

E&C RESULTS – 2 APRIL 2007

SUB NO.	FILE NO.	DIV.	TITLE	Result
02/04- 1 M	12/51-L2007(A3)	OLMCEO	Asia Pacific Cities Summit (APCS) Marketing Roadshow in Asia - Overseas Travel Approval	Yes
02/04- 2 R	460/62/67(131)	City Policy & Strategy	Draft Albion Neighbourhood Plan	Yes
02/04- 3 Held	460/97/47	City Policy & Strategy	Draft Rochedale Urban Community Local Plan	Held
02/04- 4 /	365/20-NL/350/171/LVL2	Corporate Services	Proposed new Lease for Major Infrastructure Projects Office (MIPO) at level 2, 171 George Street	Withdrawn
02/04- 5 R	243/98-31/2006/2007	Strategic Procurement Office	Stores Board Submission for E&C approval (Council in recess) under Division 12 of the City of Brisbane Act, 1924. (ATC South Caltex Effluent Reuse)	Yes
02/04- 6 R	467/26(10)	Strategic Procurement Office	Stores Board Submission for E&C approval (Council in recess) under Division 12 of the City of Brisbane Act, 1924. (Hyder)	Yes

BCC PUBLIC INFORMATION 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: 12/51 - L/2007 (A3)

SUBMISSION TO THE ESTABLISHMENT AND CO-ORDINATION COMMITTEE

2.0 TITLE

Asia Pacific Cities Summit (APCS) Marketing Roadshow in Asia - Overseas Travel Approval

3.0 ISSUE/PURPOSE

To gain approval for travel for:

- Councillor Graham Quirk to participate in official APCS business in Shenzhen and Chongqing, during privately funded overseas travel to China
- John Cowie, Senior Project Officer Policy, City Policy and Strategy to China to deliver the APCS roadshow in Asia.

4.0 PROPONENT

Peter Rule, Manager, Lord Mayor's Administration Office

5.0 SUBMISSION PREPARED BY:

Peter Rule, Manager Lord Mayor's Administration Office (ext 35236)

6.0 DATE

28 March 2007

BCC 10 YEAR RELEASE SCHEME

ACTION TAKEN
02 APR 2007
TOWN CLERK
MLMAO

RECEIVED
02 APR 2007
COMMITTEE SECTION

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?

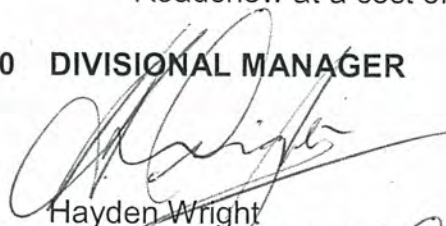
No

9.0 RECOMMENDATION

E&C approve:

- Councillor Graham Quirk undertaking official business while on a privately funded visit to China, at no cost to Council; and
- Overseas travel to China by John Cowie to support the APCS Roadshow at a cost of \$38,000.

10.0 DIVISIONAL MANAGER



Hayden Wright
Executive Manager, Office of the Chief Executive

APPROVED

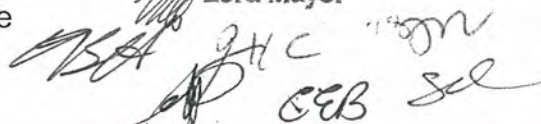
12 APR 2007


Lord Mayor



Recommend Accordingly

2



SAH JHC JON
SEB sel

11.0 BACKGROUND

The marketing plan for the Asia Pacific Cities Summit (APCS) proposes a roadshow in Asia, to attract mayoral delegations from Brisbane's Sister Cities and other cities that have shown an interest in or attended the APCS in the past.

Councillor Graham Quirk is travelling on a privately funded trip to China from 22 April 2007 to 30 April 2007 and intends to visit Shenzhen, Chongqing, Chengdu and Lanzhou (Ganzu). Councillor Quirk has agreed to launch the roadshow in China and to support the marketing of APCS in sister cities and other destinations.

It is proposed that John Cowie, Senior Project Officer Policy, also travel to China to initially support Councillor Quirk in the launch of APCS and then remain in China for a period of up to three months.

During this time John Cowie will implement a structured marketing program in nominated Chinese cities, including Shenzhen and Chongqing and also travel to Japan and Korea to promote the APCS. It is also intended that John Cowie staff a promotional stand promoting APCS at the 'Experience Australia' promotion being conducted by Austrade, in Shenzhen in May 2007 during the Shenzhen International Cultural Industries Fair.

12.0 CONSULTATION

Councillor Graham Quirk, Chairperson of Roads, TransApex and Traffic
Terry Hogan, Divisional Manager, City Policy and Strategy
Hayden Wright, Executive Manager, Office of the Chief Executive
John Cowie, Senior Project Officer Policy, Economic Development, City Policy and Strategy
Bob Hunt, International Relations Manager, Office of the Lord Mayor
Cris Anstey, Lord Mayor's Chief of Staff, Office of the Lord Mayor

All are in agreement.

13.0 IMPLICATIONS OF PROPOSAL

Councillor Quirk's availability during his privately funded trip to China allows the roadshow to be launched by a senior elected representative of Brisbane City Council giving 'face' to Council's planned activities and reducing overall costs to Council.

John Cowie is well regarded and experienced in China, especially in Shenzhen following his three month staff exchange there in 2005, and because of his participation in the Greater Brisbane Mayoral Business Mission to China in conjunction with APCS 2005. Further, his economic development background will be of additional advantage in working with allies such as Austrade in attracting mayoral and business delegations to Brisbane for the APCS.

14.0 COMMERCIAL IN CONFIDENCE

Not applicable

15.0 CORPORATE PLAN IMPACT

The proposal contributes to Program 1 - City Governance and Program 2 - Economic Development and Outcome 1.3 Regional and International Activities.

The Sister Cities Program and the APCS have the potential to significantly maintain and improve Brisbane's regional and international profile and to contribute to Brisbane's economic development outcomes through the delivery of a parallel business program with APCS.

16.0 CUSTOMER IMPACT

Not applicable

17.0 ENVIRONMENTAL IMPACT

Not applicable

18.0 POLICY IMPACT

Nil

19.0 FINANCIAL IMPACT

Attachment 1 details a breakdown of the estimated costs for travel and accommodation for John Cowie.

Funds are available within the APCS and Sister Cities budgets to fund the proposed roadshow. City Policy and Strategy Division have agreed to cover John Cowie's salary costs. Costs will be charged to the following vote codes:

- 1.01.1510.226.000.000.628.000.00
- 1.01.1512.226.000.000.628.000.00

20.0 HUMAN RESOURCE IMPACT

John Cowie will be deployed to China for a duration of up to three months.

21.0 URGENCY

Marketing APCS has already commenced and the months of April to June are regarded as the optimum time for marketing in Asia.

22.0 PUBLICITY/MARKETING

In accordance with the overall APCS marketing program.

23.0 OPTIONS

- A. E&C approve the proposal
- B. E&C amend the proposal
- C. E&C not approve the proposal

Option A is recommended.

E&C RESULTS – 5 APRIL 2007

SUB NO.	FILE NO.	DIV.	TITLE	Result
05/04- 1 M	365/20- NL350/171/LVL2	MIPO	Proposed new Lease for Major Infrastructure Projects Office (MIPO) at level 2, 171 George Street, Brisbane	Yes
05/04- 2 R	460/97/74	City Policy & Strategy	Draft Rochedale Urban Community Local Plan	Yes Amended
05/04- 3 Held	240/18(206)	City Policy & Strategy	Brisbane Long term Infrastructure Plan - First Edition 2007 (BLTIP)	Withdrawn
05/04- 4 Held	364/46/2- QK870/P876(P1)	Corporate Services	Discontinuance of Notice of Realignment at 876 Stanley Street East, East Brisbane and the sale by tender of the balance area of land not required for road	Withdrawn
05/04- 5 R	467/26	MIPO	North-South Bypass Tunnel - Project Deed Delegations and Reporting	Yes Amended
05/04- 6 M	467/26	MIPO	North-South Bypass Tunnel - Council Works Project Side Deed	Yes Amended
05/04- 7 R	202/10(683/P3)	MIPO	North-South Bypass Tunnel - Volumetric Land Resumptions	Yes
05/04- 8 M	240/7-2006/2007	OLM&CEO	Contracts to Provide Professional Services - Report for January 2007	Yes
05/04- 9 M	276/68/10	Brisbane Water	Lake Manchester drawdown methodology	Yes

Present: Lord Mayor, Campbell Newman, D B Hinchliffe, J H Campbell, H Abrahams, V Newton, K Flesser, C Bermingham and Margaret deWit (on behalf of G M Quirk)

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 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: 365/20-NL350/171/LVL2

SUBMISSION TO THE ESTABLISHMENT AND CO-ORDINATION COMMITTEE

2.0 TITLE

Proposed new Lease for Major Infrastructure Projects Office (MIPO) at level 2, 171 George Street, Brisbane.

3.0 ISSUE/PURPOSE

The purpose of this submission is to seek authority for City Property Branch to negotiate a new lease over Level 2, 171 George Street, Brisbane, including nine (9) car park bays located in the adjoining building, Casino Towers.

