Chief Executive
Divisional Manager, iDivision
Brisbane City Legal Practice

13.0 IMPLICATIONS OF PROPOSAL

No perceived implications.

14.0 COMMERCIAL IN CONFIDENCE

No.

15.0 CORPORATE PLAN IMPACT

Not Applicable

16.0 CUSTOMER IMPACT

Nil

17.0 ENVIRONMENTAL IMPACT

Nil.

18.0 POLICY IMPACT

Nil.

19.0 FUNDING IMPACT

Funds are available.

20.0 HUMAN RESOURCE IMPACT.

Nil.

21.0 URGENCY

As soon as possible.

22.0 PUBLICITY/MARKETING

Nil.

23.0 OPTIONS

1. Approve the recommendations.
2. Not approve the recommendations.

OPTION 1 is the recommended option.

BCC PUBLICATION SCHEME
10 YEAR RELEASE

1.0 FILE NUMBER: 99-64544(A1)

SUBMISSION TO THE ESTABLISHMENT AND CO-ORDINATION COMMITTEE

2.0 TITLE

Redundant position – Delivery Leader, iDivision

3.0 ISSUE/PURPOSE

To declare the position of Delivery Leader, iDivision, redundant and to award a bonus payment to the incumbent

4.0 PROPONENT

Jude Munro, Chief Executive Officer

5.0 SUBMISSION PREPARED BY

Hayden Wright, Manager, Office of the Chief Executive (MCEO), ext 34151

6.0 DATE

30 June 2005

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

(i) That the position of Delivery Leader, iDivision, be declared redundant and that the services of the incumbent, ^{redacted} be terminated effective from 14 July 2005 and that subject to ^{redacted} executing an employment termination agreement (on terms satisfactory to the Manager, Brisbane City Legal Practice) ^{redacted} be paid all amounts due to him from the Council including 6 months total remuneration (being two months in lieu of notice and four months in recognition of early severance).

(ii) That at the time of his termination, ^{redacted} be awarded a bonus payment of ^{redacted} of his notional salary for the period 1 July 2004 to 30 June 2005.

0.0 
Jude Munro
CHIEF EXECUTIVE OFFICER

ACTION TAKEN
04 JUL 2005
OWN CLERK
(ACC)O
RECEIVED
04 JUL 2005

APPROVED

4 IIII 2005


Lord Mayor

11.0 BACKGROUND

As a result of structural changes to iDivision, the position of Delivery Leader is no longer required. Accordingly, it is proposed to terminate the services of the incumbent, ^{redacted} effective from 14 July 2005.

^{redacted} is employed on an executive contract, which contains specific conditions for circumstances when Council wishes to terminate an employee prior to the expiration of their contract. ^{redacted} is entitled to the benefits as provided in the contract.

To ensure that the rights and entitlements of all parties are protected the parties will document the termination conditions in an employment termination agreement.

Additionally, under his contract, ^{redacted} is entitled to a bonus payment of up to ^{redacted} based on his performance against his agreed Personal Performance Plan. Legal advice indicates that ^{redacted} would be entitled to be awarded a bonus of a quantum reasonably approximated to his performance without regard to his departure from Council. Accordingly, it is considered that a bonus payment of ^{redacted} of ^{redacted} notional salary would be reflective of his performances during the 2004/2005 financial year.

12.0 CONSULTATION

Chief Executive Officer
Manager, Office of the Chief Executive
Divisional Manager, iDivision
Brisbane City Legal Practice

13.0 IMPLICATIONS OF PROPOSAL

No perceived implications.

14.0 COMMERCIAL IN CONFIDENCE

No.

15.0 CORPORATE PLAN IMPACT

Not Applicable

16.0 CUSTOMER IMPACT

Nil

17.0 ENVIRONMENTAL IMPACT

Nil.

18.0 POLICY IMPACT

Nil.

19.0 FUNDING IMPACT

Funds are available.

20.0 HUMAN RESOURCE IMPACT.

Nil.

21.0 URGENCY

As soon as possible.

22.0 PUBLICITY/MARKETING

Nil.

23.0 OPTIONS

1. Approve the recommendations.
2. Not approve the recommendations.

OPTION 1 is the recommended option.

BCC PUBLICATION SCHEME
10 YEAR RELEASE

1.0 FILE NUMBER: (4)12/51/1(P8)

SUBMISSION TO THE ESTABLISHMENT AND CO-ORDINATION COMMITTEE

2.0 TITLE

Monthly Report - Delegation of Authority to Travel - May 2005

3.0 ISSUE/PURPOSE

Provision of relevant monthly travel report.

4.0 PROPONENT

Noel K Faulkner, Divisional Manager City Business

5.0 SUBMISSION PREPARED BY

Glen Edwards, Brisbane Support Manager, Brisbane Commercial Services, ext. 72004

6.0 DATE

24 June 2005

7.0 FOR E&C APPROVAL OR RECOMMENDATION TO COUNCIL?

For information purposes.

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 note the information submitted on approved travel for May 2005.

10.0 Noel K Faulkner
Divisional Manager
City Business

I Recommend Accordingly

CHIEF EXECUTIVE OFFICER

APPROVED

4 JUN 2005

Lord Mayor

11.0 BACKGROUND

In pursuance of the request for information on a monthly basis of travel approved under delegation, reports are enclosed for May 2005, for each Unit of Administration (showing travel actually undertaken during that month).

Attachment "A" shows details associated with travel undertaken in May 2005 which is not covered by the Travel Policy (being essentially travel by job applicants to attend interviews).

In summary, the position is as follows:

May 2005

Non-Commercial Operations

a)	International Travel	
	(i) Number of Bookings	1
	(ii) Airfares	\$ 13,471.74
b)	Domestic Travel	
	(i) Number of Bookings	44
	(ii) Airfares	\$ 41,981.16
c)	Accommodation and Allowances Costs	\$ 24,642.82
d)	Registration Fees for Conferences	\$ 20,417.27
e)	Other Costs e.g. hire car	\$ 1,787.10
	TOTAL	\$ <u>55,422.90</u>

Commercial Operations

g)	International Travel		
	(i)	Number of Bookings	NIL
	(ii)	Airfares	\$
h)	Domestic Travel		
	(i)	Number of Bookings	NIL
	(ii)	Airfares	\$
i)	Accommodation and Allowances Costs		\$
j)	Registration Fees for Conferences		\$
k)	Other Costs e.g. hire car		\$
	TOTAL		\$
m)	Cost of air-fares, accommodation and taxis as detailed in Attachment A		\$

12.0 CONSULTATION

Liaison with Officers undertaking travel and Divisional Travel Officers.

13.0 IMPLICATIONS OF PROPOSAL

Nil.

14.0 COMMERCIAL IN CONFIDENCE

No

15.0 CORPORATE PLAN IMPACT

Nil.

16.0 CUSTOMER IMPACT

Nil.

17.0 ENVIRONMENTAL IMPACT

Nil.

18.0 POLICY IMPACT

In line with Council policy.

19.0 FUNDING IMPACT

Expenses incurred through Divisional Travel Votes.

20.0 HUMAN RESOURCE IMPACT

Not applicable.

21.0 URGENCY

In the normal course of business.

22.0 PUBLICITY/MARKETING STRATEGY

At the discretion of the Lord Mayor.

23.0 OPTIONS

(1) That E&C note the information submitted on approved Travel for May 2005.

(2) Not approve the recommendation.

Option (1) is the preferred option.

BCC PUBLICATION SCHEME
10 YEAR RELEASE

1.0 FILE NUMBER

234/51/121

SUBMISSION TO THE ESTABLISHMENT AND COORDINATION COMMITTEE

2.0 TITLE

Community Housing Partnership Project property allocation – 11a Addison Street, RED HILL.

3.0 ISSUE/PURPOSE

To approve allocation of 11a Addison Street, Red Hill to Better Housing Projects Association Inc for a term of 5 years to provide crisis and transitional housing under the Community Housing Partnership Project.

4.0 PROPONENT

Margaret Allison, Divisional Manager Community and Economic Development.

5.0 SUBMISSION PREPARED BY

Jon Eastgate, Senior Program Officer Social Diversity and Housing ext. 34540.

Monica Muller, Metropolitan Resource Officer Housing ext. 36504.

6.0 DATE

24 June 2005

7.0 FOR E&C APPROVAL OR RECOMMENDATION TO COUNCIL

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

To approve the allocation of 11a Addison Street, Red Hill to Better Housing Projects Association Inc. for a term of 5 years to provide crisis and transitional housing under the terms of the Community Housing Partnership Project.

10.0 DIVISIONAL MANAGER

Margaret Allison

Margaret Allison
DIVISIONAL MANAGER
COMMUNITY & ECONOMIC DEVELOPMENT

ACTION TAKEN

24 JUN 2005

FORM CLERK
SPESH

APPROVED

4 IIII 2005

Arthur...
Lord Mayor

I Recommend Accordingly

John...

CHIEF EXECUTIVE OFFICER

Graeme Jones
Graeme Jones
A/MANAGER SOCIAL POLICY

11.0 BACKGROUND

The Community Housing Partnership Project (CHPP) has been established to allow community organisations to use surplus Council residential properties for crisis and transitional housing for people who are, or have recently been, homeless.

A Council-owned property, which was rented through a real estate agent, has recently become vacant. This property will be managed through the CHPP until it is required for its ultimate intended use. The property located at 11a Addison Street, Red Hill will be available for a minimum period of 5 years.

On 7 February 2004, E&C approved a list of preferred providers and a reserve list of providers for this program, based on a set of criteria and assessed by a panel of Council staff and external advisers. The recommended allocation of specific properties to these providers is based on the suitability of the property for the service provided by the organisation and the proximity of the organisation and property. Attention has also been paid to the sensitivities of neighbouring residents and organisations have been selected who will manage these issues sensitively and appropriately.

The recommended match is to lease the property to Better Housing Projects Association Inc., which is a preferred provider and has been assessed as meeting all criteria to take part in the program.

12.0 CONSULTATION

Lord Mayor Campbell Newman
Cr Kerry Rea, Chairperson Community Services Committee
Cr David Hinchliffe, Councillor for Central Ward
Paul Grove, Development Manager, City Assets
Joe Veraa, A/Team Leader, Access and Equity Team, Community Development Services
Rachel Watson, Community Development Officer Housing, Community Development Services

All consulted are in agreement with the recommendation.

13.0 IMPLICATIONS OF PROPOSAL

The proposal will enable Council to provide additional housing for crisis and transitional accommodation through the Community Housing Partnership Project.

14.0 COMMERCIAL IN CONFIDENCE

No

15.0 CORPORATE PLAN IMPACT

Program 4 - Community Life
Outcome 4.5 - Diverse and Inclusive City
Service 4.5.1.2 - Inclusive City Initiatives

16.0 CUSTOMER IMPACT

Community members requiring short term housing will be assisted through the availability of additional accommodation options and will have greater access to support towards long term accommodation.

17.0 ENVIRONMENTAL IMPACT

Nil.

18.0 POLICY IMPACT

The implementation of this project will assist in ensuring that Brisbane remains an inclusive city.

19.0 FINANCIAL IMPACT

Funding has been approved for this project in 2005-06 as part of the Opportunities for All Budget.

20.0 HUMAN RESOURCE IMPACT

Nil

21.0 URGENCY

In the normal course of business.

22.0 PUBLICITY/MARKETING STRATEGY

At the discretion of the Lord Mayor and Chairperson, Community Services Committee. Although some publicity may occur around the allocation of properties to recommended organisations, actual property locations and uses should not be disclosed as this may compromise the management of the premises (eg Women's Shelter).

23.0 OPTIONS

1. To approve the recommendation.
2. Approve recommendation with amendments.
3. Not approve the recommendation.

Option 1 is the preferred option.

E&C RESULTS - 11 JULY 2005

SUB NO.	FILE NO.	DIV	TITLE	Result
11/07-1B M	371/1/14(1)	HRSM	Approval of information materials (as per Council resolution of May 24)	Yes amended
11/07-2B M		HRSM	Appointment of Manager.	Yes
11/07-1K R	264/2(145)	Urban Management	Bushland Fire Management Policy.	Yes
11/07-2K R	460/2(187)	Urban Management	Sandgate Road Industrial Area Local Plan.	Yes
11/07-1L M	240/7-2004/2005	OLMCEO	Contracts to Provide Professional Services – Report for April 2005.	Yes
11/07-2L M	24/1-L/2005(6)	OLMCEO	Overseas Travel – Brisbane Shenzhen staff Exchange Program – BCC Staff Exchange Team to Shenzhen, China.	Yes

Present – Campbell Newman, D B Hinchliffe, P Cumming, H J Abrahams, G M Quirk, K Flessner, K M Rea.