4.0 PROPONENT

Chris Mead
Acting Divisional Manager
Corporate Services Division
Ext 34577

5.0 SUBMISSION PREPARED BY

Frank Riley
Manager City Property
City Property Branch, Corporate Services Division
Ext 34145

6.0 DATE

27 March 2007

7.0 FOR E&C APPROVAL OR RECOMMENDATION TO COUNCIL

For Establishment and Co-ordination Committee approval.

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

No

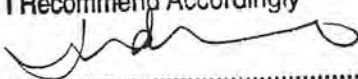
9.0 RECOMMENDATION

That E&C Committee grant approval for City Property Branch to negotiate a new lease over the whole of Level 2, 171 George Street, Brisbane, including nine (9) car park bays located in the adjoining building, Casino Towers, on the following basis:

- For a term of three (3) years commencing from 1 November 2007.
- At a commencing effective rent of \$485.00 per square metre per annum gross for 992 square metres of office space and nine (9) car park bays at \$385/bay per month.
- Otherwise to be on such terms and conditions as the current Lease and as approved by the Manager, City Property and are satisfactory to the Manager, Brisbane City Legal Practice.

10.0 DIVISIONAL MANAGER


 Chris Mead
 Acting Division Manager
 CORPORATE SERVICES DIVISION

I Recommend Accordingly

 CHIEF EXECUTIVE OFFICER

APPROVED
 5 APR 2007

 Lord Mayor

 Joe Goss

 Mike W. R. H.

BCC PUBLICATION SCHEME
 10 YEAR RELEASE

ACTING
 TOWN CLERK
 MCPPROP

11.0 BACKGROUND

Council has a current lease over Level 2, 171 George Street, Brisbane and a Car Park Licence for seven (7) car park bays in the adjoining building, Casino Towers.

The occupancy and essential terms of the existing lease is as follows:

Occupancy	Major Infrastructure Projects Office
Area	992m ²
Rent	\$219.35/m ² Gross (includes outgoings)
Commencement Date	1 November 2003
Expiry Date	31 October 2007

The details of the car park Licence is as follows:

Licensee:	Brisbane City Council
Car Park Bays:	Seven (7)
Rental:	\$350/bay per month
Expiry Date:	31 October 2007

The existing lease and Licence do not contain an option to extend the term.

The building owner's representative for 171 George Street has offered a new three-year lease, subject to Board approval, at a rental rate of \$485/m² with nine (9) car park bays at \$385/bay per month. The rental rates will increase 4% annually on the anniversary of the commencement date and otherwise for all intents and purposes the remaining terms and conditions of the lease are to be the same as those for the existing lease.

The proposed new Lease will include nine (9) car park bays, an increase of two car park bays. When the adjoining building, Casino Towers, was built, the owner of 171 George Street purchased several car park bays to accommodate their Lessee's parking requirements. These car park bays are allocated on a pro rata basis based on area of space leased. Council's leased area equates to an allocation of nine (9) car park bays in the Lease.

The details of the new proposed lease is:

Area:	992m ²
Car Park Bays:	Nine (9)
Commencement:	Following E & C Committee approval and continuous with the expiry of the existing lease, ie, 1 November 2007.
Expiry:	31 October 2010 .
Office Space Rent:	\$485/m ² gross effective (\$481,120.00 pa)
Car Park Rent:	\$385/bay per month (\$41,580.00 pa)

11.0 BACKGROUND (Contd)

The CBD vacancy rates are at an all time low of <2.3%. There is a high demand for office space within the CBD and the rental offered for the new Lease reflects the current market. For comparison, following is a table of recent Leases negotiated within the CBD.

Location	Area	Rate
119 Charlotte Street – March/07	804 m ²	\$540/m ²
102 Adelaide St – March/07	400 m ²	\$485/m ²
13/239 Adelaide St – March/07	197	\$550/m ²
414 George St – late 2006	4500	\$500/m ²
Level 4/300 Queen St – Oct/06	800 m ²	\$550/m ²

As noted above, the current lease expires on 31 October 2007. Whilst MIPO can remain in occupation until 31 October 2007, the building owner intends to place the space on the market shortly if Council does not commit to a new lease. The requirement to accommodate MIPO in the CBD is considered long-term, no suitable alternative accommodation exists in Council controlled premises, and there are no identifiable alternatives in the CBD. A new lease at the current premises is consequently required.

Therefore, it is requested that approval be granted to accept the offer of a new Lease for the current premises, for the ongoing accommodation requirement of MIPO. The new Lease will commence on the 1 November 2007 and be for a period of three (3) years with a commencing rental rate of \$485/m² per annum inclusive of outgoings, exclusive of GST and include nine (9) car park bays in the adjoining building, Casino Towers, at a monthly rate of \$385/bay per month. The new Lease will otherwise be on the same terms and conditions as the current Lease and as approved by the Manager, City Property and are satisfactory to the Manager, Brisbane City Legal Practice.

12.0 CONSULTATION

Scott Stewart, Manager, Major Infrastructure Projects Office
Ms Kathryn Houston, Solicitor - Property, Brisbane City Legal Practice

All consulted are in agreement with the recommendation.

Fiona Procter, Lord Mayor's Office, Councillor Flessner and Councillor de Wit have been consulted and are not opposed to this submission going forward for consideration by E&C Committee.

13.0 IMPLICATIONS OF PROPOSAL

Sectional Support	No implications
Service Levels	No implications
Political	No implications
Industrial Relations	No implications
Regional Implications	No implications
Social and Community	No implications

14.0 COMMERCIAL IN CONFIDENCE

No

15.0 CORPORATE PLAN IMPACT

In accordance with the Corporate Vision Theme: Smart and prosperous city
Council Program: City Governance
Service focus: Manage Council's finances and assets effectively to provide best value for money for ratepayers.

16.0 CUSTOMER IMPACT

Nil

17.0 ENVIRONMENTAL IMPACT

Nil

18.0 POLICY IMPACT

Nil

19.0 FINANCIAL IMPACT

No provision for the increase in rental for these premises has been made in the City Property 2007/2008 budget. City Property will seek a budget increase at the first budget review.

20.0 HUMAN RESOURCE IMPACT

Nil

21.0 URGENCY

Normal course of business.

22.0 PUBLICITY/MARKETING STRATEGY

Nil

23.0 OPTIONS

Option 1: Approve the recommendation.

Option 2: Not approve the recommendation and seek an alternative lease in the CBD. This is expected to be a higher cost option.

Option 1 is the preferred option.

BCC PUBLICATION SCHEME
10 YEAR RELEASE

1.0 FILE NUMBER: 467/26

SUBMISSION TO THE ESTABLISHMENT AND CO-ORDINATION COMMITTEE

2.0 TITLE

North-South Bypass Tunnel – Council Works Project Side Deed

3.0 ISSUE/PURPOSE

To seek approval for Council to enter into a NSBT Side Deed with RiverCity Motorway to establish the rights and obligations of all parties should Brisbane City Works be contracted by the RiverCity Motorway Consortium's Design & Construct Contractor to carry out minor works on the North-South Bypass Tunnel project and to authorise the subsequent entry into those Minor Works Contracts in accordance with that Side Deed.

4.0 PROPONENT

Scott Stewart, Executive Manager, Major Infrastructure Projects Office

5.0 SUBMISSION PREPARED BY

Gregg Buyers, Manager Major Projects, Major Infrastructure Projects Office, Ext 37329

6.0 DATE

2 April 2007

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

BCC 10 YEAR RELEASE SCHEME

9.0 RECOMMENDATION

That E&C authorises:

- a) the entry by Council into the NSBT Project Side Deed as set-out in Attachment A;
- b) the execution of that NSBT Project Side Deed by the Executive Manager, Major Infrastructure Projects Office;
- c) the entry by Brisbane City Works into Minor Works contracts provided that those contracts are in the form required by the NSBT Project Side Deed and have the prior approval of the Executive Manager, Major Infrastructure Projects Office;

10.0 DIVISIONAL MANAGER

E&C also wished that the Divisional Manager Brisbane City Works be fully briefed by BCCP on the legal requirements associated with the deed and ensure that his management team be fully conversant of the ~~deed~~ ~~the~~ implications of works undertaken under the deed. And there be monthly reports to the Lord Mayor.

[Signature]
 Scott Stewart
 Executive Manager
 Major Infrastructure Projects Office
 I Recommend Accordingly
[Signature]
 CHIEF EXECUTIVE OFFICER

BCC PUBLIC RELEASE SCHEME
 10 YEAR RELEASE

APPROVED

5 APR 2007

[Signature]
 Lord Mayor

[Signature]
[Signature] 343

ACTION TAKEN

15 APR 2007

TOWN CLERK

PCMP

11.0 BACKGROUND

On 24 May 2006, Council entered into a Contract with the RiverCity Motorway Consortium (RCM) for the North-South Bypass Tunnel Project (NSBT).

During the tender phase for NSBT, E&C decided that Brisbane City Works should not participate as a subcontractor to any tenderer or be contracted to undertake any works on the NSBT project.

To fulfil its obligations under this Contract, RCM have contracted the design, construction and commissioning of the NSBT to the Design & Construct Contractor, Leighton Contractors and Baulderstone Hornibrook Bilfinger Berger Joint Venture (LBB JV).

LBB JV has proposed that Council carry out specified minor works on the project that are minor or ancillary in nature.

Any major civil infrastructure works that would form part of the permanent tollroad works (or returned works) would not be undertaken by Council.

Minor works would generally be those works where Council is best placed to undertake them; specifically due to its expertise and/or experience as the responsible asset owner/manager for the affected infrastructure.

Such minor works are limited to:

- temporary and permanent traffic signal modifications
- works associated with modifying or connecting into Council's existing traffic signal network
- temporary traffic management works

This arrangement would be formalised by Council entering into one or more Minor Works Contracts, in a form acceptable to Manager BCLP with RCM's Design & Construct contractor (LBB JV).

In order to establish the rights and responsibilities of Council and RiverCity Motorway under such circumstances, a "Side Deed" has been prepared (refer Attachment A).

The "Side Deed" has been prepared to protect Council's interests and rights that are already established under the main NSBT Contract with RCM. The "Side Deed" provides that Council's performance (or non-performance) in carrying out any works or activities under any Minor Works Contract has no effect on RCM's obligations, liabilities and warranties under the existing Contract.

With respect to works or activities carried out by Council under Minor Works Contracts, the "Side Deed" also establishes that RCM accept the risk of:

- a) any delay in Council executing any works or activities under any Minor Works Contract;
- b) any delay to Tollroad Completion, Tolling System Completion or Close Out caused by any works or activities under any Minor Works Contract;
- c) any defect (whether patent or latent) in any works or activities under any Minor Works Contract;

- d) any Claim made against, or loss, damage, expense or injury incurred or suffered by RCM arising from or in connection with any works or activities under any Minor Works Contract;
- e) coordinating any works or activities under any Minor Works Contract with other components of the Project Works (including Council Works);
- f) any increased costs associated with the operation, maintenance and repair of the Tollroad or maintenance and repair of the Maintained Non-Tollroad Works caused by Council carrying out any works or activities under any Minor Works Contract; and
- g) any works or activities under any Minor Works Contract affecting or impacting on:
 - i) the capacity or adequacy of the Tollroad to carry or service any particular volume or flow of traffic;
 - ii) the level of usage of the Tollroad; and
 - iii) the revenue generated by the Tollroad.

These provisions protect Council's interests should Council be contracted to carry out any works or activities under any Minor Works Contract for the NSBT project.

It is therefore recommended that E&C authorises the execution of the NSBT "Side Deed" (as set-out in Attachment A).

12.0 CONSULTATION

Cr Graham Quirk, Chairperson Roads, TransApex and Traffic
Cr Peter Cumming, Shadow Chairperson, Roads, TransApex and Traffic
Jude Munro, CEO, Office of the Lord Mayor and the Chief Executive Officer
David Askern, Manager, Brisbane City Legal Practice
Wayne O'Malley, Divisional Manager, Brisbane City Works
Cris Anstey, LM Chief of Staff
Sharon Humphreys, Chief of Staff to the Deputy Mayor

Have been consulted and agree with this submission.

13.0 IMPLICATIONS OF PROPOSAL

The execution of the "Side Deed" will clearly establish the rights and obligations of all parties should Council be engaged to carry out works or activities for the NSBT project under any Minor Works Contract.

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

Nil

23.0 OPTIONS

Option 1: Accept the recommendation to authorising Council entering into the NSBT Project Side Deed and subsequently undertake minor works relating to traffic signals.

Option 2: Not accept the recommendation.

Option (1) is the preferred option.

1.0 FILE NUMBER: 240/7-2006/2007

SUBMISSION TO THE ESTABLISHMENT AND CO-ORDINATION COMMITTEE

2.0 TITLE

Contracts to Provide Professional Services - Report for January 2007

3.0 ISSUE / PURPOSE

The purpose of this submission is to seek E&C approval for the consultancies commissioned in January 2007

4.0 PROPONENT

Hayden Wright
Executive Manager, Chief Executive's Office

5.0 SUBMISSION PREPARED BY

Lana Milne, PAMCEO
Extension 36486
Office of the Chief Executive

6.0 DATE

2 April 2007

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 January 2007 as attached.

10.0

Hayden Wright
Executive Manager, Chief Executive's Office
OFFICE OF THE LORD MAYOR AND THE CHIEF EXECUTIVE

ACTION TAKEN
RECEIVED 05 APR 2007
05 APR 2007 TOWN CLERK
COMMITTEE SECTION PAMCEO
APPROVED
5 APR 2007

Lord Mayor

BCC 10 YEAR RELEASE SCHEME

CHIEF EXECUTIVE OFFICER

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 \$1,738,413.35 during the month of January 2007 are attached.

12.0 CONSULTATION

N/A

13.0 IMPLICATIONS OF PROPOSAL

N/A

14.0 COMMERCIAL IN CONFIDENCE

N/A

15.0 CORPORATE PLAN IMPACT

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

16.0 CUSTOMER IMPACT

As addressed by Divisions.

17.0 ENVIRONMENTAL IMPACT

N/A

18.0 POLICY IMPACT

Compliance with reporting request

19.0 FINANCIAL IMPACT

Expenses incurred through Divisional Consultancy Accounts.

20.0 HUMAN RESOURCE IMPACT

N/A

21.0 URGENCY

Normal course of business.

22.0 PUBLICITY / MARKETING STRATEGY

N/A

23.0 OPTIONS

N/A

SUBMISSION TO THE ESTABLISHMENT AND CO-ORDINATION COMMITTEE

1.0 FILE NUMBER:

276/68/10

2.0 TITLE:

Lake Manchester drawdown methodology.

3.0 ISSUE/PURPOSE:

That E&C note the drawdown methodology for Lake Manchester.

4.0 PROPONENT:

Jim Reeves, Divisional Manager, Brisbane Water

5.0 SUBMISSION PREPARED BY:

Greg Thomas, Acting Manager, System Planning Branch, Brisbane Water (BSBW), telephone 3403 3279.

6.0 DATE:

3 April 2007

7.0 FOR E&C APPROVAL OR RECOMMENDATION TO COUNCIL:

For Establishment and Co-Ordination Committee approval.

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


Not applicable.

9.0 RECOMMENDATION:

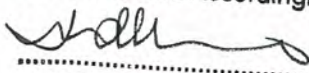
That E&C note:

1. The drawdown of Lake Manchester continuing at 40ML/day.
2. That should monitoring indicate a deterioration in water quality or identification of environmental harm the drawdown will be reduced or ceased in accordance with the Environmental Management Plan.

10.0 DIVISIONAL MANAGER


 Jim Reeves
 Divisional Manager
 BRISBANE WATER

I Recommend Accordingly

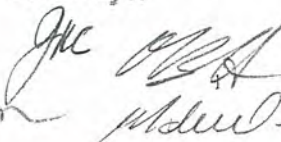

 CHIEF EXECUTIVE OFFICER

APPROVED

5 APR 2007

Lord Mayor

KL



11.0 BACKGROUND:

Lake Manchester is currently being drawn down in order to augment supplies for SEQ Water as part of the drought management. The lake is currently being drawn down at a rate of 40ML/day and is at approximately 25% of full supply. The draw down of the lake is scheduled to be turned off early May 2007 to facilitate the maintenance and repair of the dam wall.

To demonstrate its environmental duty of care, Brisbane Water has identified all relevant legislation associated with the draw down and potential impacts on aquatic biota including lungfish. Contact has been made with all relevant state and federal agencies to ensure their expectations are understood and managed appropriately. From these requirements, Brisbane Water developed and implemented an Environmental Management Plan (EMPlan) aimed at minimising potential environmental harm that may arise during the drawdown of Lake Manchester (e.g. a fish kill). The EMPlan includes ongoing water quality monitoring and an Environmental Emergency Response Management Plan (EERMP). The EERMP covers comprehensive response procedures for possible impacts and includes fish kills.

Recent environmental monitoring indicates that the lake is relatively stable with average general water quality. This is expected for the lake under drawdown and drought conditions. No major fish or turtle kills have been reported thus far. Seasonal turnover (mixing) of the lake is typical for Lake Manchester and is expected to occur in April/May.

In light of the current drought conditions and the monitoring and management actions that are already in place, maintaining the drawdown at 40ML/day is recommended. Environmental monitoring of the lake will continue and if environmental conditions deteriorate, the draw down rate may need to be revised.

12.0 CONSULTATION:

Councillor John Campbell, Chairman, Water and City Businesses Committee
Councillor Jane Prentice, Councillor for Walter Taylor Ward
Jude Munro, CEO, Brisbane City Council
Cathy Uechtritz, Policy Adviser Lord Mayors Office
Paul Belz, Project Manager, Drought Management Strategy
Barry Ball, Manager, Water Resources

All are in agreement with the recommendation.

13.0 IMPLICATIONS OF PROPOSAL:

Continue to demonstrate Council's environmental due diligence in the management of the drawdown for Lake Manchester.

14.0 COMMERCIAL IN CONFIDENCE:

Not applicable.

15.0 CORPORATE PLAN IMPACT:

Nil impact.

16.0 CUSTOMER IMPACT:

Nil impact.

17.0 ENVIRONMENTAL IMPACT:

Environmental monitoring is required to continue as outlined in the Environmental Monitoring Plan.

18.0 POLICY IMPACT:

Nil impact.

19.0 FINANCIAL IMPACT:

Nil.

20.0 HUMAN RESOURCE IMPACT:

Nil impact.

21.0 URGENCY:

Nil.

22.0 PUBLICITY/MARKETING:

Nil.