BCC PUBLICATIONS SCHEME
10 YEAR RELEASE

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: 371-1/14(1)

SUBMISSION TO THE ESTABLISHMENT AND CO-ORDINATION COMMITTEE

2.0 TITLE

Approval of information materials (as per Council resolution of May 24)

3.0 ISSUE/PURPOSE

The purpose is for E&C to approve the list of information materials presented for concept approval, together with directing outcomes for each item.

4.0 PROPONENT

Phil Minns, DMGRB

APPROVED

5.0 SUBMISSION PREPARED BY

Sue Rickerby MMC

11 III 2005

6.0 DATE

05/07/2005

Lord Mayor

7.0 FOR E&C APPROVAL OR RECOMMENDATION TO COUNCIL

E&C approval

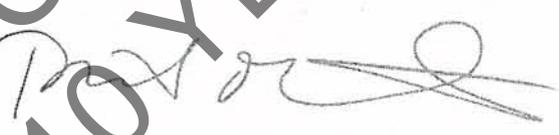
8.0 IF FOR RECOMMENDATION TO COUNCIL, IS A COUNCIL RESOLUTION
REQUIRED UNDER AN ACT OR LOCAL LAW?

No

9.0 RECOMMENDATION

That E&C approve the list of information materials with outcomes for further approval.

10.0 DIVISIONAL MANAGER



Phil Minns
DMGRB

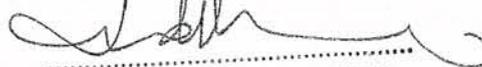
ACTION TAKEN

11 JUL 2005

TOWN CLERK

mmc

I Recommend Accordingly



CHIEF EXECUTIVE OFFICER

BCC 10 YEAR RELEASE SCHEME

11.0 BACKGROUND

This submission contains a list of information materials for approval. The approval process was developed following the Council resolution of May 24 2005 which delegated to E&C the authority to approve the content, publication and distribution of any Council information material that is to be distributed to the public.

A list of items defined as 'information material' was agreed by E&C. The items for approval fall within that list and are drawn from across Council.

E&C members have been given copies of the approval forms for early review, which is reflected in the summary sheet. E&C is now required to indicate further approval outcomes (eg content approval, design approval) for each item.

11.0 CONSULTATION

The Lord Mayor, Councillor Campbell Newman
Chairperson, Finance Committee, Councillor Kim Flesser
Chairperson, Transport and Major Projects Committee, Councillor Graham Quirk
Chairperson, Water and City Businesses Committee, Councillor John Campbell
Chairperson, Urban Planning and Economic Development Committee, Councillor David Hinchliffe.
Chairperson, Community Services Committee, Councillor Kerry Rea.
Chairperson, Environment and Sustainability Committee, Councillor Helen Abrahams.
Officers within the Lord Mayor's Office and the Deputy Mayor's Office.

12.0 IMPLICATIONS OF PROPOSAL

Assist in the direction of Council's marketing.

13.0 COMMERCIAL IN CONFIDENCE

No.

14.0 CORPORATE PLAN IMPACT

No.

15.0 CUSTOMER IMPACT

No.

16.0 ENVIRONMENTAL IMPACT

No.

17.0 POLICY IMPACT

No.

18.0 FINANCIAL IMPACT

No.

19.0 HUMAN RESOURCE IMPACT

No

20.0 URGENCY

Yes

22.0 PUBLICITY/MARKETING

No

23.0 OPTIONS

Option 1: Approve the list, with direction on outcomes for each item.

Option 2: Not approve the list.

Option 1 is the preferred option.

BCC PUBLICATION SCHEME
10 YEAR RELEASE

1.0 FILE NUMBER: 70-L25967

SUBMISSION NUMBER:

SUBMISSION TO THE ESTABLISHMENT AND CO-ORDINATION COMMITTEE

2.0 TITLE

Appointment of Manager, Procurement

3.0 ISSUE/PURPOSE

A recruitment process for both Manager Procurement and Manager Strategic Sourcing positions was commenced by Hamilton James and Bruce in March this year. This highly competitive recruitment process resulted in a second round of advertising for the role of Manager Procurement when the initial preferred candidate withdrew before appointment.

Two candidates are now considered suitable for the role – one external and one internal to Council.

The following information is now provided:

Attachment 1 -Executive Role Statement

Attachment 2 -Executive Summary, Interview Summary of Recommended Candidates, Resume and Referee Reports

Attachment 3 -Assessment of Other Applicants

Both criminal and business history checks will be undertaken on the successful applicant, as advised to all applicants, and further discussion undertaken should any issues arise.

4.0 PROPONENT

Ian Maynard, Executive Manager, Strategic Procurement, as chair of a panel comprising Michael Byrne, Manager Corporate Risk, and Sharan Harvey, Manager Library Services.

5.0 SUBMISSION PREPARED BY

Joan Bulcock, Principal Consultant Merit Solutions, on behalf of Ian Maynard.

6.0 DATE

11 July 2005

7.0 FOR E&C APPROVAL OR RECOMMENDATION TO COUNCIL

For E&G approval

ACTION TAKEN

11 JUL 2005

TOWN CLERK

CALCO

8.0 RECOMMENDATION

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

redacted

2. Mr Anthony Pennisi

to the position of Manager Procurement within Brisbane City Council, with a contract and salary to be negotiated.

9.0 DIVISIONAL MANAGER

Ian Maynard
Ian Maynard
Executive Manager, Strategic Procurement
Brisbane City Council

I Recommend Accordingly

[Signature]

CHIEF EXECUTIVE OFFICER

APPROVED

11 JUL 2005

[Signature]
Lord Mayor

[Handwritten initials] *KT*

BCC PUBLIC INFORMATION SCHEME
10 YEAR RELEASE

1.0 FILE NUMBER: 240/7-2004/2005

SUBMISSION TO THE ESTABLISHMENT AND CO-ORDINATION COMMITTEE

2.0 TITLE

Contracts to Provide Professional Services - Report for April 2005

3.0 ISSUE / PURPOSE

The purpose of this submission is to seek E&C approval for the consultancies commissioned in April 2005.

4.0 PROPONENT

Jude Munro
Chief Executive Officer

5.0 SUBMISSION PREPARED BY

Lana Milne, PAMCEO
Extension 36486
Office of the Chief Executive Officer

6.0 DATE

30 June 2005

7.0 FOR E & C APPROVAL OR RECOMMENDATION TO COUNCIL?

For E&C approval.

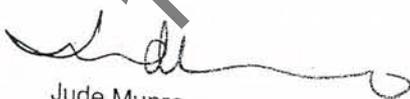
8.0 IF FOR RECOMMENDATION TO COUNCIL, IS A COUNCIL RESOLUTION REQUIRED UNDER AN ACT OR ORDINANCE?

No.

9.0 RECOMMENDATION

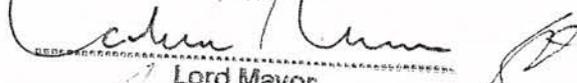
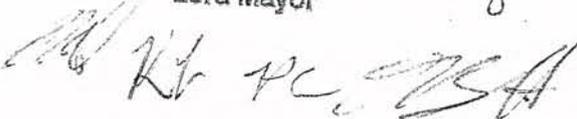
That E&C note the report for the consultancies commissioned during the month of April 2005 as attached.

10.0


Jude Munro
CHIEF EXECUTIVE OFFICER

APPROVED

11 IIII 2005


Lord Mayor


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 \$3,849,929.01 during the month of April 2005 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

1.0 FILE NUMBER: 24/1-L/2005(6)

SUBMISSION TO THE ESTABLISHMENT AND CO-ORDINATION COMMITTEE

2.0 TITLE

Overseas Travel - Brisbane-Shenzhen Staff Exchange Program - BCC Staff Exchange Team to Shenzhen, China.

3.0 ISSUE/PURPOSE

Approval required for completion of the Brisbane-Shenzhen Staff Exchange Program involving the reciprocal placement of two Council officers within the Shenzhen Municipal People's Government for work placement over the period 2 September to 25 November 2005.

4.0 PROPONENT

Jude Munro
Chief Executive officer

TOWN COUNCIL
JUL 2005
APPROVED
11 JUL 2005
Lord Mayor

5.0 SUBMISSION PREPARED BY

Jennifer Wong, Staff Exchange Project Officer, LMIRO Ext 34538.

JBA PC
RL
JB

6.0 DATE

July 4, 2005

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

Approval be granted for John Cowie, Senior Project Officer Economic Development, Community & Economic Development Division and Martin Reason, Acting Senior Program Officer, Infrastructure Coordination Unit, City Planning, Urban Management Division to travel to Shenzhen from 2 September to 25 November 2005 for the purpose of participating in the Brisbane-Shenzhen Staff Exchange Program at a cost of \$25,000.

10.0 DIVISIONAL MANAGER



Jude Munro
CHIEF EXECUTIVE OFFICER

11.0 BACKGROUND

The Brisbane City Council is currently pursuing Staff Exchange programs with each of Brisbane's Sister Cities and other strategic cities within the Asia Pacific Region. To date, the Brisbane City Council has received inbound exchange teams from Semarang, Indonesia (1993), Shenzhen, China (1994-2003), Beijing, China (1995/6) Kaohsiung, Taiwan (2000-2005), Auckland, New Zealand (2002), Daejeon, Korea (2004). Outbound exchange teams have undertaken placements in Semarang (1994), Beijing (1995), Shenzhen (1996) and Kaohsiung (2005).

The Sister Cities Staff Exchange program with Shenzhen, China was first initiated in 1996 with Brisbane City Council sending a team of five officers for a 3 month placement.

Shenzhen has sent teams to Brisbane in 1995, 1997, 2000, 2001, 2002 and 2003 to undertake Executive Management Staff Exchange Program with Griffith University and Brisbane City Council.

The outbound exchange to Shenzhen is scheduled for September to November 2005.

Both Brisbane and Shenzhen have identified Economic Development and City Planning as target areas for the exchange and the successful candidates have been sourced through an Expression of Interest process from the relevant areas within Brisbane City Council. Eleven (11) applications were received and five (5) applications were shortlisted.

Divisional Managers have given their approval to release the selected participants in the Brisbane-Shenzhen Staff Exchange Program as follows:

Mr John Cowie Senior Project Officer Economic Development
Community and Economic Development Division

Mr Martin Reason Acting Senior Program Officer
Infrastructure Coordination Unit, City Planning
Urban Management Division

Objectives of the Staff Exchange Program

The Sister Cities Staff Exchange Program contributes to the vision of the Brisbane City Council – to be the most efficient, effective and customer-oriented organisation in the Asia Pacific region, through the development of:

- mutually beneficial business, economic and cultural relationships;
- commercial opportunities for Brisbane City Council and/or the City of Brisbane;
- strategic alliances with overseas organisations to exchange information, practices, learnings and contribute to innovation within the Brisbane City Council;
- a favourable profile and reputation of the Brisbane City Council and the City of Brisbane;
- a global perspective within the Brisbane City Council workforce, including an appreciation of different cultures, business practices and opportunities;
- the skills, knowledge and abilities of employees to meet career developmental needs.

Travel Arrangements

It is proposed that the group would depart Brisbane on 1 September 2005 and arrive in Shenzhen on 2 September 2005.

Following local orientation, they will commence work on the 5 September 2005 with the Shenzhen Municipal People's Government for a 12 week period. In addition to undertaking work placements in Shenzhen, the officers will provide valuable on-the-ground support for the 2005 Asia Pacific Cities Summit to be held in Chongqing 11-14 October and the Lord Mayor's Business Mission to Shenzhen, 16-17 October 2005. The work placement is due to conclude on 25 November 2005.

12.0 CONSULTATION

Lord Mayor Campbell Newman
Shenzhen Municipal People's Government
Peter Rule, Manager, Lord Mayor's Administration Office
Margaret Allison, Divisional Manager, Community and Economic Development
Julie Harris, Manager Economic Development, Community & Economic Development
Terry Hogan, Divisional Manager, Urban Management Division
Michael Papageorgiou, Manager, City Planning, Urban Management Division
Brisbane-Shenzhen Sister City Committee
BCC Corporate Staff Exchange Committee

All are in agreement with the recommendations.

13.0 IMPLICATIONS OF PROPOSAL

China is increasingly opening its markets to the world and is actively developing business and trade relationships worldwide. The Sister Cities Program is focussing on the development of trade and business opportunities for Brisbane and the Staff Exchange Programs have been identified as a suitable vehicle to assist in the development of these business relationships and in providing market intelligence.

Shenzhen is Brisbane's most vibrant sister city. The Shenzhen Municipal Government organised a trade show at the Brisbane Convention and Exhibition Centre in December 2000 and in August 2005 they will organise another trade show to be held during EKKA in the John Reid Pavilion at the RNA showgrounds.

In October 2003, Executive Vice Mayor, Mr Li Decheng and his assistant, Mr Huo Ju attended the 2003 Asia Pacific Cities Summit in Brisbane where Executive Vice Mayor Li made a presentation during the Global-Local Governance Forum.