23.0 OPTIONS:

N/A

E&C RESULTS – 16 APRIL 2007

SUB NO.	FILE NO.	DIV.	TITLE	Result
16/04- 1 R	364/46/2- QK870/P876(P1)	Corporate Services	Discontinuance of Notice of Realignment at 876 Stanley Street East, East Brisbane and the sale by tender of the balance area of land not required for road	Yes
16/04- 2 M	243/98- 70076/2006/2004	Corporate Risk Management Strategic Procurement Office	Stores Board Submission for E&C Approval under Division 12 of the City of Brisbane Act, 1924. (Rehabilitation of Trunk Sewer Mains)	Yes
16/04- 3 M	15/51/1(P9)	Corporate Services	Monthly Report - Delegation of Authority to Travel - February 2007	Yes
16/04- 4 M	243/98- 10053/2006/2007	Corporate Risk Management Strategic Procurement Office	Stores Board Submission for E&C approval under Division 12 of the City of Brisbane Act, 1924. (Sewerage Reticulation Relines)	Yes
16/04- 5 R	240/20(190)	Corporate Risk Management Strategic Procurement Office	Stores Board Submission for E&C Approval (Council in recess) under Division 12 of the City of Brisbane Act, 1924. (Ecological Engineering Holding Pty Ltd)	Yes

Present: Lord Mayor, Campbell Newman, D B Hinchliffe, J H Campbell, H Abrahams, V Newton, K Flessler, S Griffiths (on behalf of C Bermingham) and G M Quirk

BCC PUBLIC INFORMATION 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: 243/98-70076/2006/2007

SUBMISSION TO THE ESTABLISHMENT AND CO-ORDINATION COMMITTEE

2.0 TITLE.

Stores Board Submission for E&C approval under Division 12 of the City of Brisbane Act, 1924. (Rehabilitation of Trunk Sewer Mains).

3.0 ISSUE / PURPOSE.

To seek approval by E&C to enter into a Contract with Interflow Pty Limited (Interflow) on a lump-sum price basis for the contract sum of \$952,594.730 (ex GST) the carrying out of Trunk Sewer Rehabilitation-06/07 as it is the most advantageous offer to Council.

4.0 PROPONENT.

Jude Munro, Chief Executive Officer.

5.0 SUBMISSION PREPARED BY.

John Lee, Contracts Manager, Corporate Risk Management, Strategic Procurement office.

6.0 DATE.

11 April 2007.

7.0 FOR E & C STRATEGY APPROVAL OR RECOMMENDATION TO COUNCIL?

For E&C approval.

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

No.

9.0 RECOMMENDATION.

That the Establishment and Co-ordination Committee approve the scheduled submission in accordance with Division 12 of the City of Brisbane Act, 1924.

10.0 John Lee
Contracts Manager
Corporate Risk Management
Strategic Procurement office

Jude Munro
Chief Executive Officer

APPROVED

16 APR 2007

[Handwritten signatures and initials]
Lord Mayor
Kd
von
2007

BCC PUBLICATION RELEASE SCHEME
10 YEAR RELEASE

RECEIVED ACTION TAKER
18 APR 2007
COMMITTEE SECRETARY TOWN CLERK

11.0 BACKGROUND.

The attached submission has been considered by the Chief Executive Officer and the Stores Board on 11 April 2007, and the submission, as scheduled, is referred to the Establishment and Co-ordination Committee for approval, in accordance with Division 12 of the City of Brisbane Act, 1924.

12.0 CONSULTATION.

The Chief Executive Officer and Permanent Head of the Unit of Administration responsible for the submission, Stores Board and relevant Divisional Officers have been consulted and are in agreement with the recommendation.

13.0 IMPLICATIONS OF PROPOSAL.

E&C approval is required to undertake the course of action proposed in the departmental submission.

14.0 COMMERCIAL-IN-CONFIDENCE.

No.

15.0 CORPORATE PLAN IMPACT.

The recommendation of this submission will contribute to efficient management of the City's resources.

16.0 CUSTOMER IMPACT.

The submission relates to the carrying out of work or supply of goods and services to meet Council's approved programs.

17.0 ENVIRONMENTAL IMPACT.

Environmental considerations will be taken into account as necessary.

18.0 POLICY IMPACT.

Submitted in accordance with Council's Procedures for Procurement, Contracting and Tendering.

19.0 FINANCIAL IMPACT.

Financial details are included in the Divisional submission.

20.0 HUMAN RESOURCES IMPACT.

Not Applicable.

21.0 URGENCY.

As soon as possible.

22.0 PUBLICITY / MARKETING STRATEGY.

As required.

23.0 OPTIONS.

Option 1: Approve the recommendation.

Option 2: Not approve the recommendation.

Option 1 is the preferred and recommended Option.

BCC PUBLICATION SCHEME
10 YEAR RELEASE

1.0 FILE NUMBER: 12/51/1(P9)

SUBMISSION TO THE ESTABLISHMENT AND CO-ORDINATION COMMITTEE

2.0 TITLE

Monthly Report - Delegation of Authority to Travel – February 2007

3.0 ISSUE/PURPOSE

Provision of relevant monthly travel report.

4.0 PROPONENT

Chris Mead, A/Divisional Manager, Corporate Services

5.0 SUBMISSION PREPARED BY

Irene Murphy, Travel Co-ordinator, Strategic Procurement Office, ext. 39159

6.0 DATE

16 April, 2007

RECEIVED

16 APR 2007

COMMITTEE SECTION

ACTION TAKEN

18 APR 2007

TOWN CLERK

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 February 2007.

APPROVED

18 APR 2007

[Signature]
Lord Mayor

10.0 Chris Mead
A/Divisional Manager
Corporate Services

[Signatures]

I Recommend Accordingly

[Signature]

CHIEF EXECUTIVE OFFICER

11.0 BACKGROUND

In pursuance of the request for information on a monthly basis of travel approved under delegation, reports are enclosed for February, 2007, for each Unit of Administration (showing travel actually undertaken during that month).

Attachment "A" shows details associated with travel undertaken in February, 2007 which is not covered by the Travel Policy (being essentially travel by job applicants to attend interviews).

In summary, the position is as follows:

February 2007

Non-Commercial Operations

a)	International Travel	\$16,499.34
	(i) Number of Bookings	2
	(ii) Airfares	\$ 9,905.30
b)	Domestic Travel	
	(i) Number of Bookings	43
	(ii) Airfares	\$15,514.75
c)	Accommodation and Allowances Costs	\$18,168.69
d)	Registration Fees for Conferences	\$11,296.50
e)	Other Costs e.g. hire car	\$ 4,056.78
	TOTAL	\$58,542.02

Cost of air-fares, accommodation and taxis as detailed in Attachment A \$ 3,397.19

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 February 2007.
- (2) Not approve the recommendation.

Option (1) is the preferred option.

1.0 FILE NUMBER: 243/98-70053/2006/2007

SUBMISSION TO THE ESTABLISHMENT AND CO-ORDINATION COMMITTEE

2.0 TITLE.

Stores Board Submission for E&C approval under Division 12 of the City of Brisbane Act, 1924. **(Sewerage Reticulation Relines).**

3.0 ISSUE / PURPOSE.

To seek approval by E&C to enter into a Contract with Kembla Watertech Pty Ltd (Kembla), on a fixed price lump-sum basis, for the contract sum of \$1,081,741 (ex GST) for Sewerage Reticulation Relines at Various Locations in Brisbane – Package I.

4.0 PROPONENT.

Jude Munro, Chief Executive Officer.

5.0 SUBMISSION PREPARED BY.

John Lee, Contracts Manager, Corporate Risk Management, Strategic Procurement office.

6.0 DATE.

11 April 2007.

7.0 FOR E & C STRATEGY APPROVAL OR RECOMMENDATION TO COUNCIL?

For E&C approval.

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

No.

9.0 RECOMMENDATION.

That the Establishment and Co-ordination Committee approve the scheduled submission in accordance with Division 12 of the City of Brisbane Act, 1924.

10.0 John Lee
Contracts Manager
Corporate Risk Management
Strategic Procurement office

Jude Munro
Chief Executive Officer

APPROVED

16 APR 2007

Lord Mayor

RECEIVED ACTION TAKEN
5 APR 2007
17 APR 2007
COMMITTEE ACTION
TOWN CLERK
BCC PUBLICATIONS RELEASE
10 YEAR RELEASE
APPROVED
16 APR 2007
Lord Mayor
Jude Munro
John Lee

11.0 BACKGROUND.

The attached submission has been considered by the Chief Executive Officer and the Stores Board on 11 April 2007, and the submission, as scheduled, is referred to the Establishment and Co-ordination Committee for approval, in accordance with Division 12 of the City of Brisbane Act, 1924.

12.0 CONSULTATION.

The Chief Executive Officer and Permanent Head of the Unit of Administration responsible for the submission, Stores Board and relevant Divisional Officers have been consulted and are in agreement with the recommendation.

13.0 IMPLICATIONS OF PROPOSAL.

E&C approval is required to undertake the course of action proposed in the departmental submission.

14.0 COMMERCIAL-IN-CONFIDENCE.

No.

15.0 CORPORATE PLAN IMPACT.

The recommendation of this submission will contribute to efficient management of the City's resources.

16.0 CUSTOMER IMPACT.

The submission relates to the carrying out of work or supply of goods and services to meet Council's approved programs.

17.0 ENVIRONMENTAL IMPACT.

Environmental considerations will be taken into account as necessary.

18.0 POLICY IMPACT.

Submitted in accordance with Council's Procedures for Procurement, Contracting and Tendering.

19.0 FINANCIAL IMPACT.

Financial details are included in the Divisional submission.

20.0 HUMAN RESOURCES IMPACT.

Not Applicable.

21.0 URGENCY.

As soon as possible.

22.0 PUBLICITY / MARKETING STRATEGY.

As required.

23.0 OPTIONS.

Option 1: Approve the recommendation.

Option 2: Not approve the recommendation.

Option 1 is the preferred and recommended Option.

BCC PUBLICATION SCHEME
10 YEAR RELEASE

E&C RESULTS – 23 APRIL 2007

SUB NO.	FILE NO.	DIV.	TITLE	Result
23/04- 1 <i>Held</i>	302/10/2(2393)	Corporate Services	Legal liability regarding a loss of trade insurance claim against Council submitted by the owners of the ^{redacted} _{redacted} located at ^{redacted} _{redacted}	Held
23/04- 2 <i>R</i>	467/26(10) <i>243/85-70031/2006/2007.</i>	Corporate Risk Management Strategic Procurement Office	Stores Board Submission for E&C approval (Council in recess) under Division 12 of the City of Brisbane Act, 1924 (Willawong Remediation Subsoil Project)	Yes
23/04- 3 <i>M</i>	234/70/8-2007(1)	OLM&CEO	Agenda items for the 2007 Urban Local Government Association (ULGA) Annual Conference	Yes Amended
23/04- 4 <i>R M</i>	204/86-N(20) <i>485/93/3(A)</i>	City Policy & Strategy	Sale of Council shares in Southern Regional Water Pipeline Pty Ltd (SRWP)	Yes
23/04- 5 <i>R</i>	460/62/67(142)	City Policy & Strategy	Proposed Woolloongabba Centre Local Plan	Yes
23/04- 6 <i>M</i>	240/18(206)	City Policy & Strategy	Brisbane Long term Infrastructure Plan - First Edition 2007 (BLTIP)	Yes Amended
23/4- 7 <i>M</i> (walk-in)	164/305/6357-40440	Corporate Services	Appointment of Manager, Marketing and Communications	Yes
23/4- 8 <i>R</i> (walk-in)	467/3(0/P2)	Corporate Services	Hale Street Link - Approval of Financial Delegations	Yes

Present: Lord Mayor, Campbell Newman, D B Hinchliffe, J H Campbell, H Abrahams, V Newton (arrived late), K Flesser and M deWit (on behalf of G M Quirk)

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: 234/70/8-2007(1)

SUBMISSION TO THE ESTABLISHMENT AND COORDINATION COMMITTEE

2.0 TITLE

Agenda items for the 2007 Urban Local Government Association (ULGA) Annual Conference.

3.0 ISSUE/PURPOSE

To gain E&C approval to submit the attached agenda items to the 2007 Urban Local Government Association Conference.

4.0 PROPONENT

Hayden Wright, Executive Manager, Office of the Chief Executive

5.0 SUBMISSION PREPARED BY

Julie Prove, Project Officer, Chief Executive's Office (POCEO), ext 34309

6.0 DATE

17 April 2007

ACTION TAKEN

23 APR 2007

TOWN CLERK

POCEO

RECEIVED

23 APR 2007

COMMITTEE SECTION

7.0 FOR E&C APPROVAL OR RECOMMENDATION TO COUNCIL?

For E&C approval

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

N/A

9.0 RECOMMENDATION

That E&C grant approval to submit the attached agenda items to the 2007 Urban Local Government Association Conference.

(see audit to blowing appropriateness Motia)

10.0 DIVISIONAL MANAGER



Hayden Wright
Executive Manager, Office of the Chief Executive

I Recommend Accordingly

APPROVED

23 APR 2007

Lord Mayor

Page 1



CHIEF EXECUTIVE OFFICER

11.0 BACKGROUND

The Urban Local Government Association has invited all member councils to submit agenda items for discussion at the forthcoming Annual Conference, which will be held in Toowoomba from 16-18 May 2007.

As in previous years, these agenda items take the form of motions and are to be voted upon at the Conference.

The attached items have been prepared as items of interest to Brisbane with relevance to all urban councils.

12.0 CONSULTATION

Hayden Wright, Executive Manager, Office of the Chief Executive
Divisional Managers
Policy Liaison Officers

All are in agreement

Cr Kim Flesser, Chair Finance Committee

Cr Flesser has been consulted and agrees that this submission can go forward for consideration by E&C Committee

Cr Margaret de Wit, Shadow Chair Finance Committee
Cris Anstey, Lord Mayor's Chief of Staff

13.0 IMPLICATIONS OF PROPOSAL

It is anticipated that the motions would generally be supported at the Conference.

14.0 COMMERCIAL IN CONFIDENCE

Nil

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 Brisbane City Council provides a voice on State-wide urban local government issues through its membership to the Urban Local Government Association.

19.0 FUNDING IMPACT

Nil.

20.0 HUMAN RESOURCE IMPACT

Nil

21.0 URGENCY

Urgent. Submissions for agenda items close on 23 April 2007.

22.0 PUBLICITY/MARKETING STRATEGY

Not required.

23.0 OPTIONS

1. To approve the attached motions.
2. To not approve the attached motions.

Option 1 is recommended.

BCC PUBLICATION SCHEME
10 YEAR RELEASE

1.0 FILE NUMBER - 204/86-N(20)

SUBMISSION TO THE ESTABLISHMENT AND CO-ORDINATION COMMITTEE

2.0 TITLE

Sale of Council shares in Southern Regional Water Pipeline Pty Ltd (SRWP).

3.0 ISSUE/PURPOSE

To seek E&C approval to enter into a Share Sale Agreement for the sale of Brisbane City Council's shares in the SRWP.

4.0 PROPONENT

Terry Hogan, Divisional Manager, City Policy and Strategy

5.0 SUBMISSION PREPARED BY

Barry Ball, Manager Water Resources ph: 3403 4870.

6.0 DATE

12 April 2007

RECEIVED

23 APR 2007

ACTION TAKEN

23 APR 2007

COMMITTEE SECTION

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?

Not applicable

9.0 RECOMMENDATION

That E&C approve the Council's entry into a Share Sale Agreement for the sale of the Council's ^{redacted} shares in Southern Regional Water Pipeline Pty Ltd for a value of not less than ^{redacted} subject to the approval of the State Treasurer as a type 1 financial arrangement under the Statutory Bodies Financial Arrangements Act 1982 and authorise the Divisional Manager, City Policy and Strategy to execute that Agreement on behalf of the Council.

10.0 DIVISIONAL MANAGER

APPROVED

23/ APR 2007

Lord Mayor

Terry Hogan
Divisional Manager
CITY POLICY AND STRATEGY

Recommend Accordingly

CHIEF EXECUTIVE OFFICER

11.0 BACKGROUND

As previously advised to E&C on 28 February 2007, the current Southern Regional Water Pipeline Pty Ltd (SRWP) equity and debt funding across all stakeholders is as follows:

Gold Coast City Council	redacted	redacted
Ipswich City Council	redacted	redacted
Beaudesert Shire Council	redacted	redacted
Logan City Council	redacted	redacted
Brisbane City Council	redacted	redacted
SEQ Water	redacted	redacted
Total equity funds	redacted	redacted
State debt	redacted	
Total equity and debt	redacted	

The total current estimate for the pipeline project is at least \$680m. On 5 February 2007, the State formally wrote to Council and the other SRWP shareholders advising the State's desire to acquire 100% of the shares in SRWP.

The sale of the SRWP shares to State is proposed with the following conditions:

- The sale from all shareholders must be effected otherwise individual sales are void.
- The sale value of the shares is to include interest at a rate yet to be agreed but not less than ^{redacted} per annum compounding annually plus ^{redacted} internal costs. Based on the minimum ^{redacted} this price will be not less than the ^{redacted}.
- The pre-emption right by the existing shareholders to buy back shares has not been agreed to by the State.

As the disposal of shares is a type 1 financial arrangement under the Statutory Bodies Financial Arrangements Act 1982, the transaction requires the approval of the State Treasurer. Therefore, the approval of the sale of Council's SRWP shares should be made subject to that approval being given.

12.0 CONSULTATION

Dr John Campbell	Chairperson, Water & City Businesses Committee
Chris Mead	Acting Divisional Manager, Corporate Services
Cathy Uechritz	Policy Adviser, Lord Mayors Office
George Fletcher	Solicitor, Brisbane City Legal Practice

All are in agreement with this proposal.

13.0 IMPLICATIONS OF PROPOSAL

Approval of this submission will provide Council with not less than redacted funds on or about 15 May 2007.

14.0 COMMERCIAL IN CONFIDENCE

Yes

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

The total impact on the accumulated surplus in the current financial year is therefore not less than redacted Settlement of this sale will increase Council's cash by the same amount.

20.0 HUMAN RESOURCE IMPACT

Nil

21.0 URGENCY

The share sale is dependent upon all shareholders effecting the sale. The target settlement date is 15 May 2007.

Failure to approve the recommendation will potentially delay progression of the project.

22.0 PUBLICITY / MARKETING STRATEGY

Nil

23.0 OPTIONS

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

Option 1 is the preferred option.