The Lord Mayor led a Business Mission to Chongqing and also attended the China Hi-Tech fair in Shenzhen in October 2004. This year, the Lord Mayor will lead a Business Mission to Chongqing, Shenzhen and Shanghai from 11-18 October. The Mission will also attend the 2005 Asia Pacific Cities Summit in Chongqing and the China Hi-Tech Fair in Shenzhen during that time.

Contacts established through the Brisbane-Shenzhen Staff Exchange Program resulted in 6 projects including the export of road profiling machinery worth AUD\$1million throughout Shenzhen.

Positioning BCC officers in Shenzhen will be invaluable to the establishment of a strong relationship with the new Mayor of Shenzhen, Mr Xu Zong Heng.

14.0 COMMERCIAL-IN-CONFIDENCE

No.

15.0 CORPORATE PLAN IMPACT

The proposal contributes to the Regional and World City strategy by progressing actions:

- 6.3 Build relationships with targeted international city governments and agencies;
- 6.4 Export our 'know how' and intellectual capital for commercial and mentoring purposes;
- 6.5 Enhance the capabilities of the Asia Pacific networks.

16.0 CUSTOMER IMPACT

Nil.

17.0 ENVIRONMENTAL IMPACT

The outbound staff exchange placement is specifically targeting the areas of Economic Development and City Planning. It is anticipated that the exchange of information, expertise and learnings will contribute positively to the development of best-practise methods and innovation within these two areas of Council.

18.0 POLICY IMPACT

BCC Travel Policy does not apply to Sister City Staff Exchanges given the nature of the program and the unique conditions under which officers are travelling and working. Corporate guidelines for outbound staff exchanges have been followed.

19.0 FUNDING IMPACT

Staff Exchange Program

The following expenses for the two officers will be covered by the International Relations Staff Exchange program budget:

- | | |
|---|-------------|
| • Return business class airfare | \$ 9,000.00 |
| • Return economy class airfare (Shenzhen/Chongqing) | \$ 1,000.00 |
| • Living allowances | \$ 5,000.00 |
| • Language/Cross cultural training | \$ 2,500.00 |
| • Medical services (inoculations) | \$ 1,500.00 |
| • Other program support services | \$ 5,000.00 |

Total costs are not expected to exceed \$25,000 and are available within vote code: 1.01.1511.226.816.000.XXX.000.00.

BCC Divisions

The BCC Staff Exchange Officers will continue to be paid their normal salary throughout the work placement. Salary and any associated backfilling expenses are the responsibility of the substantive Division.

Shenzhen Municipal People's Government

The Shenzhen Municipal People's Government has agreed to provide accommodation and some meals for the BCC Staff Exchange Officers. Costs for official entertainment and hospitality, and work placements will also be covered by Shenzhen.

20.0 HUMAN RESOURCE IMPACT

It is anticipated that the substantive Divisions may wish to make backfilling arrangements to maintain standards of service and work output. Divisional Managers will be responsible for any decision to backfill and subsequent arrangements for replacement staff.

21.0 URGENCY

Urgent. To allow for travel arrangements to be made.

22.0 PUBLICITY/MARKETING STRATEGY

At discretion of the Lord Mayor in line with corporate guidelines.

23.0 OPTIONS

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

Option (1) is the preferred option.

E&C RESULTS - 18 JULY 2005

SUB NO.	FILE NO.	DIV	TITLE	Result
18/07-1B M	371/2(4)	HRSM	Marketing, Communication and Advertising Policy.	Held
18/07-2B M		HRSM	Approval of information materials (as per Council resolution of May 24)	Yes With specific instructions
18/07-1F R	302/6/66(2)	City Governance	Change to Investment in Self Managed Fund.	Yes
18/07-1K M	252/92	Urban Management	Regional Drought Management Strategy – Trigger 1 strategies and Level 1 water restrictions under the <i>Water Act 2000</i> .	Yes
18/07-2K	264/6/1(699)	Urban Management	“Dob-in-a-dumper” scheme – approval to pay rewards for reporting illegal waste dumping incidents.	Held
18/07-1L		OLMCEO	Proposed Policy and Associated Delegation of Authority – Confidentiality of Establishment & Coordination Committee Discussions and Decisions.	Held
18/07-2L M		OLMCEO	Renewal of Executive Service Contract.	Yes
18/07-3L R		OLMCEO	Overseas Travel to China – October 2005.	Yes
18/07-1N	392/40(2110)	CED	Australian University Games 2005 – Request for Council sponsorship contribution.	Held
18/07-1P M	467/26	MIPO	North-South Bypass Tunnel – Evaluation Panel: Request for Proposals Phase.	Yes

Present – Campbell Newman, D B Hinchliffe, P Cumming, H J Abrahams, G M Quirk, K Flessner, K M Rea

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:

SUBMISSION TO THE ESTABLISHMENT AND CO-ORDINATION COMMITTEE

2.0 TITLE

Approval of information materials (as per Council resolution of May 24)

3.0 ISSUE/PURPOSE

The purpose is for E&C to approve the list of information materials presented for concept approval, together with directing outcomes for each item.

4.0 PROPONENT

Phil Minns, DMGRB

5.0 SUBMISSION PREPARED BY

Sue Rickerby MMC

6.0 DATE

11/07/2005

7.0 FOR E&C APPROVAL OR RECOMMENDATION TO COUNCIL

E&C approval

8.0 IF FOR RECOMMENDATION TO COUNCIL, IS A COUNCIL RESOLUTION

REQUIRED UNDER AN ACT OR LOCAL LAW?

No

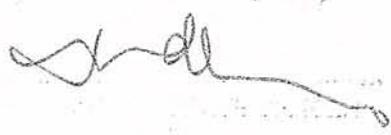
9.0 RECOMMENDATION

That E&C approve the list of information materials with outcomes for further approval.

10.0 DIVISIONAL MANAGER



Phil Minns
Divisional Manager
HUMAN RESOURCES &
STRATEGIC MANAGEMENT



APPROVED
18 JUL 2005
Carol Ann
Lord Mayor
12
KH
12

BCC 10 YEAR RELEASE SCHEME

11.0 BACKGROUND

This submission contains a list of information materials for approval. The approval process was developed following the Council resolution of May 24 2005 which delegated to E&C the authority to approve the content, publication and distribution of any Council information material that is to be distributed to the public.

A list of items defined as 'information material' was agreed by E&C. The items for approval fall within that list and are drawn from across Council.

E&C members have been given copies of the approval forms for early review, which is reflected in the summary sheet. E&C is now required to indicate further approval outcomes (eg content approval, design approval) for each item.

11.0 CONSULTATION

The Lord Mayor, Campbell Newman
Chairperson, Finance Committee, Councillor Kim Flesser
Chairperson, Transport and Major Projects Committee, Councillor Graham Quirk
Chairperson, Water and City Businesses Committee, Councillor John Campbell
Chairperson, Urban Planning and Economic Development Committee, Councillor David Hinchliffe.
Chairperson, Community Services Committee, Councillor Kerry Rea.
Chairperson, Environment and Sustainability Committee, Councillor Helen Abrahams.
Officers within the Lord Mayor's Office and the Deputy Mayor's Office.

12.0 IMPLICATIONS OF PROPOSAL

Assist in the direction of Council's marketing.

13.0 COMMERCIAL IN CONFIDENCE

No.

14.0 CORPORATE PLAN IMPACT

No.

15.0 CUSTOMER IMPACT

No.

16.0 ENVIRONMENTAL IMPACT

No.

17.0 POLICY IMPACT

No.

18.0 FINANCIAL IMPACT

No.

19.0 HUMAN RESOURCE IMPACT

No.

20.0 URGENCY

Yes

22.0 PUBLICITY/MARKETING

No

23.0 OPTIONS

Option 1: Approve the list, with direction on outcomes for each item.

Option 2: Not approve the list.

Option 1 is the preferred option.

BCC PUBLICATION SCHEME
10 YEAR RELEASE

1.0 FILE NUMBER: 252/92

SUBMISSION TO THE ESTABLISHMENT AND CO-ORDINATION COMMITTEE

2.0 TITLE

Regional Drought Management Strategy – Trigger 1 strategies and Level 1 water restrictions under the *Water Act 2000*.

3.0 ISSUE/PURPOSE

To approve the Trigger 1 strategies and Level 1 water restrictions for Commercial Businesses, Horticultural Businesses, Stock and Pets, Parks, Schools, Public Facilities Construction and related activities, Public health purposes, paved areas, water features (including Lakes, ponds, fountains, other water storage facilities and minor dams) and supplementary residential.

4.0 PROPONENT

Terry Hogan, Divisional Manager, Urban Management Division

ACTION TAKEN

18 JUL 2005

TOWN CLERK

D. KERR

5.0 SUBMISSION PREPARED BY

Alan Barton, Principal Program Officer Conservation Land Management

6.0 DATE

7 July 2005, updated 11 July

7.0 FOR E&C APPROVAL OR RECOMMENDATION TO COUNCIL

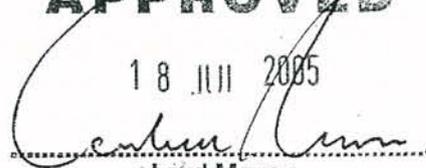
For E&C approval

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

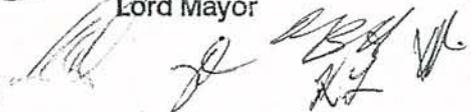
Not applicable

APPROVED

18 JUL 2005



Lord Mayor



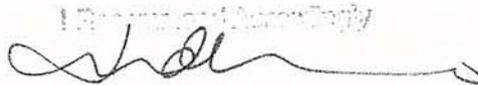
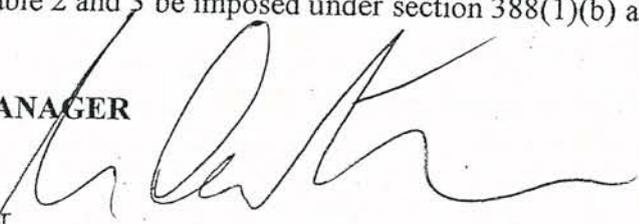
9.0 RECOMMENDATION

That E&C Committee

- (1) approves the Trigger 1 strategies in the attached Table 1;
- (2) determines (as Council's delegate) that Level 1 water restrictions as stated in the attached Table 2 and 3 be imposed under section 388(1)(b) and (c) of the *Water Act 2000*.

10.0 DIVISIONAL MANAGER

Terry Hogan
Divisional Manager
URBAN MANAGEMENT



11.0 BACKGROUND

The South East Queensland region has been experiencing lower than average rainfall for the past five years. The result is that Wivenhoe, Somerset and North Pine Dams have not been experiencing normal inflows to replenish them on an annual basis. SEQ Water in conjunction with their customers (in this instance, the regional councils), has been developing a regional drought strategy to meet falling dam levels.

On 9 May, E&C approved the following regional trigger levels and reduction in consumption targets for water uses:

Trigger Levels

- Trigger 1 (dam level 40%) - Regional Uniform Sprinkler Times - 5% Reduction
- Trigger 2 (dam level 35%) - Ban Sprinklers - 15% Reduction
- Trigger 3 (dam level 30%) - No outdoor water use(buckets only) - 20% Reduction

The first trigger level has been reached. On 17 May, E&C approved Level 1 regional water restrictions for domestic residences. Residential restriction times are regionally consistent, with the exceptions of Gold Coast, Caboolture and Redcliffe Councils.

Whilst this was a significant achievement, the extent of compliance has been less than desirable. The consumption reduction achieved is 3.5% as opposed to the target of 5%. This reinforces the need to urgently approve a statutory basis for all remaining Level 1 restrictions.

SEQ Water, the Technical Working Group and the Regional Steering Committee acknowledge that not all Level 1 restrictions are consistent across the region for some activities. However, these inconsistencies have been accepted as minor. In an attempt to achieve vertical integration for Level 1 sprinkler times, commercial businesses, market gardens (including nurseries and turf farms), parks/schools and other public facilities were aligned to residential restrictions of 7am-7pm ban. This has proven difficult to achieve in practical terms in some instances, resulting in slight variability amongst the Councils. Councils are working together to ensure greater consistency for Level 2 and 3 restrictions.

Proposed Level 1 restrictions were presented to E&C for direction on 23 May 2005. These restrictions were verbally agreed to by E&C, with minor amendments. The Technical Working Group then met on 24 May 2005 and considered feedback from a survey of user groups conducted by a number of participating Councils. This feedback raised an issue that half the schools surveyed indicated they did not have automatic sprinklers, making it difficult for ground staff to arrange watering between the specified times under Level 1. Community groups that lease Council ovals and sporting facilities also identified difficulties with the ability of volunteers to water grounds between 7pm-7am. It was noted that if playing surfaces are not watered, the risk of sporting injury is high.