**BCC PUBLICATION SCHEME
10 YEAR RELEASE**

1.0 FILE NUMBER 240/18 (206)

SUBMISSION TO THE ESTABLISHMENT AND CO-ORDINATION COMMITTEE

2.0 TITLE

Brisbane Long Term Infrastructure Plan – First Edition 2007 (BLTIP)

3.0 ISSUE/PURPOSE

To seek endorsement of the Brisbane Long Term Infrastructure Plan – First Edition 2007.

4.0 PROPONENT

Terry Hogan, Divisional Manager, City Policy and Strategy

5.0 SUBMISSION PREPARED BY

Mark Pattermore, Policy Integration Unit, Divisional Manager's Office (Ext. 34670)

6.0 DATE

16 March 2007

RECEIVED

23 APR 2007

ACTION TAKEN

23 APR 2007

TOWN CLERK

EOR

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 endorse the Brisbane Long Term Infrastructure Plan – First Edition 2007 as set out in **Attachment A**.

E&C noted that the document would need to be amended in light of LMS and updated transport plan.

10.0 DIVISIONAL MANAGER

Terry Hogan
DIVISIONAL MANAGER
CITY POLICY & STRATEGY

APPROVED

23 APR 2007

Lord Mayor

Recommend Accordingly

CHIEF EXECUTIVE OFFICER

11.0 BACKGROUND

The Brisbane Long Term Infrastructure Plan – First Edition (BLTIP) has been developed as a step towards provision of integrated planning for a range of infrastructure required to sustain our liveability and promote economic investment and development. The development of Brisbane's first fully integrated infrastructure plan is important to properly manage the pressures of unprecedented population growth.

The draft plan is also a step towards a coordinated approach to planning and delivery of infrastructure, highlighting opportunities and issues across Council with initiatives from the Queensland and Commonwealth Governments, as well as the private sector.

The BLTIP is informed by growth scenarios outlined in City Plan and the draft Local Growth Management Strategy. It is also informed by a range of Council forward plans eg. Council's Transport Plan. As the BLTIP represents strategic 'trunk' level infrastructure on a citywide scale regardless of responsible agency, variations between different growth scenarios will have a greater impact on localised infrastructure than this strategic level infrastructure. The BLTIP is at the Strategic Plans and Organisational Strategy level of Council's planning framework.

In developing the BLTIP, there has been the aim of drawing upon the most up to date information available. Despite this, in some cases the most recent information from various providers (eg. State Agencies) was more than 12 months old and this is reflected in some of the information and financial estimates provided. The BLTIP was also deliberately developed using existing approved or draft plans covering the relevant infrastructure categories. It is understood that there will always be a lag between emerging issues or proposals and their inclusion within the relevant plan.

The draft plan highlights the need for revision (approximately every 2 years) to reflect the most up to date initiatives, including latest population forecasts, associated infrastructure planning and priorities together with ongoing community engagement such as Neighbourhood Plans and the Local Growth Management Strategy and CityShape surveys.

The plan, when implemented, will maximise community benefits and ensure that Brisbane continues to be a dynamic and prosperous city by implementing planning initiatives to foster local business and industry. It will also provide a clear statement of Brisbane's needs and raise awareness of requirements and implications.

Approval of this submission and the BLTIP will enable the plan to be made available to the Brisbane community. This plan will not of itself place obligations on developers in future development. The infrastructure charges plans included in City Plan perform this function.

12.0 CONSULTATION

Consultation has been undertaken through the involvement of the Working Group (Phase 3) or their delegates including

Cr. David Hinchliffe	Deputy Mayor (9 February 2007)
Amanda Cooper	Policy Advisor, Lord Mayor's Office (19 October 2006, 3 November 2006 & 13 February 2007)
Matt Collins	Policy Advisor, Deputy Lord Mayor's Office (20 October 2006)
Kirsty Meier	Acting Policy Advisor Deputy Lord Mayor's Office (3 November 2006)
Barry Ball	Manager Water Resources
George Pund	Manager Transport & Traffic
John Campbell	Specialist Adviser Transport Policy
David Jackson	Manager, Economic Development
John Cowie	Senior Project Officer Economic Development
Neal Krautz	Principal Engineer Data Management & Telecommunications Infrastructure
Nick Clarke	Manager Natural Environment & Sustainability
Michael Lockwood	Manager City life
Kerry Doss	Principal Program Officer – Infrastructure Co-ordination Unit

Key external stakeholders were also consulted on an approved draft version of the plan during November/December. These comments have been considered in preparing this final version of the plan. A copy of these submissions appears as **Attachment B**.

This follows extensive consultation undertaken for the two earlier phases through Council Committees, Advisory Groups, Steering Committees, Industry and Government Workshops and the Infrastructure Summit.

A summary of changes made to the draft since it was presented to Establishment & Co-ordination Committee in November 2006 appears as **Attachment C**.

13.0 IMPLICATIONS OF PROPOSAL

The plan is a step towards a coordinated approach to planning and delivery of infrastructure, highlighting opportunities and issues across Council with initiatives from the Queensland and Commonwealth Governments, as well as the private sector.

14.0 COMMERCIAL IN CONFIDENCE

No.

15.0 CORPORATE PLAN IMPACT

This plan should guide future budget and infrastructure development in Brisbane City.

16.0 CUSTOMER IMPACT

The plan will raise awareness of infrastructure planning and requirements with the general community, business and other levels of government to sustain our liveability and promote economic investment and development.

17.0 ENVIRONMENTAL IMPACT

The plan seeks to integrate environmental and open space planning.

18.0 POLICY IMPACT

The BLTIP consolidates infrastructure planning by internal and external agencies into one document. It identifies a wide range of potential opportunities which can be delivered through consistent and coordinated planning, such as:

- minimising conflicts, disruption and duplication;
- providing consistent planning and cooperation with information sharing between authorities;
- increased focus on cost of city wide infrastructure, including the need to provide best "whole of life" value through improved asset management i.e. carrying out the right works at the optimum intervention time or making new or additional use of existing infrastructure; and
- protection to and more effective use of infrastructure corridors through an improved awareness of other agency plans and proactive consideration of collocation opportunities.

19.0 FINANCIAL IMPACT

BLTIP doesn't have a direct impact on Council's budget but assists in making informed and integrated decisions when infrastructure projects are prioritised.

20.0 HUMAN RESOURCE IMPACT

Nil.

21.0 URGENCY

Urgent, as the planning document by its nature is being superseded by subsequent ongoing planning and budget initiatives.

22.0 PUBLICITY / MARKETING STRATEGY

The proposed publicity/marketing strategy is in accordance with the communication strategy outlined earlier in this report.

23.0 OPTIONS

1. That E&C approve the recommendation.
2. That E&C don't approve the recommendation.

Option 1 is recommended.

BCC PUBLICATION SCHEME
10 YEAR RELEASE

1.0 FILE NUMBER: 164/305/6357-40440 SUBMISSION NUMBER:

SUBMISSION TO THE ESTABLISHMENT AND CO-ORDINATION COMMITTEE

2.0 TITLE

Appointment of **Manager, Marketing and Communication**

3.0 ISSUE/PURPOSE

Following a process of advertising in the Australian Financial Review of 16 February, the Brisbane Courier Mail on 17 February as well as Seek and the HJB website from 16 February 2007, 51 applications were received. Ms Alison Sherry of Hamilton, James and Bruce conducted preliminary interviews and conferred with the panel to determine candidates having best fit to the role. Five applicants were short listed and invited to interview for panel assessment.

At the conclusion of initial panel interviews, three candidates were considered unsuitable for further evaluation. Final reference checking has been completed on two candidates who are now put forward for Civic Cabinet consideration.

The following information is now provided:

- Attachment 1 - Executive Role Statement
- Attachment 2 - Executive Summary, Interview Summary of Recommended Candidate, 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, Divisional Manager, Corporate Services, as chair of a panel also comprising Chris Mead, Chief Financial Officer and Sue Rickerby, Manager Customer Services, Customer and Community Services.

5.0 SUBMISSION PREPARED BY

Anne-Marie Carroll, Managing Director, Merit Solutions, on behalf of Ian Maynard.

6.0 DATE

23 April, 2007

7.0 FOR E&C APPROVAL OR RECOMMENDATION TO COUNCIL

For E&C approval

ACTION TAKEN

23 APR 2007

TOWN CLERK

RECEIVED

23 APR 2007

COMMITTEE SECTION

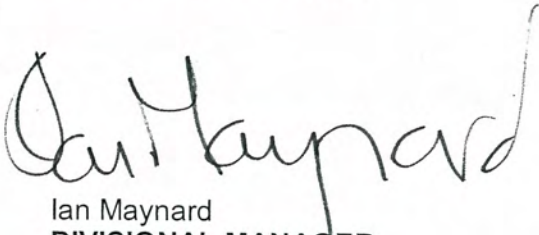
8.0 RECOMMENDATION

That the Establishment and Co-ordination Committee consider and appoint either of the following candidates:

Ms Katie Bickford
redacted

to the position of Manager, Marketing and Communications within the Corporate Services Division of Brisbane City Council, with a contract and salary to be negotiated.