Consideration was given to a proposal for these sectors to change the watering times 4pm-7am. However, it was decided that it was important to maintain a consistent approach with all water restrictions. Therefore, watering between 4pm-7am will not be adopted at this stage and watering times of between 7pm-7am will be adopted across all sectors.

Consultation has also commenced with industry target groups. The Technical Working Group will consider feedback from these groups when making future recommendations. These groups can be classified as follows:

- primary reliance industries including dog-washing, nurseries and other elements of the lifestyle horticulture industry
- water product producers
- consumers of water as part of their production – large and small users
- rural users with various characteristics
- those not affected by water restrictions.

With the exception of rural users, who are the responsibility of DNRM, most water use by industry is via a direct customer relationship of Local Government.

Restrictions at all Levels may be adjusted/varied after the consultation process to minimise any impacts to business and community services.

At E&C on 20 June 2005, the issue of consultation with the nursery industry regarding the proposed restrictions was raised and it was requested that the Council's Drought Task Force undertake specific consultation with this industry sector. On 17 June 2005, representatives of Brisbane City Council, Gold Coast City Council, Caboolture Shire Council and SEQ Water met with representatives of the Lifestyle Horticulture Industry Development Council (LHIDC) which included representatives of the nursery trade. Information was exchanged on the status of the drought across SEQ and discussion centred on the views and concerns of the LHIDC representatives. The meeting was productive and a number of agreed areas relating to Level 1 restrictions were confirmed, including:

- support restriction times (except for the establishment for new lawns)
- evens/odds garden water arrangements
- minimise the impact on industry (particularly nurseries)
- the current situation can provide opportunities.

Issues that require further discussion relate to watering times associated with establishing new turf, adopting an exemption system based on the Gold Coast City Council model, LHIDC involvement in the development of the restriction regime for Levels 2 and 3, and cooperation regarding communication to consumers. Meetings have been arranged to progress these issues as a matter of urgency.

Given the sensitivities around discussions with the nursery sector, it is considered prudent to remove the restrictions relating to these commercial businesses from the table of proposed restrictions (refer Table 3 attached) and address them as part of ongoing, regional-level negotiations with industry.

12.0 CONSULTATION

Cr. Helen Abrahams, Chairperson, Environment & Sustainability
 Barry Ball, Manager Water Resources (Project Leader Drought task Force)
 Paul Belz, Project Manager Drought Task Force
 Julie McLellan, Principal Program Officer Strategic Policy and Planning
 David Askern, Brisbane City Legal Practice

All of the above are in agreement with the recommendation.

13.0 IMPLICATIONS OF PROPOSAL

The introduction of Level 1 water restrictions is intended to achieve the target of 5% reduction in water use.

These restrictions will:

- raise industry awareness about water supply levels for the region in dry times
- enlist industry support for a consolidated regional approach to drought management
- send region-wide messages aimed at raising industry awareness of storage levels, consumption and regional climatic/drought conditions
- emphasise responsible management of regional water supply
- achieve uniform water savings
- achieve a lengthening of supply
- raise industry awareness such that the commercial sector values water.

If these restrictions (Option 1) are not approved:

- enforcement for the commercial/business/government sectors cannot occur (PIN's cannot be issued)
- BCC will not be regionally consistent
- BCC will not be able to achieve its water reduction targets.

14.0 COMMERCIAL IN CONFIDENCE

No

15.0 CORPORATE PLAN IMPACT

Supports Corporate Vision.

16.0 CUSTOMER IMPACT

Some of the immediate and future foreseeable impacts are:

- Commercial businesses – business that use water as part of their core business will not be impacted, although nurseries and turf farms likely to be impacted due to loss of business.
- Other commercial businesses may be concerned about meeting new obligations – Focus groups are being held with Industry Groups to facilitate implementation. This is being managed at a regional level.
- Parks and gardens – water management practices will be impacted due to change in watering times.
- Schools and sports fields – water management practices will be impacted due to change in watering times.

17.0 ENVIRONMENTAL IMPACT

- Preserves current water supply.
- Likely to be an increase in erosion and sediment when rain occurs due to destabilisation of vegetation.

18.0 POLICY IMPACT

In line with the *Water Act 2000*.

19.0 FINANCIAL IMPACT

Budget submissions being drafted for each Division to deliver on Action Plan.

20.0 HUMAN RESOURCE IMPACT

Within current human resources.

21.0 URGENCY

Urgent. All 12 other Local Authorities involved in the Regional Drought Strategy have approved their Level 1 restrictions and are consistent with the recommendations of the SEQ Regional Project Management and Technical Working Group (subject to minor variations as reported). They have also initiated enforcement action (including PIN's) for non-compliance. Further, the drought situation is expected to continue, with a likely requirement to move to Level 2 restrictions as of 1 September 2005.

22.0 PUBLICITY/MARKETING

Being addressed as part of existing approved drought strategy actions.

23.0 OPTIONS

1. Approve the recommended Trigger 1 strategies and Level 1 water restrictions as per Table 1, 2 and 3.
2. Recommend a variation to Table 1, 2 and/or 3. This will require a new E&C submission. This is not recommended due to restrictions commensurate to industry/community feedback and the follow on impact to consistency with proposed Regional Level 2 and 3 restrictions.

Option 1 is the preferred option.

BCC PUBLICATION SCHEME
10 YEAR RELEASE

1.0 FILE NUMBER: 63-22318

SUBMISSION TO THE ESTABLISHMENT AND CO-ORDINATION COMMITTEE

2.0 TITLE

Renewal of Executive Service Contract for Graeme Jones.

3.0 ISSUE/PURPOSE

To approve the renewal of Executive Service Contract for Graeme Jones.

4.0 PROPONENT

Jude Munro, Chief Executive Officer

5.0 SUBMISSION PREPARED BY

Margaret Crawford, Divisional Manager, Customer & Community Services Division.

6.0 DATE

6 July 2005

7.0 FOR E&C APPROVAL OR RECOMMENDATION TO COUNCIL

Establishment and Co-ordination Committee approval

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

N/A

9.0 RECOMMENDATION

That Graeme Jones be re-appointed to the position of Manager, Community Development Services, Customer and Community Services Division for a period of 3 years from 16 December 2005.

10.0 Jude Munro
CHIEF EXECUTIVE OFFICER

APPROVED

18 JUL 2005

Lord Mayor

13 JUL 2005

11.0 BACKGROUND

Graeme Jones was appointed to the position of Manager, Community Development Services, Customer & Community Services Division on 16 December 2002 for a period of 3 years.

Graeme Jones has been performing well in this role and it is proposed to re-appoint him to the position for a further period of 3 years.

12.0 CONSULTATION

Lord Mayor
Chief Executive Officer

13.0 IMPLICATIONS OF PROPOSAL

N/A

14.0 COMMERCIAL IN CONFIDENCE

N/A

15.0 CORPORATE PLAN IMPACT

N/A

16.0 CUSTOMER IMPACT

N/A

17.0 ENVIRONMENTAL IMPACT

N/A

18.0 POLICY IMPACT

N/A

19.0 FUNDING IMPACT

N/A

20.0 HUMAN RESOURCE IMPACT

N/A

21.0 URGENCY

In the normal course of business

22.0 PUBLICITY/MARKETING

At the discretion of the Lord Mayor

23.0 OPTIONS

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

Option 1 is the preferred option.

BCC PUBLICATION SCHEME
10 YEAR RELEASE

SUBMISSION TO THE ESTABLISHMENT AND CO-ORDINATION COMMITTEE

2.0 TITLE

North-South Bypass Tunnel – Evaluation Panel: Request for Proposals Phase.

3.0 ISSUE/PURPOSE

The purpose of this submission is to seek endorsement of the Evaluation Panel to be enlisted during the Request for Proposals Phase.

4.0 PROPONENT

David Stewart, Executive Manager, Major Infrastructure Projects Office.

5.0 SUBMISSION PREPARED BY

David Stewart, Executive Manager, Major Infrastructure Projects Office - 37335.

6.0 DATE

11 July 2005.

APPROVED

18 JUL 2005

[Signature]
Lord Mayor

7.0 FOR E&C APPROVAL OR RECOMMENDATION TO COUNCIL

For E&C approval.

[Signatures]

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

No.

ACTION TAKEN

18 JUL 2005

TOWN CLERK

EMMIP0

9.0 RECOMMENDATION

That E&C endorses the Evaluation Panel for the Request for Proposals Phase as set out in Attachment A.

10.0 DIVISIONAL MANAGER

[Signature: David Stewart]

David Stewart
Executive Manager
Major Infrastructure Projects Office

I Recommend Accordingly

[Signature]

CHIEF EXECUTIVE OFFICER

RECEIVED

18 JUL 2005

COMMITTEE SECTION

11.0 BACKGROUND

By resolution dated 30 November 2004, the Council agreed:

- (i) that Council proceed, subject to the State Government execution of the North-South Bypass Tunnel Memorandum of Understanding between Council and the State Government, as provided for in Section 44 of the City of Brisbane Act 1924 to invite expressions of interest for the making of a contract for the delivery of the North-South Bypass Tunnel;
- (ii) that Council prepare a shortlist of persons from the persons who submit expressions of interest; and
- (iii) that Council invites tenders from all the persons on the shortlist.

The Establishment and Coordination Committee approved the shortlist on 14 June 2005 and Requests for Proposal (RFP) were called on the 22 June 2005.

It is considered prudent for Civic Cabinet to agree the Evaluation Plan for the RFP phase at this early stage, allowing the Panel to be involved in key meetings during the tender phase, as well as having a hands-on role in developing the Evaluation Plan.

The composition of the core Evaluation Panel for the RFP phase is as per the Expressions of Interest phase, viz:

- David Stewart, Executive Manager, Major Infrastructure Projects Office
- Helen Gluer, Chief Financial Officer
- Bill Upton, Independent Member
- Simon McNeillage, Independent Member
- Steve Golding, Independent Member
- Len Scanlan, Independent Member.

The core team has a good balance of technical, commercial and legal experience, has developed a sound knowledge of the project, and performed very well during the Expressions of Interest Phase.

Given the importance of the transaction, approval is also sought for ex-officio members, namely:

- Jude Munro, Chief Executive Officer (ex-officio)
- Ken Mathers, Chief Executive Officer, Southern and Eastern Integrated Transit Authority
- John Matthews, Director Commercial-Legal, Southern and Eastern Integrated Transit Authority.

Mr Mathers and Mr Matthews were the Victorian Government's key negotiators on the Mitcham-Frankston Motorway and have offered their expertise to Council.

Advisers Clayton Utz, Ernst and Young and Connell Wagner/SKM Joint Venture also support the Evaluation Team.

12.0 CONSULTATION

Councillor Graham Quirk, Chairperson Transport and Major Projects Committee;
Jude Munro, Chief Executive Officer; and
Helen Gluer, Chief Financial Officer

have been consulted and agree with this submission.

13.0 IMPLICATIONS OF PROPOSAL

The adoption of this recommendation will allow the Evaluation Panel to be involved in key meetings during the tender phase, as well as having a hands-on role in developing the Evaluation Plan.

14.0 COMMERCIAL IN CONFIDENCE

Yes.

15.0 CORPORATE PLAN IMPACT

The completion of the North-South Bypass Tunnel project is included in the Accessible City theme of the 2003-2007 Corporate Plan.

16.0 CUSTOMER IMPACT

Nil.

17.0 ENVIRONMENTAL IMPACT

Nil.

18.0 POLICY IMPACT

Nil.

19.0 FINANCIAL IMPACT

The Phase 3 budget allows for deployment of the Evaluation Panel.

20.0 HUMAN RESOURCE IMPACT

External members of the Evaluation Panel will be paid a market hourly rate for attendance.

21.0 URGENCY

In the normal course of business.

22.0 PUBLICITY/MARKETING

Nil.

23.0 OPTIONS

Option 1: Accept the recommendation. This will facilitate the development of a competent evaluation team that will have early involvement in RFP process.

Option 2: Not accept the recommendation.

Option (1) is the preferred option.

BCC PUBLICATION SCHEME
10 YEAR RELEASE

E&C RESULTS- 25 JULY 2005

SUB NO.	FILE NO.	DIV	TITLE	Result
25/07-1F R	(7)364/48/3(135)	City Governance	Exemption by way of Section 46 of The City of Brisbane Act concerning parcels of Council land to be leased for the location of telecommunications facilities.	YES
25/07-2F R	288/20-39B	City Governance	Review of delegations – Plumbing, Drainage and Stormwater Legislation.	YES
25/07-3F M	288/20-39B	City Governance	Review of Delegations – City of Brisbane Act 1924.	HELD
25/07-1K M	234/70/419	Urban Management	Brisbane City Council representation on the Social/Community Planning Working Group under the Council of Mayors (SEQ)	YES
25/07-2K M	468/42/3	Urban Management	Ferry Fares Revenue Reimbursement 2004-2005 – Translink Integrated Ticketing.	NO
25/07-1L R	243/111-50035-04/05	Urban Management	Submission for Resolution by Council under Division 12 of the City of Brisbane Act, 1924. (Hawley Constructions Pty Limited)	YES
25/07-2L R		OLMCEO	Adoption of Policy for the Editing of Council Minutes.	YES
25/07-3L R	24/1-B/2005(3)	OLMCEO	Executive Retreat 2005	YES
25/07-4L M		OLMCEO	Executive Appointment.	YES
25/07-5L M		OLCME0	Executive Termination	YES
25/07-1M M	286/51/35(P1)	City Business	Further Amendments to Lease Arrangements at the Victoria Park Golf Course.	HELD
25/07-1N R	364/48/2-D0188(2/P1)	CED	Assignment of Lease from Ashgrove Bowls Club to Ashgrove Bowls and Community Recreation Club Inc.	YES
25/07-2N M	392/40(2233)	CED	Donation to Reverse Garbage.	YES

E&C RESULTS- 25 JULY 2005

SUB NO.	FILE NO.	DIV	TITLE	Result
25/07-1P M	204/6(16/P4)	MIPO	Monthly Project Report – June 2005 (Attachment A)	YES
25/07-2P M	467/26(0)	MIPO	North-South Bypass Tunnel – Performance Bonds.	YES

Present – Campbell Newman, D B Hinchliffe, P Cumming, H J Abrahams, G M Quirk, K Flesser, K M Rea.

**BCC PUBLICATION SCHEME
10 YEAR RELEASE**

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: 234/70/419

SUBMISSION TO THE ESTABLISHMENT AND COORDINATION COMMITTEE

2.0 TITLE

Brisbane City Council representation on the Social / Community Planning Working Group under the Council of Mayors (SEQ)

3.0 ISSUE/PURPOSE

To gain approval to nominate an elected representative and a senior officer to membership of the new Social / Community Planning Working Group being established to support the Council of Mayors (SEQ)

4.0 PROPONENT

Terry Hogan, Divisional Manager, Urban Management

5.0 SUBMISSION PREPARED BY

James Cole, Research Officer, City Planning (IGRR) ext 35295

6.0 DATE

18 July 2005

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

BCC PUBLICATION SCHEME
10 YEAR RELEASE

NOT TAKEN
11/11/05

9.0 RECOMMENDATION

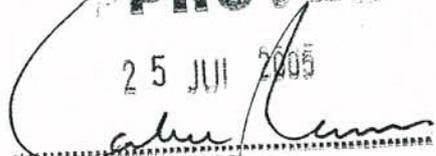
- (1) That E&C nominate Cr Kerry Rea (as Councillor representative), Cr Felicity Farmer (as Cr Rea's proxy) and the Manager, City Life (as officer representative) for membership of the Social / Community Planning Working Group under the Council of Mayors (SEQ).
- (2) That E&C consider whether to nominate Councillors for the positions of Chair and/or Deputy Chair of the Social / Community Planning Working Group.
- (3) That should E&C put forward a nomination / nominations as per (2), E&C nominate an additional Councillor (plus proxy if required) to membership of the Social / Community Planning Working Group.

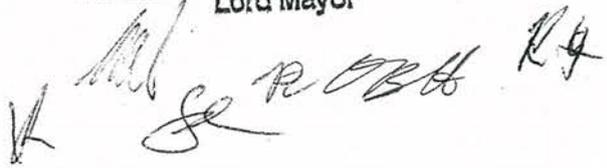
10.0 DIVISIONAL MANAGER


Terry Hogan
URBAN MANAGEMENT

I Recommend Accordingly


CHIEF EXECUTIVE OFFICER

PROVED
25 JUL 2005

Lord Mayor



BCC PUBLICATION SCHEME
10 YEAR RELEASE

11.0 BACKGROUND

At the South East Queensland Regional Organisation of Councils (SEQROC) meeting held on 24 June 2005, members confirmed membership of the following new working groups to support the Council of Mayors (SEQ):

- Environment
- Infrastructure
- Jobs / Economic Development
- Regional Plan
- Transport
- Water

Brisbane City Council has membership (one Councillor, one officer) on all of the above working groups, as approved by Civic Cabinet on 20 June 2005 (ref 20/06-3K).

On 24 June 2005, SEQROC also decided to establish a new Social / Community Planning Working Group. All SubROCs are required to provide nominations for membership of this group to the next SEQROC meeting on 5 August 2005.

Brisbane City Council, as a SubROC in its own right, is entitled to provide two representatives to the group, with one of those representatives to be a Councillor and the other a senior officer with relevant responsibilities.

All SubROCs also have the option of putting forward nominees for the positions of Chair and/or Deputy Chair of the group. This is at E&C's discretion. Should Brisbane secure either or both position(s), Council is entitled to nominate an additional Councillor representative (plus proxy, if required) for membership.

Wendy Chadwick, as Brisbane's Regional Planning Coordinator, will be an ex-officio, non-voting member of all groups.

Recommended Brisbane City Council representatives on the Social / Community Planning Group are as follows:

Working Group	Recommended Elected Representative (based on portfolio responsibility)	Recommended Proxy for Elected Representative	Recommended Officer (based on management responsibility)
Social / Community Planning	Cr Kerry Rea	Cr Felicity Farmer	Manager, City Life

12.0 CONSULTATION

Cr Campbell Newman, Chair of SEQROC / the Council of Mayors (SEQ)
Cr David Hinchliffe, Deputy Mayor and Chairperson, Urban Planning and Economic Development Committee
Cr Helen Abrahams, Chairperson, Environment and Sustainability Committee
Cr Kerry Rea, Chairperson, Community Services Committee
Michael Papageorgiou, Manager, City Planning
Wendy Chadwick, Regional Planning Coordinator
All are in agreement.

13.0 IMPLICATIONS OF PROPOSAL

Representation on the working groups will continue to ensure the protection of Brisbane's interests in regional matters and also reinforce Brisbane's commitment to the newly-formed Council of Mayors (SEQ).

14.0 COMMERCIAL IN CONFIDENCE

N/A

15.0 CORPORATE PLAN IMPACT

Consistent with Corporate Plan Section A *Regional and World City*, specifically, initiatives under *Our Services* aimed at:

- Developing regional, national and international alliances to advance Brisbane's interests and foster long-term economic, development, cultural and social opportunities.
- Participating in government networks and alliances to develop and promote cooperative regional and international initiatives.

16.0 CUSTOMER IMPACT

Nil

17.0 ENVIRONMENT IMPACT

Nil

18.0 POLICY IMPACT

Consistent with the established policy that the Brisbane City Council provides a voice on regional issues through its membership of the Council of Mayors (SEQ).

19.0 FINANCIAL IMPACT

No immediate budget implications for the Brisbane City Council.

20.0 HUMAN RESOURCE IMPACT

No immediate impact on staffing levels within the Brisbane City Council. Nominated members are likely to be required to devote up to half a day every six weeks to attend meetings.

21.0 URGENCY

Urgent. Nominees are required for the SEQROC meeting on 5 August 2005. Agenda items for that meeting close on Friday 29 July 2005.

22.0 PUBLICITY/MARKETING STRATEGY

SEQROC / the Council of Mayors (SEQ) has an existing media protocol and as Brisbane is a current signatory, any media contact on this issue must accord with that protocol.

23.0 OPTIONS

1. To endorse two nominees (one Councillor, one senior officer) to the new group
2. To not endorse nominees to the new group

Option 1 is recommended.

1.0 FILE NUMBER: 468/42/3

E & C 25 / 07 - 2 K

SUBMISSION TO THE ESTABLISHMENT AND CO-ORDINATION COMMITTEE

2.0 TITLE

Ferry Fares Revenue Reimbursement 2004-2005 - TransLink Integrated Ticketing

3.0 ISSUE/PURPOSE

The purpose of this submission is to seek approval for Council to accept TransLink's fares revenue reimbursement payment offer of \$8.9 million in relation to the Funding Agreement with Queensland Transport for the integration of BCC Ferry Services into South-East Queensland Integrated Ticketing System in 2004/05.

4.0 PROPONENT

Terry Hogan, Divisional Manager, Urban Management Division x34640

5.0 SUBMISSION PREPARED BY

Gail Davies, Principal Policy Officer Urban Transport x35371

NOT APPROVED

6.0 DATE

15 July 2005

25 JUL 2005

[Signature]
Lord Mayor

7.0 FOR E&C APPROVAL OR RECOMMENDATION TO COUNCIL

For Recommendation to Council.

[Signatures]

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

No.

NOT TAKEN

25 JUL 2005

9.0 RECOMMENDATION

That E&C recommend to Council that it approve acceptance of Translink's fares revenue reimbursement payment offer of \$8.9 million for 2004/2005.

TOWN CLERK

[Signature]

Lord Mayor

10.0 DIVISIONAL MANAGER

25 JUL 2005

[Signature]
Terry Hogan
Divisional Manager
URBAN MANAGEMENT

I Recommend Accordingly
[Signature]
CHIEF EXECUTIVE OFFICER

NOT APPROVED

BCC 10 YEAR RELEASE SCHEME

11.0 BACKGROUND

On 19 October 2004, Council approved entering into a Funding Agreement ("the Agreement") with Queensland Transport for the Integration of BCC Ferry Services into the South East Queensland Integrated Ticketing System in a form acceptable to the Manager, Brisbane City Legal Practice (File number 468/42/3).

Council signed the Agreement on 29 October 2004 and has operated the ferry services pursuant to the terms of the Agreement since 26 June 2004. To date, Queensland Transport has refused to sign the Agreement. The Agreement provides for TransLink (the division of Queensland Transport that is responsible for integrated ticketing) to reimburse Council for fares revenue on the basis of a Passenger Rate of \$1.86 (indexed each year).

TransLink considers that reimbursement in accordance with the Passenger Rate results in Council being reimbursed more than expected.

TransLink's reimbursement payment to Council was forecast to be \$7.5m for the 2004/2005 year. Due to stronger than forecast growth, TransLink's payment to Council would be approximately \$10.9m, if based on the \$1.86 Passenger Rate pursuant to the Agreement.

TransLink advises it cannot fund payment of \$10.9 million to Council for the 2004/2005 year. As a result, it has offered Council an adjusted payment of \$8.9m.

Council considers that Translink's offer is acceptable for 2004/2005 because it provides Council with a level of revenue reimbursement that means that Council is no "worse off" financially for its participation in the Integrated Ticketing System.

12.0 CONSULTATION

Councillor Graham Quirk, Chairman, Transport and Major Projects
Ken Deutscher, Manager Transport and Traffic
George Pund, Principal Urban Transport

All consulted are in agreement with the recommendation.

David Askern and Kirsten Holden of Brisbane City Legal Practice have also been consulted.

13.0 IMPLICATIONS OF PROPOSAL

Accepting TransLink's final offer would mean that Council's operating subsidy (inclusive of \$1.6m depreciation) in 2004/05 will be \$6.7m, compared with \$7.5m originally budgeted, and \$6.9m in 2003/04.

If Translink's reimbursement had been in accordance with the terms of the Agreement, Council would have significantly reduced its subsidy of ferry operating costs compared with 2003/04. TransLink's offer returns Council's operating subsidy position to \$6.7m. This is slightly less than the previous year's budget deficit of \$6.9m. ie. Council is no worse off.

TransLink is critical to achieving Council's transport objectives. In the interests of future partnering to deliver a superior integrated public transport system for Brisbane, TransLink's offer is considered acceptable for 2004/05. However, should the revised payment arrangements continue in future years they may not sufficiently recognise *future* capital and recurrent costs that Council will incur as a result of Integrated Ticketing. Council and Translink need to negotiate a mutually acceptable payment arrangement for future years.

The following steps are supported by TransLink to resolve the ferry funding arrangements:

- Deal with the immediate aggregate financial outcome for 2004/05, as per TransLink's offer;
- Negotiate a financial arrangement for 2005/06 based on ongoing improved knowledge of the relationships between integrated ticketing and fares and the ferry business; and
- Negotiate terms for a new Funding Agreement by the end of 2005/06 for 2006/07 and beyond, during which time the smartcard system will provide greater clarity on patronage and revenue. A possible basis might be around the capital and operating costs incurred by Council in providing greater carrying capacity in response to integrated ticketing induced demand.

Final approval of any negotiated outcome will be referred back to Council.

14.0 COMMERCIAL IN CONFIDENCE

Yes.

The information provided in this submission is considered Commercial In Confidence as it details the commercial arrangement between Queensland Transport and Brisbane City Council in relation to Council's Ferry business.

15.0 CORPORATE PLAN IMPACT

Corporate Plan Outcome 7.2 identifies the commitment to provide community access to high quality public transport through the success of Integrated Ticketing, and to contribute to an *Accessible City* by providing an integrated public transport system with a single ticket to enable passengers to travel easily, quickly and cheaply.