9.0 DIVISIONAL MANAGER



Ian Maynard
DIVISIONAL MANAGER
CORPORATE SERVICES

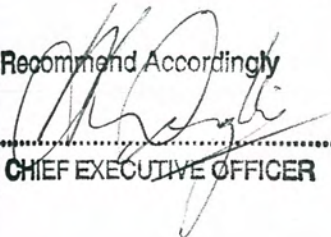
APPROVED

23 APR 2007



Lord Mayor

I Recommend Accordingly



CHIEF EXECUTIVE OFFICER

RECEIVED

23 APR 2007

COMMITTEE SECTION

BCC PUBLICATIONS SCHEME
10 YEAR RELEASE

E&C RESULTS – 30 APRIL 2007

SUB NO.	FILE NO.	DIV.	TITLE	Result
30/04- 1 M	204/6(16/P6)	MIPO	Monthly Project Report - March 2007	Yes
30/04- 2 M	24/1-H2007(2)	Brisbane Water	Travel Proposal for Ben Wilson to attend the 2007 Bentley Empowered Conference, in London, England	Yes
30/04- 3 R	202/10(725)	MIPO	Hale Street Link - Land Resumptions	Yes Amended
30/04- 4 M	243/98-60175/2005/2006	Corporate Risk Management Strategic Procurement Office	Stores Board Submission for E&C approval under Division 12 of the City of Brisbane Act, 1924 (Programmable Logic Controller)	Yes
30/04- 5 M	352/17/3(18)	City Policy & Strategy	Application to Conduct a Dog Day Care Business on Council Parkland	Yes
30/04- 6 Held	886/20/4(1)	City Policy & Strategy	Formal response to the Draft Concept Design Impact Management Plan (CDIMP) for the Eastern Busway	Held
30/04- 7 M	240/7-2006/2007	OLM&CEO	Contracts to Provide Professional Services - Report for February 2007	Yes
30/04- 8 Held	460/143(5)	City Policy & Strategy	Approval of Local Growth Management Strategy for Brisbane	Held
30/04- 9 R	253/65(1)	Customer & Community Services	Delegations and fees for Building Over Sewer requests	Yes
30/4- 10 Held	288/140-0	Customer & Community Services & City Policy & Strategy	Approval of the continuation of pest survey programs under the Land Protection (Pest and Stock Route Management) Act 2002	Held
30/4- 11 M	302/10/2(2393)	Corporate Services	Legal liability regarding a loss of trade insurance claim against Council submitted by the owners of the redacted located at redacted redacted	No
30/4- 12 (walk-in) M	164/305/6357-40440	Corporate Services	Appointment of Manager, Marketing and Communications	Yes

Present: Lord Mayor, Campbell Newman, D B Hinchliffe, J H Campbell, H Abrahams, V Newton, K Flessler, C Bermingham and M deWit

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 SCHEME
10 YEAR RELEASE

1.0 FILE NUMBER: 204/6(16/P6)

SUBMISSION TO THE ESTABLISHMENT AND CO-ORDINATION COMMITTEE

2.0 TITLE

Monthly Project Report - March 2007

3.0 ISSUE/PURPOSE

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

4.0 PROPONENT

Scott Stewart, Executive Manager - Major Projects, 3403 7652.

5.0 SUBMISSION PREPARED BY

Louise Dudley, A/Chief Financial Officer, Corporate Services, 3403 6068.

6.0 DATE

24th April 2007

RECEIVED ACTION TAKEN
30 APR 2007
OWN CLERK
DCFO

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.

10.0 EXECUTIVE MANAGER

I Recommend Accordingly

[Signature]
CHIEF EXECUTIVE OFFICER

[Signature]
Scott Stewart
Executive Manager, Major Projects

APPROVED
30 APR 2007
[Signature]
Lord Mayor
[Signatures]
KY CEB

11.0 BACKGROUND

The **Project Report Summary** report, in Attachment A, has adopted a colour system to improve the identification of those projects that are reporting exceptions. If a project is reporting an exception (i.e. not on budget in 2006-07, not on time, not on estimate whole of project, scope changes or emerging issues), then the flag for that item will appear as red. If a project is not reporting an exception (i.e. on budget in 2006-07, on time, on estimate whole of project, no scope changes or no emerging issues), then the flag for that item will appear as green.

In the **Monthly Project** report, in Attachment A, all additional or new information can be identified under the *****MARCH 2007 UPDATE***** heading.

Note:

Please be advised that:

- *Due to the continuing 2007-12 budget development process, the Smart Vans project name has changed to the City Smart Van project; and*
- *The 2006-07 Third Budget Review is currently in progress.*

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 Monthly Project Report for March 2007.

Option 2: Do not accept the report.

Option 1 is the preferred option.

BCC PUBLICATIONS SCHEME
10 YEAR RELEASE

1.0 FILE NUMBER:

24/1-H2007(2)

SUBMISSION TO THE ESTABLISHMENT AND CO-ORDINATION COMMITTEE

2.0 TITLE

Travel Proposal for Ben Wilson to attend the 2007 Bentley Empowered Conference, in London, England.

3.0 ISSUE/PURPOSE

The purpose of this submission is to request permission for Ben Wilson, Water and Sewerage Strategic Planner, System Planning Branch, Brisbane Water, to attend the 2007 Bentley Empowered Conference in London, England on 12 June, 2007.

4.0 PROPONENT

Jim Reeves, Divisional Manager, Brisbane Water.

5.0 SUBMISSION PREPARED BY

Ben Wilson, Water and Sewerage Planner, System Planning Branch, (PE5), ext 33282.

6.0 DATE

16 April 2007.

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

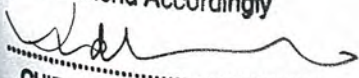
It is recommended that approval be given to Ben Wilson, Brisbane Water to attend the 2007 Bentley Empowered Conference, to be held at London, England on 12 June 2007, at an estimated cost to Council of \$250.

10.0 DIVISIONAL MANAGER



Jim Reeves
Divisional Manager
BRISBANE WATER

I Recommend Accordingly



CHIEF EXECUTIVE OFFICER

RECEIVED ACTION TAKEN

30 APR 2007

COUNCIL SECTION TOWN CLERK
PES

APPROVED
30 APR 2007
Lord Mayor
GHC
CER

11.0 BACKGROUND

The annual Bentley Empowered conference is an opportunity for professionals and organisations across the world to present noteworthy techniques and applications of software technology to achieve desired outcomes in infrastructure provision, planning and design.

Bentley has invited Ben Wilson, Senior Water and Sewerage Planner, System Planning, Brisbane Water, to speak and present at the conference on June 12. The topic is "Balancing Drought Proofing with Fire Safety", in which Ben Wilson will present on the advanced water network modelling techniques in use in Brisbane Water to analyse, plan and design fire-fighting capacity, whilst at the same time planning and designing works to implement a Pressure and Leakage Management Program. It will also be an interactive session where ideas and experiences with professionals from within water industry may be exchanged.

It is of particular interest given:

- The growing interest in the water industry of implementation of similar Pressure and Leakage Management programs; and
- That maintaining a water network Fire-Fighting capability, whilst recognised by most as essential, is somewhat contradictory to the requirements of Pressure and Leakage Management schemes, and that a 'balancing act' is required.

Bentley is one of the world's largest engineering software providers, and their interest in Brisbane Water presenting is threefold:

- As a way of providing a topic of interest, via a forum, to the world's infrastructure providers;
- That Brisbane Water used one of its software products as part of a Pressure and Leakage Management Program to achieve Brisbane Water's desired outcomes; and
- It provides an opportunity for Bentley's software developers, who often have limited practical experience in infrastructure provision, a way in which to learn what is required from modern software to meet the needs of the world's infrastructure providers.

This also presents an opportunity, due to locality, to meet with local Water Authorities and to discuss common interests and gain a broader knowledge in the application of the software. Bentley has water utility customers in the United Kingdom and has offered to arrange for meetings with them, if they are available.

Of particular interest is Pressure and Leakage Management. United Kingdom water utilities have implemented, and been operating, Pressure and Leakage Management schemes years in advance of Australian water utilities. It would be of benefit to consult with them on the technology and methods in use, issues faced and operational experience.

Bentley's relationship with Brisbane Water is in the commercial provision of engineering software solutions. They have supplied some of Brisbane Water's water network modelling software, with key strengths in evaluating water network fire-flow capacity.

Whilst Bentley is a supplier, there are no current competitive tenders, nor any competitive tenders or software purchases foreseeable in the near-future involving Bentley products in water supply planning. Brisbane Water's preferred water modelling package was resolved in 2006, with software purchases completed out of existing budget allocations in late 2006.

redacted

Proposed Itinerary

June 8-9	Brisbane	Leave Brisbane for London
June 10-12	London	Bentley Empowered Conference – 3 days
June 13	London	redacted
June 14	London	Meet with United Utilities (or other UK Water Supply Authority)
June 15	London	redacted
July 14	Arrive in Australia	Return to Brisbane.

12.0 CONSULTATION

Councillor John Campbell, Chairman Water & City Businesses Committee
Councillor Jane Prentice, Councillor for the Walter Taylor Ward
Cris Anstey, Chief of Staff, Lord Mayors Office

All are in agreement with the submission being considered by E&C.

13.0 IMPLICATIONS OF PROPOSAL

Council has adopted the implementation of Pressure and Leakage Management as a priority water-saving initiative in response to the ongoing drought.

This proposal presents an opportunity to share ideas and learnings on Pressure and Leakage Management, and more generally planning and operation of water networks, industry software applications etc.

14.0 COMMERCIAL IN CONFIDENCE

Not applicable.