Council's full participation in the Integrated Ticketing System (ITS), and partnering with Translink to ensure successful delivery of an integrated passenger transport system is in line with this outcome.

16.0 CUSTOMER IMPACT

Public Transport customers and ratepayers will continue to benefit from Council's ferries' participation in ITS, through cheaper fares and integration with bus and rail transport.

17.0 ENVIRONMENTAL IMPACT

Not applicable.

18.0 POLICY IMPACT

Council continues to fully fund the ferry system with TransLink only providing fares revenue reimbursement, adjusted to ensure Council is no 'worse off' under ITS due to the reduced zones and reduced fares.

Council continues to be responsible for the planning, operation and management of the ferry services including the development and delivery of, and changes to, the ferry services.

19.0 FINANCIAL IMPACT

TransLink's offer of \$8.9 million provides Council with a level of revenue reimbursement that guarantees that Council has been no 'worse off' financially for its participation in Integrated Ticketing.

TransLink's net contribution of additional revenue in 2004/05 is \$2.3m (compared with actual fares revenue collected by Council in 2003/04 of \$6.6m).

TransLink does not fund the ferry business and Council will continue to fund the shortfall between operating costs and fare revenue.

20.0 HUMAN RESOURCE IMPACT

Nil

21.0 URGENCY

Urgent. Council approval is required to finalise financial arrangements for 2004/05 and enable the commencement of new negotiations for funding and fares revenue reimbursement in 2005/06.

22.0 PUBLICITY/MARKETING STRATEGY

N/A.

23.0 OPTIONS

Option 1: Approve the recommendation.

Option 2: Not approve the recommendation.

Option 1 is the preferred option.

21 25/4

1.0 FILE NUMBER : 24/1-B/2005[3]

SUBMISSION TO THE ESTABLISHMENT AND CO-ORDINATION COMMITTEE

2.0 TITLE

Executive Retreat 2005

3.0 ISSUE/PURPOSE

The purpose of this submission is to seek E&C approval to conduct a residential two (2) day Executive Retreat for BCC's Executive Service.

4.0 PROPONENT

Jude Munro, Chief Executive Officer, Office of Lord Mayor and CEO

5.0 SUBMISSION PREPARED BY

Lorraine Baildon, Consultant, HR Services, EDO X30743
Julia Attwell, Consultant, HR Services, PROJ14 X30707

6.0 DATE

5 July 2005

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

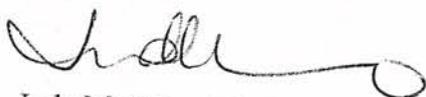
ACTION TAKEN
25 JUL 2005
TOWN CLERK

EDSO

9.0 RECOMMENDATION

That E&C grant approval for the CEO to conduct an Executive Retreat at a residential venue on the 25th and 26th August 2005 at a cost of \$74,072.

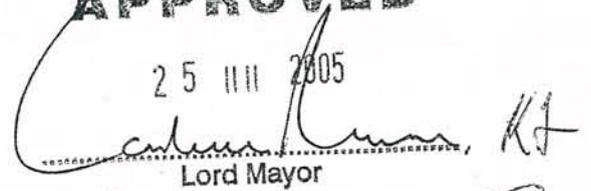
10.0 DIVISIONAL MANAGER



Jude Munro
Chief Executive Officer
Office of Lord Mayor and CEO

APPROVED

25 JUL 2005


Lord Mayor

11.0 BACKGROUND

Council is undergoing a period of significant change with a commitment to finding savings through the implementation of ATK recommendations in strategic procurement and service reviews. These are reflected in the 05/06 budget outcomes. This environment of change and heightened emphasis on value for money impacts on all employees and requires strong leadership from our BCC executives. It is particularly crucial for executives to provide this consistent and strong leadership while key direction issues are being debated and resolved at the political level.

There is an acute need, therefore, for the executive group to be harnessed to work together to lead the current agenda of change for the next 12 months. It is essential that executives have an opportunity to consider their shared collective responsibilities for the whole of Council in addition to their specific business accountabilities. Tapping the discretionary effort of executives by focussing them on their accountabilities as leaders of the current change is crucial.

The key capability area for executives that is crucial in meeting their accountabilities as leaders of this change is to be able to lead in a turbulent future world and think from a systems perspective. To achieve the organisation's future goals, executives also need strong project management capabilities to navigate these turbulent waters together.

An executive retreat at this point in time would provide the opportunity to engage executives, rather than just direct them in determining what is required now from them to present a cohesive leadership approach and deliver a clear consistent message to all staff. In particular, an executive retreat would be beneficial in locking the executive service into:

- achieving key strategic objectives eg. 2010
- delivery of the Lord Mayor's priorities
- leadership behaviour to support organisational direction
- leading Council's change agendas, eg. EBA implementation, Organisational Review and Brisbane Best Value.

Executive Retreats held previously have been very successful in aligning the Executive Service and helping to shape the type of organisation, culture and strategies to progress our performance.

Recognised benefits to executives in participating at Executive Retreats include:

- the value of getting everyone together and sharing ideas,
- networking with others and developing business relationships
- aligning organisational goals with individual business goals
- the value of active participation in a stimulating and inspirational environment
- insight into some of the issues that the organisation as a whole is faced with
- laying the groundwork for the next steps of implementation

12.0 CONSULTATION

Executive Management Team.

13.0 IMPLICATIONS OF PROPOSAL

See attached Business Case (Attachment B)

“Executive Retreat – August 2005” section “Evaluation of Options” page 7 for a summary of impact of residential or non residential options evaluated against the following criteria: high quality learning, optimisation of key messages (consistency and CEO endorsement), meeting organisational development objectives, value add (contribution to a shared learning experience incorporating networking opportunities), and cost.

14.0 COMMERCIAL IN CONFIDENCE

No

15.0 CORPORATE PLAN IMPACT

Program 11 Organisational Capability:

Service 11.3.1.2 “Workforce Master Planning” includes facilitate and deliver capability development initiatives including provision of leadership programs. (Level of service is senior leadership/management activities).

The Organisational Capability Program is dedicated to developing leadership skills to the highest standard in order to deliver the changing needs of the organisation.

16.0 CUSTOMER IMPACT

- Alternative contacts/arrangements will be provided for customer contact during Retreat.
- Retreat activities will contribute to improved delivery for BCC customers.

17.0 ENVIRONMENTAL IMPACT

Nil.

18.0 POLICY IMPACT

Nil

19.0 FINANCIAL IMPACT

Funding is available under: 1.05.1006.006.000.000.633.000.00

- Residential Costs \$74,072
Indicative costs based on Surfair at Marcoola – tentative booking in place

20.0 HUMAN RESOURCES IMPACT

Nil

20.0 URGENCY

As soon as possible. Arrangements are in place to hold bookings for the venues pending confirmation.

21.0 PUBLICITY/MARKETING STRATEGY

N/A

22.0 OPTIONS

1. Approve the recommendation that an Executive Retreat be conducted on the 25 & 26 August 2005 as a residential at Surfair Marcoola at a cost of \$74,072.
2. Not approve the recommendation

Option 1 is the preferred option

BCC PUBLICATION SCHEME
10 YEAR RELEASE

1.0 FILE NUMBER: 99-65015(A1)

SUBMISSION TO THE ESTABLISHMENT AND CO-ORDINATION COMMITTEE

2.0 TITLE

Manager, Corporate Improvement and Strategic Planning, Office of the Lord Mayor and Chief Executive Officer (OLM&CEO)

3.0 ISSUE/PURPOSE

To appoint Andrew Chesterman to the position of Manager, Corporate Improvement and Strategic Planning, OLM&CEO

4.0 PROPONENT

Jude Munro, Chief Executive Officer

5.0 SUBMISSION PREPARED BY

Hayden Wright, Manager, Office of the Chief Executive (MCEO), ext 34151

6.0 DATE

18 July 2005

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

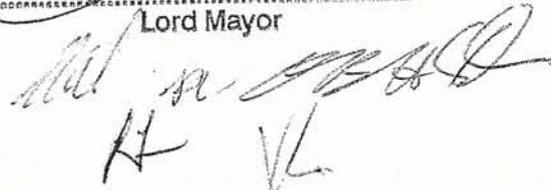
That Andrew Chesterman be appointed to the role of Manager, Corporate Improvement and Strategic Planning, OLM&CEO with a contract and salary to be negotiated.

10.0 Jude Munro
CHIEF EXECUTIVE OFFICER



APPROVED

25 JUL 2005


Lord Mayor

BCCP 10 YEAR RELEASE SCHEME

11.0 BACKGROUND

Following the AT Kearney review, the position of Manager, Corporate Improvement Program was created to manage the Corporate Improvement Program across Council. Andrew Chesterman was appointed to this Senior Officer role in December 2004 following a merit-based recruitment process. The program enables the Council to demonstrate that it is providing best value services to achieve Council's Living in Brisbane 2010 Vision.

Subsequently, Council at its meeting held on 7 June 2005 resolved to create a new subunit of administration within the OLM&CEO called Corporate Improvement and Strategic Planning Branch. This new subunit brought together the Corporate Improvement Program unit, the Strategic Planning and Policy Branch and a number of roles from the Business Unit Development Branch. Andrew Chesterman is currently acting as the Manager. Brisbane Best Value program is being coordinated by this Branch.

As the responsibilities of the Manager, Corporate Improvement and Strategic Planning Branch are now far greater than first envisaged when the role of Manager, Corporate Improvement Program was created, a work value assessment was carried out resulting in the role being recommended as an Executive Service role.

Mr Chesterman has been performing extremely well in the role Manager, Corporate Improvement and Strategic Planning and it is proposed that he be appointed without the requirement of a formal recruitment process. However, Civic Cabinet may still wish to exercise its right to interview Mr Chesterman prior to making its decision. A copy of Mr Chesterman's resume is attached.

12.0 CONSULTATION

Chief Executive Officer
Manager, Office of the Chief Executive

Both are in agreement

13.0 IMPLICATIONS OF PROPOSAL

Will provide for a permanent appointment to the new role of Manager, Corporate Improvement and Strategic Planning and allow the branch to move forward with the Brisbane Best Value program.

14.0 COMMERCIAL IN CONFIDENCE

No.

15.0 CORPORATE PLAN IMPACT

Not Applicable

16.0 CUSTOMER IMPACT

Nil.

17.0 ENVIRONMENTAL IMPACT

Nil.

18.0 POLICY IMPACT

Nil.

19.0 FUNDING IMPACT

Funds are available.

20.0 HUMAN RESOURCE IMPACT.

No impact as this role replaces the role of Manager, Corporate Improvement Program

21.0 URGENCY

As soon as possible so as to provide the branch with a clear direction.

22.0 PUBLICITY/MARKETING

Nil.

23.0 OPTIONS

1. Approve the appointment of Andrew Chesterman to the role of Manager, Corporate Improvement Program.
2. Delay making a decision until Civic Cabinet interviews Mr Chesterman.
3. Not approve the recommendation and undertake a formal recruitment process.

OPTION 1 is the recommended option.

1.0 FILE NUMBER: 99-49274(A1)

SUBMISSION TO THE ESTABLISHMENT AND CO-ORDINATION COMMITTEE

2.0 TITLE

Redundant position – Manager, Community Information, Community and Economic Development Division

3.0 ISSUE/PURPOSE

To declare the position of Manager, Community Information, Community and Economic Development Division, redundant and to award a bonus payment to the incumbent.

4.0 PROPONENT

Jude Munro, Chief Executive Officer

APPROVED

5.0 SUBMISSION PREPARED BY

25 JUL 2005

Hayden Wright, Manager, Office of the Chief Executive (MCEO), ext 341 Lord Mayor

6.0 DATE

22 July 2005

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

(i) That the position of Manager, Community Information, Community and Economic Development Division, be declared redundant and that the services of the incumbent, redacted be terminated effective from 5 August 2005 and that subject to redacted redacted executing an employment termination agreement (on terms satisfactory to the Manager, Brisbane City Legal Practice) redacted be paid all amounts due to her from the Council including 6 months total remuneration (being two months in lieu of notice and four months in recognition of early severance).

(ii) That at the time of her termination, redacted be awarded a bonus payment of redacted of her notional salary for the period 1 July 2004 to 30 June 2005.

10.0 
Jude Munro
CHIEF EXECUTIVE OFFICER

11.0 BACKGROUND

As a result of structural changes to the Community and Economic Development Division, the position of Manager, Community Information is no longer required. Accordingly, it is proposed to terminate the services of the incumbent, [redacted] effective from 5 August 2005.

[redacted] is employed on an executive contract, which contains specific conditions for circumstances when Council wishes to terminate an employee prior to the expiration of their contract. [redacted] is entitled to the benefits as provided in the contract.

To ensure that the rights and entitlements of all parties are protected the parties will document the termination conditions in an employment termination agreement.

Additionally, under her contract, [redacted] is entitled to a bonus payment of up to [redacted] based on her performance against her agreed Personal Performance Plan. Legal advice indicates that [redacted] would be entitled to be awarded a bonus of a quantum reasonably approximated to her performance without regard to her departure from Council. Accordingly, it is considered that a bonus payment of [redacted] of [redacted] notional salary would be reflective of her performances during the 2004/2005 financial year.

12.0 CONSULTATION

Chief Executive Officer
Manager, Office of the Chief Executive
Divisional Manager, Community and Economic Development Division
Brisbane City Legal Practice

13.0 IMPLICATIONS OF PROPOSAL

No perceived implications.

14.0 COMMERCIAL IN CONFIDENCE

No.

15.0 CORPORATE PLAN IMPACT

Not Applicable

16.0 CUSTOMER IMPACT

Nil

17.0 ENVIRONMENTAL IMPACT

Nil.

18.0 POLICY IMPACT

Nil.

19.0 **FUNDING IMPACT**

Funds are available.

20.0 **HUMAN RESOURCE IMPACT.**

Nil.

21.0 **URGENCY**

As soon as possible.

22.0 **PUBLICITY/MARKETING**

Nil.

23.0 **OPTIONS**

1. Approve the recommendations.
2. Not approve the recommendations.

OPTION 1 is the recommended option.

BCC PUBLICATION SCHEME
10 YEAR RELEASE

1.0 FILE NUMBER:392/40(2233)

SUBMISSION TO THE ESTABLISHMENT AND CO-ORDINATION COMMITTEE

2.0 TITLE

Donation to Reverse Garbage

3.0 ISSUE/PURPOSE

Reverse Garbage, the recycling not-for-profit organisation at West End, seek a donation of \$5000 towards the purchase of a new truck to assist their work.

4.0 PROPONENT

Margaret Allison,
Divisional Manager, Community & Economic Development

5.0 SUBMISSION PREPARED BY

Mark Ricketts, Senior Officer, Waste
Pollution Prevention Health & Safety
sowmpp, 34723

6.0 DATE

15 July, 2005

7.0 FOR E&C APPROVAL OR RECOMMENDATION TO COUNCIL

E&C approval

7.0 IF FOR RECOMMENDATION TO COUNCIL, IS A COUNCIL RESOLUTION
REQUIRED UNDER AN ACT OR LOCAL LAW?

N/A

8.0 RECOMMENDATION

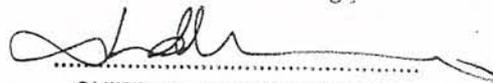
It is recommended that E&C approve the donation of \$5000 to Reverse Garbage to assist the purchase of a replacement collection vehicle.

9.0 DIVISIONAL MANAGER



Margaret Allison
Divisional Manager
COMMUNITY & ECONOMIC DEVELOPMENT

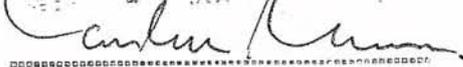
I Recommend Accordingly



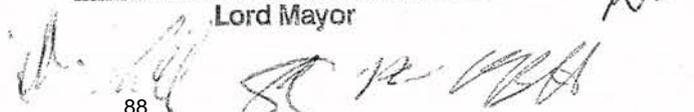
CHIEF EXECUTIVE OFFICER

APPROVED

25 JUL 2005



Lord Mayor



10.0 BACKGROUND

Reverse Garbage is a small recycling and re-use not-for-profit initiative located in West End who source largely industrial and commercial waste (off-cuts, excess stock, etc) and retail it to the public and schools through their business in West End. Reverse Garbage wrote to the Lord Mayor seeking funds to assist with the repair of their current collection vehicle.

Since that request, it has become apparent that they need to replace the vehicle and they are seeking funds from a number of sources to do that. SITA has pledged \$1000 if Brisbane City Council contributes and Reverse Garbage has approached the Jupiter's and Gaming Funds for assistance. In discussions with Reverse Garbage, it was decided that \$5000 was the maximum level of sponsorship that Pollution Prevention Health and Safety could contemplate without seeking additional funds.

Reverse Garbage is one of the few organisations working in the area of waste minimisation in Brisbane. They have been working with schools for a number of years and are largely self-sustaining financially. The goods they retail are donated in return for disposal but much of their stock must be collected from the generators. Thus, their truck is pivotal to their viability.

Discussions with City Fleet regarding a used Council truck (\$25k to \$40k) indicated that a donation is a more sensible option as City Fleet has no budget for donations and Pollution Prevention, Health & Safety could not fund such a donation. A donation will also allow Reverse Garbage to source a vehicle appropriate to their requirements.

11.0 CONSULTATION

Cr Helen Abrahams, Chair, Environment and Sustainability Committee, and Dutton Park Ward Councillor.
Victoria Miller, Lord Mayor's Adviser.

Both have indicated their support for this proposal.

12.0 IMPLICATIONS OF PROPOSAL

The donation, if approved, will provide the seed funding for Reverse Garbage to seek other donors. Already, SITA (a prominent waste company) has guaranteed \$1000 if Council will match it. It is expected that other companies will follow suit.

Reverse Garbage performs a role of benefit to Council and Brisbane. By educating their customers, both in industry and the public, about the benefits of re-use and recycling, Reverse Garbage assists with Council's aim of waste minimisation. Their credibility and cost-effectiveness indicate that a modest donation will be a sensible way of assisting this group to help Council in its endeavours to reduce waste to landfill.

If the donation is not approved, Reverse Garbage will need to seek funds elsewhere as their truck is fundamental to their operation. Given that Council is the primary beneficiary of Reverse Garbage's efforts, it may increase the difficulty of raising the funds if Council, by not assisting, indicates a lack of support for Reverse Garbage's outcomes.

13.0 COMMERCIAL IN CONFIDENCE

No

14.0 CORPORATE PLAN IMPACT

The application is consistent with the Clean and Green City – specifically encouraging recycling and minimising waste.

15.0 CUSTOMER IMPACT

As mentioned, Reverse Garbage "educates" considerable numbers of commercial clients, general public & school children about the value of re-use.

16.0 ENVIRONMENTAL IMPACT

The environmental impact of the proposal is significant, not in the tonnes diverted, but by the changes in attitude that Reverse Garbage promotes. The majority of the environmental impact of our modern consumer lifestyle lies not with the mining, farming or disposal of consumed goods but in their manufacturing. Thus, re-use has significant benefits even when compared to recycling.

17.0 POLICY IMPACT

Reverse Garbage's policy impact is positive and consistent with BCC's Waste Policy and the Waste hierarchy. The donation could be viewed as ad hoc and as such provides a precedent for other such requests.

18.0 FINANCIAL IMPACT

Funds are available from Waste Management budget (Pollution Prevention Health and Safety) in the 05/06 budget.

19.0 HUMAN RESOURCE IMPACT

Nil

20.0 URGENCY

Normal course of business

21.0 PUBLICITY/MARKETING

A media opportunity may exist if the Lord Mayor or Ward Councillor presents the cheque to Reverse Garbage. This will be arranged in consultation with the Lord Mayor's Office and Marketing & Communications.

22.0 OPTIONS

- A) Approve the donation of \$5000
- B) Reject the application and suggest Reverse Garbage apply to the Community Grants Program

Option A is recommended.

BCC PUBLICATION SCHEME
10 YEAR RELEASE

1.0 FILE NUMBER: 204/6(16/P4)

E & C 25 / 07 - 1 E

SUBMISSION TO THE ESTABLISHMENT AND CO-ORDINATION COMMITTEE

2.0 TITLE

Monthly Project Report – June 2005 (Attachment A).

3.0 ISSUE/PURPOSE

The purpose of this Submission is to provide regular Project performance updates on all Major Projects.

4.0 PROPONENT

David Stewart, Executive Manager, Major Projects, 3403 7335.

5.0 SUBMISSION PREPARED BY

Chris Mead, Manager Financial Planning, City Governance, MFP, 3403 6068.

6.0 DATE

19th July 2005

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 LOCAL LAW?

N/A.

9.0 RECOMMENDATION

That E&C accept the Monthly Project Report.

APPROVED

25 JUL 2005

Lord Mayor

10.0 EXECUTIVE MANAGER

David Stewart
Executive Manager, Major Infrastructure Projects Office

I Recommend Accordingly

CHIEF EXECUTIVE OFFICER

11.0 BACKGROUND

The report has adopted a Traffic Light system to improve identification of projects that are reported as either: on time; on estimate (green); scope changes (orange); emerging issues (orange); not on estimate/time (red); and no scope changes/emerging issues (green). Some of the exception reporting remains the same as the previous month however, all additional or new information can be identified under the *****JUNE 2005 UPDATE***** heading.

Note:

Please be aware that due to the system requirements, the Program headings now reflect the Program names adopted in the 2005-06 Budget.

June 2005 Report Summary

Attachment A is the report for June 2005. Some changes have occurred in the report from the previous month. The Projects that have identified emerging issues since the previous month's report include:

- Newstead River Park (see page 3);
- Employment Programs - Apprentices (see page 6);
- Employment Programs – Trainees Existing (see page 9);
- Employment Programs – Trainees New (see page 10);
- Employment Programs – Youth in Recovery Drugs (see page 11);
- Australia Trade Coast Sewer (see page 15);
- Moreton Bay Waterways and Catchments Partnership (see page 16);
- Lutwyche Road – Gympie Road QBC (see page 22);
- North-South bypass tunnel phase 2 (see page 23);
- Robinson Road (see page 27);
- Gold Creek Dam Rehabilitation (see page 29);
- Sewerage System Performance Improvement (see page 32);
- Bushland Acquisition Program (see page 34);
- LAOP Trust (see page 36);
- Parks Infrastructure Charges Program (see page 37);
- Sherbrooke Road Willawong – Remediation Program (see page 40);
- Drainage Contributed Assets (see page 41);
- Major Drainage Construction (see page 43);
- Waterway Rehabilitation and Restoration Schedule 80 (see page 46);
- Construction of New Footpaths Kerb and Channel Ramps and Landscape Improvements (see page 51);
- District Projects (see page 52);
- Ferry Facilities Upgrade (see page 53);
- Footpath and Bikeway Reconstruction (see page 54);
- Footpath Contributed Assets (see page 55);
- Kerb and Channel Contributed Assets (see page 56);
- Kerb and Channel Replacement (see page 57);
- Road Network Design (see page 63);
- Roads and Bikeways Contributed Assets (see page 64);
- Roads Network Resurfacing (see page 65);
- Traffic Signals Hardware Equip (see page 66);
- City Development – Minor Works Program (see page 67);
- Sewerage Contributed Assets (see page 68);
- Water and Sewerage Headworks (see page 69);
- Water and Sewerage ICP Revenue (see page 70);
- Water and Wastewater Capital Projects Design Program (see page 71); and
- Water Contributed Assets (see page 72).

The remaining projects continue to report outstanding issues.

12.0 CONSULTATION

Divisional Managers and Officers responsible for individual submissions. All consulted are in agreement.

13.0 IMPLICATIONS OF PROPOSAL

It is envisaged that this approach will improve our capability to respond to any emerging issues and ensure all Stakeholders are well informed of the Projects' progress.

14.0 COMMERCIAL IN CONFIDENCE

No.

15.0 CORPORATE PLAN IMPACT

Nil.

16.0 CUSTOMER IMPACT

- Improved standards of Project Management; and
- Improved awareness of Risk Management Principles.

17.0 ENVIRONMENTAL IMPACT

Nil.

18.0 POLICY IMPACT

Nil.

19.0 FINANCIAL IMPACT

Nil.

20.0 HUMAN RESOURCE IMPACT

Nil.

21.0 URGENCY

In the normal course of business.

22.0 PUBLICITY/MARKETING STRATEGY

N/A.

23.0 OPTIONS

Option 1: Approve the recommendation that E&C accept the Major Project Report for June 2005.

Option 2: Do not accept the report.

Option 1 is the preferred option.

BCC PUBLICATION SCHEME
10 YEAR RELEASE

1.0 FILE NUMBER: 467/26 (0)

SUBMISSION TO THE ESTABLISHMENT AND CO-ORDINATION COMMITTEE

2.0 TITLE

North-South Bypass Tunnel – Performance Bonds.

3.0 ISSUE/PURPOSE

To seek approval of one of four options in relation to the treatment of Performance Bonds in respect of the North-South Bypass Tunnel Project.

4.0 PROPONENT

David Stewart, Executive Manager, Major Infrastructure Projects Office (MIPO).

5.0 SUBMISSION PREPARED BY

David Askern, Manager Brisbane City Legal Practice (ext. 34740).

6.0 DATE

18 July 2005.

7.0 FOR E&C APPROVAL OR RECOMMENDATION TO COUNCIL

For E&C Approval.

ACTION TAKEN
25 JUL 2005
TOWN CLERK
MBLLP

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

No.

APPROVED

9.0 RECOMMENDATION

That E&C approve one of the following four options:-

25 JUL 2005

Lord Mayor

1. PPP Co. to provide a Performance Bond of [redacted] and [redacted] to secure construction and operations phases respectively of the North-South Bypass Tunnel Project under the Project Deed;
2. ~~PPP Co. to provide a Performance Bond of \$5 million to secure its obligations under "close out" requirements of the North-South Bypass Tunnel Project under the Project Deed;~~
3. ~~Council to seek tenderer input by way of Addendum into the provision of performance bonds or alternatives for the North-South Bypass Tunnel Project under the Project Deed;~~
4. ~~Council to secure the requirements under option (b) above, as a minimum position, and also assess the private sector's willingness to provide enhanced bonding in accordance with option (c) above.~~

10.0 DIVISIONAL MANAGER

David Stewart
Executive Manager
Major Infrastructure Project Office

I Recommend Accordingly

CHIEF EXECUTIVE OFFICER

11.0 BACKGROUND

It is normal under large traditional infrastructure contracts for a contractor to offer security or performance bonds to its principal and/or its financiers to secure the contractor's performance.

A key commercial issue for Public Private Partnerships (PPP) contracts is whether, in addition to the performance bonds required by a consortium's financiers, government should also require performance bonds to be provided in its favour as a condition precedent to financial close.

This submission canvasses the options for Council in relation to asking for performance bonds from PPP for the North-South Bypass Tunnel Project.

The issue of security for any Council capital contribution to NSBT is a separate issue from this submission. Any such contribution would need to be fully secured probably by way of additional performance bonds, the amount of level of which would depend upon the level and structure of any Council contribution. The need for this security is already flagged in the Project Deed that has been issued to Proponents.

The traditional bonding requirements on PPP Projects like the North-South Bypass Tunnel Project have typically involved:-

- (a) construction bonds, posted at financial close and held until the end of the defects liability period ("Construction Bond");
- (b) operations bonds, posted to cover the situation where the Concessionaire does not rectify a non-compliance with its operations and maintenance obligations and held until the end of the concession period ("Operations Bond"); and
- (c) handover bonds, posted towards the end of the concession period (eg 2 to 3 years) and held to secure the completion of any works necessary to meet the handover criteria ("Handover Bonds").

It is worth noting at the outset that bonding is not in any way designed to "insure" the public sector against the risks it is assuming in a particular PPP contract. They simply provide the public sector with a source of funds, callable on demand, to partially assist with catastrophic events or to cover expenses pending resolution of a dispute.

Typically performance bonds secure amounts in the range of 5% to 15% of the contract amount. Financing Costs of such bonds are traditionally 1.0 to 1.5% of the amount of the bond.

As an example, the financing costs for a bond to secure a redacted four-year construction contract would be around redacted to redacted. This cost is ultimately passed to the owner by the private sector contractor, as it is factored into its bid price.

The PPP Contracts for the Lane Cove Tunnel, the Western Sydney Orbital and Cross City Tunnel required \$40 million, \$70 million and \$25 million construction bonds respectively to be provided to the NSW Roads and Traffic Authority.

The Mitcham Frankston Freeway PPP Contract required about \$88 million in construction bonds to be posted with the Victorian Government.

If the standard approach used elsewhere for similar road infrastructure PPP Projects was applied to the North-South Bypass Tunnel Project, this would result in a requirement for the following bonding:-

1. Construction Bond of redacted to be posted by PPP Co at Financial Close;
2. A right for Council to, upon opening of the toll road, call on an Operational Bond of up to redacted
3. A right for Council to, around 3 years from the end of the Concession Period, call for a Handover Bond with a face value equal to the estimated total cost of works to be undertaken by PPP Co to meet Handover conditions.

If required, the financing costs of those bonds will be simply translated into an increase in the bid price by each of the tenderers.

There now appears to be general industry consensus, that apart from the Handover Bond, there is little, if any, practical or commercial value in asking for construction and operations bonds because:-

- (a) PPP arrangements of the type proposed for NSBT place significant and powerful incentives on all parties to the consortium (particularly the financiers) to commence, complete and operate the tunnel to the highest standards, to ensure early and consistent revenue flow. . This means that financiers are financially incentivised to exercise cure mechanisms in an attempt to keep the project viable rather than call on performance bonds and "walk away";
- (b) In the vast majority of circumstances where the amount of the bond would be sufficient to cover a possible default, the PPP arrangements will generally ensure that the bond will never be required in any event;
- (c) The only circumstances in which the bond is likely to be called by Council are in such catastrophic circumstances (and PPP Co's financiers have "walked away"), that the amount of the bond is likely to be only a "drop in the ocean";
- (d) The cost of providing those bonds is invariably passed on directly in the bid price.

Accordingly the market is suggesting that the removal of the requirements for the constructions and/or operations bonds wholly or partially makes commercial sense and will result in reduced bid costs. This is supported by a number of State Government PPP policies.

Market intelligence also suggests, that the only benefit that the market would be prepared to give if such requirements are changed is a reduction in the bid price by the financing costs of those bonds. Because they simply pass those costs on, there are no other tangible or bankable benefits to a PPP if the requirement is removed.

The New South Wales and Victorian Governments while indicating sympathy for that position to date have taken the view that they still prefer the political comfort of sizeable construction and operations bonds so that they still have something if things go wrong.

The Victorian Government in Mitcham Frankston PPP, while asking for the bonds, did not mandate the amount of the bonds but left that to the market to bid.

E&C is asked to consider four options in relation to performance bonding for construction and operations components of the North-South Bypass Tunnel Project. These are:-

1. Standard Practice

Council should continue to ask for the standard construction and operations bonding used on other road projects. This would translate to the following bonding:-

Construction ^{redacted} to be posted at Financial Close;
Operations right to call to ^{redacted}

This will necessarily result in an increase in the bid price.

2. Require a limited bond to secure close out

This option recognises that the standard type of construction and operations bonds are not commercially necessary and should not be required with consequent savings to Council.

However, there is a short period between the time the tunnel is completed (and allowed to open) when various close out procedures will still be required to be undertaken. These include finalising interface arrangements with third parties such as the Main Roads and Energex.

Because the major incentive to do these works will have been lost if the tunnel is operating and earning revenue, it is considered prudent to require PPP to secure the completion of those obligations by way of a separate Performance Bond.

Consequently this option is to include a requirement for a ^{redacted} Performance Bond to be provided by PPP to secure its obligations during the close out process in lieu of traditional bonding requirements.

This option is supported by MIPO, Clayton Utz and Ernst and Young. Queensland Treasury is also supportive of the position.

3. Bid the amount and type of bonding

Council could issue an addendum asking the industry to bid the issue of the performance bonds including:-

- (a) amount of security;
- (b) type of security;
- (c) costs of security as a separate bid item.

Council could then see what the market says about the issue and make its judgement accordingly.

However you should note that the type of security necessarily mandated for such bonds is an unconditional bank guarantee, which translates into cash on demand.

If asked the industry might indicate lesser forms of security such as insurance bonds or insurance policies.

While insurance bonds are usually on the same terms and conditions as bank guarantees, the biggest difference between the two is the creditworthiness of the insurance company versus the bank and the ability to secure the funds if the insurance company fails.

Insurance Policies are always problematic in recovery as usually you have to undergo a number of significant contractual hurdles under its terms and conditions to recover funds, whereas bank guarantees enable instant recovery.

Such arrangements may have lower financing costs but this benefit is more than outweighed by the increased difficulty in recovery.

4. Require a limited bond to secure close out plus ask the Private Sector to bid the amount and type of bonding

This option provides for the provision of the minimum security outlined in 2 above, plus seeking the private sector to post further security for consideration of Council as part of its tender as per 3 above.

12.0 CONSULTATION

Councillor Graham Quirk, Chairperson Transport and Major Projects;
North-South Bypass Tunnel Project Executive Group;
Jude Munro, Chief Executive Officer;
Helen Gluer Chief Financial Officer.

All are in agreement with the proposal.

13.0 IMPLICATIONS OF PROPOSAL

This recommendation seeks guidance on alternative proposals for project performance bonding for NSBT.

14.0 COMMERCIAL IN CONFIDENCE

Yes.

15.0 CORPORATE PLAN IMPACT

The completion of the project feasibility phase is included in the Accessible City Theme of the 2003-2007 Corporate Plan.

16.0 CUSTOMER IMPACT

Nil.

17.0 ENVIRONMENTAL IMPACT

Nil.

18.0 POLICY IMPACT

The recommendation contained in this submission is not intended to establish new policy in relation to performance bonds.

19.0 FUNDING IMPACT

It is expected that the adoption of this recommendation will have at best a positive financial impact for Council and at worst a neutral financial impact without diminishing its risk position.

The issue of security for any Council Contribution is a separate matter and any contribution would need to be fully secured.

20.0 HUMAN RESOURCE IMPACT

Nil.

21.0 URGENCY

In the normal course of business.

21.0 PUBLICITY/MARKETING STRATEGY

Nil.

22.0 OPTIONS

Option 1: PPP Co. to provide a Performance Bond of \$x and \$y million to secure construction and operations phases respectively of the North-South Bypass Tunnel Project under the Project Deed;

Option 2 PPP Co. to provide a Performance Bond of \$5 million to secure its obligations under "close out" requirements of the North-South Bypass Tunnel Project under the Project Deed;

Option 3 Council to seek tenderer input by way of Addendum into the provision of performance bonds or alternatives for the North-South Bypass Tunnel Project under the Project Deed;

Option 4 Council to secure the requirements under Option 2 above and also to see if the private sector is willing to provide further forms of bonding as per option 3 above.

Option 2 is the preferred and recommended option.

E&C RESULTS - 27 JULY 2005

SUB NO.	FILE NO.	DIV	TITLE	Result
27/07-1B M	371/1/14(1)	HRSM	Approval of information materials (as per Council resolution of May 24)	Yes

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.

BCC PUBLICATION SCHEDULE
 10 YEAR RELEASE

371/1/14 (3)
 X.REF.....
 18 JUL 2005
 INFORMATION MANAGEMENT
 ATTACH NO. A 1

1.0 FILE NUMBER:

SUBMISSION TO THE ESTABLISHMENT AND CO-ORDINATION COMMITTEE

2.0 TITLE

Approval of information materials (as per Council resolution of May 24)

3.0 ISSUE/PURPOSE

The purpose is for E&C to approve the list of information materials presented for concept approval, together with directing outcomes for each item.

4.0 PROPONENT

Phil Minns, DMGRB

5.0 SUBMISSION PREPARED BY

Sue Rickerby MMC

6.0 DATE

18/07/2005

7.0 FOR E&C APPROVAL OR RECOMMENDATION TO COUNCIL

E&C approval

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

No

9.0 RECOMMENDATION

That E&C approve the list of information materials with outcomes for further approval.

10.0 DIVISIONAL MANAGER



Phil Minns
DMGRB

APPROVED

27 JUL 2005



Lord Mayor

BCC 10 YEAR RELEASE SCHEME

RECEIVED
 18 JUL 2005
 INFORMATION CLERK
 MMC

11.0 BACKGROUND

This submission contains a list of information materials for approval. The approval process was developed following the Council resolution of May 24 2005 which delegated to E&C the authority to approve the content, publication and distribution of any Council information material that is to be distributed to the public.

A list of items defined as 'information material' was agreed by E&C. The items for approval fall within that list and are drawn from across Council.

E&C members have been given copies of the approval forms for early review, which is reflected in the summary sheet. E&C is now required to indicate further approval outcomes (eg content approval, design approval) for each item.

11.0 CONSULTATION

The Lord Mayor, Councillor Campbell Newman
Chairperson, Finance Committee, Councillor Kim Flesser
Chairperson, Transport and Major Projects Committee, Councillor Graham Quirk
Chairperson, Water and City Businesses Committee, Councillor John Campbell
Chairperson, Urban Planning and Economic Development Committee, Councillor David Hinchliffe.
Chairperson, Community Services Committee, Councillor Kerry Rea.
Chairperson, Environment and Sustainability Committee, Councillor Helen Abrahams.
Officers within the Lord Mayor's Office and the Deputy Mayor's Office.

12.0 IMPLICATIONS OF PROPOSAL

Assist in the direction of Council's marketing.

13.0 COMMERCIAL IN CONFIDENCE

No.

14.0 CORPORATE PLAN IMPACT

No.

15.0 CUSTOMER IMPACT

No.

16.0 ENVIRONMENTAL IMPACT

No.

17.0 POLICY IMPACT

No.

18.0 FINANCIAL IMPACT

No.

19.0 HUMAN RESOURCE IMPACT

No

20.0 URGENCY

Yes

22.0 PUBLICITY/MARKETING

No

23.0 OPTIONS

Option 1: Approve the list, with direction on outcomes for each item.

Option 2: Not approve the list.

Option 1 is the preferred option.

BCC PUBLICATION SCHEME
10 YEAR RELEASE