15.0 CORPORATE PLAN IMPACT

The proposal is consistent with the objectives of ensuring the effective operation, maintenance and timely replacement and expansion of water supply assets and the strategy to implement Pressure and Leakage Management.

16.0 CUSTOMER IMPACT

N/A.

17.0 ENVIRONMENTAL IMPACT

It is considered important the Council maintains contemporary knowledge and understanding of both Pressure and Leakage Management schemes due to their importance as water-saving and environmental sustainability initiatives

18.0 POLICY IMPACT

It is worthwhile taking advantage of an opportunity to learn, firsthand from other organisations, relevant policies surrounding Pressure and Leakage Management, and other relevant water supply issues. This assists with comparisons and reviews of Brisbane City Council's policies.

19.0 FINANCIAL IMPACT

Bentley has offered to provide funding for return airfares, waived conference attendance fees, and accommodation expenses estimated to be \$3,000. Ben Wilson will not require arranged accommodation, however, due to acquaintances offering billeting within London.

Brisbane Water will provide a personal allowance of \$50 per day while on official business plus (transfers etc.) as per Council Travel Policy at an estimated cost of \$250.

Funds available from A204SPSM-628.

20.0 HUMAN RESOURCE IMPACT

Nil.

21.0 URGENCY

In the normal course of business.

22.0 PUBLICITY/MARKETING

- Brisbane City Council report as per Travel policy;
- Briefing to appropriate Brisbane Water staff on the knowledge gained from attending the conference meeting other users in the application of the software;
- Conference proceedings published in Bentley's annual Bentley Empowered Journal.

23.0 OPTIONS

- Option 1: Approve the recommendation
Option 2: Not approve the recommendation

Option 1 is the preferred option.

1.0 FILE NUMBER: 243/98-60175/2005/2006

SUBMISSION TO THE ESTABLISHMENT AND CO-ORDINATION COMMITTEE

2.0 TITLE.

Stores Board Submission for E&C approval under Division 12 of the City of Brisbane Act, 1924. **(Programmable Logic Controller).**

3.0 ISSUE / PURPOSE.

To seek Establishment & Co-ordination Committee approval to enter into a Contract for Gibson Island Programmable Controller Replacement (PLC) with i.Power Solutions Pty Ltd (i.Power), for their offered GE Fanuc PLC option, on a lump-sum basis, for the contract sum of \$1,129,532.59 (ex GST) as it is the most advantageous offer to Council.

4.0 PROPONENT.

Hayden Wright, Acting Chief Executive Officer.

5.0 SUBMISSION PREPARED BY.

John Lee, Contracts Manager, Corporate Risk Management, Strategic Procurement office.

6.0 DATE.

24 April 2007.

7.0 FOR E & C STRATEGY APPROVAL OR RECOMMENDATION TO COUNCIL?

For E&C approval.

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

No.

9.0 RECOMMENDATION.

That the Establishment and Co-ordination Committee approve the scheduled submission in accordance with Division 12 of the City of Brisbane Act, 1924.

10.0 John Lee
Contracts Manager
Corporate Risk Management
Strategic Procurement office

Hayden Wright
Acting Chief Executive Officer

APPROVED

30 APR 2007

Lord Mayor

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1002
Mdw

BCG 10 YEAR RELEASE SCHEME

RECEIVED
30 APR 2007
TOWN CLERK
CRMTEM P.

11.0 BACKGROUND.

The attached submission has been considered by the Acting Chief Executive Officer and the Stores Board on 24 April 2007, and the submission, as scheduled, is referred to the Establishment and Co-ordination Committee for approval, in accordance with Division 12 of the City of Brisbane Act, 1924.

12.0 CONSULTATION.

The Acting Chief Executive Officer and Permanent Head of the Unit of Administration responsible for the submission, Stores Board and relevant Divisional Officers have been consulted and are in agreement with the recommendation.

13.0 IMPLICATIONS OF PROPOSAL.

E&C approval is required to undertake the course of action proposed in the departmental submission.

14.0 COMMERCIAL-IN-CONFIDENCE.

No.

15.0 CORPORATE PLAN IMPACT.

The recommendation of this submission will contribute to efficient management of the City's resources.

16.0 CUSTOMER IMPACT.

The submission relates to the carrying out of work or supply of goods and services to meet Council's approved programs.

17.0 ENVIRONMENTAL IMPACT.

Environmental considerations will be taken into account as necessary.

18.0 POLICY IMPACT.

Submitted in accordance with Council's Procedures for Procurement, Contracting and Tendering.

19.0 FINANCIAL IMPACT.

Financial details are included in the Divisional submission.

20.0 HUMAN RESOURCES IMPACT.

Not Applicable.

21.0 URGENCY.

As soon as possible.

22.0 PUBLICITY / MARKETING STRATEGY.

As required.

23.0 OPTIONS.

Option 1: Approve the recommendation.

Option 2: Not approve the recommendation.

Option 1 is the preferred and recommended Option.

BCC PUBLICATION SCHEME
10 YEAR RELEASE

1.0 FILE NUMBER: 352/17/3(18)

SUBMISSION TO THE ESTABLISHMENT AND CO-ORDINATION COMMITTEE

2.0 TITLE

Application to Conduct a Dog Day Care Business on Council Parkland

3.0 ISSUE/PURPOSE

The submission is to seek the endorsement by E&C of an assessment undertaken by Council officers relating to an application to conduct a dog day care and dog grooming business at Powerhouse Park in New Farm.

4.0 PROPONENT

Terry Hogan, Divisional Manager City Policy and Strategy Division

5.0 SUBMISSION PREPARED BY

John Twentyman, Senior Program Officer, Parks Management,
SPOPM, x 36777

6.0 DATE

13th April, 2007

ACTION TAKEN

30 APR 2007

RECEIVED

30 APR 2007

7.0 FOR E&C APPROVAL OR RECOMMENDATION TO COUNCIL

For E&C approval

COMMITTEE SECTION

SPOPM

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 reject the application to conduct a dog day care and dog grooming business in Powerhouse Park, New Farm.

10.0 DIVISIONAL MANAGER

NOT APPROVED

30 APR 2007

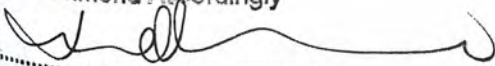
Lord Mayor



Terry Hogan
Divisional Manager
City Policy and Strategy Division



I Recommend Accordingly



CHIEF EXECUTIVE OFFICER

11.0 BACKGROUND

Council recently received a request to conduct a dog day care and dog grooming business in Powerhouse Park, New Farm. The Deputy Mayor asked the Manager Natural Environment & Sustainability, to prepare a submission seeking the views of Civic Cabinet on the merits or otherwise of the proposal.

12.0 THE PROPOSAL

The applicant proposes to conduct the business in a specified section of the Powerhouse Park between the hours of 7.30am and 5.30pm on weekdays. Powerhouse Park comprises 1.49ha of informal use parkland located on the Brisbane River next to the Brisbane Powerhouse. The park includes a very popular dog off leash area, which is the location of the proposed commercial activity.

The applicant claims that the activity would:

- complement existing dog day care centres throughout Brisbane that are becoming increasingly popular and difficult to access because of high demand
- provide a service to residents of New Farm who live in an apartment and are required to leave their dog at home un-supervised whilst at work, and
- reduce complaints about intrusive barking.

The proposal is to use a mobile vehicle or structure for dog grooming during a trial assessment period. If the trial is successful a purpose built structure is proposed, connected to power and water (please refer to illustration attached). As can be seen by **Annexure 1**, Council officers are of the opinion that the proposal should not proceed. E&C are requested to reject the application.

13.0 CONSULTATION

The draft submission was circulated as follows on 30 March 2007:

Margaret Allison, Divisional Manager, Customer & Community Services

Andrea Kenafake, Manager Local Laws

Greg Sullivan, Manager Licensing & Compliance

Shane MacLeod, Manager Local Asset Services

Frank Riley, Manager City Property

Bronwyn Sullivan, Brisbane City Legal Practice

Cr. Helen Abrahams, Chairperson Environment & Sustainability Committee

Cr. Geraldine Knapp, Shadow Spokesperson for Environment & Sustainability

Cr. Catherine Bermingham, Chairperson Community Services Committee

Cr. Judy Magub, Shadow Spokesperson for Community Services

Cr. Hinchliffe, Deputy Mayor and Councillor for Central Ward

Colin Chua, Policy Advisor

Councillor Hinchliffe and Councillor Abrahams have an open mind on the application although they have expressed concern about a permanent structure being built in the park to accommodate the use. They along with Councillor Bermingham support the submission going forward to seek the views of Civic Cabinet. Councillor Knapp and Colin Chua are happy for the submission to go to Civic Cabinet for consideration.

All other Council officers agree with the recommendation.

14.0 IMPLICATIONS OF PROPOSAL

Based on the above assessment, Council could create an undesirable precedent if it approves this proposal. In particular, the approval of a trial could compromise any future decision on the proposed permanent business venture. Approval of a trial is not advisable if the permanent use of the park including construction of the proposed building is unacceptable to Council.

If a decision is made to approve the trial, the Manager Local Asset Services should be authorised to place such conditions of approval as required in order to:

- Protect the park, park visitors and neighbours from nuisance, damage and inconvenience
- Manage public risk and Council's potential liability
- Designate the fee to be paid to Council and/or the benefits-in-kind to be delivered by the applicant
- Limit the times of operation or extent of the commercial activity to prevent overcrowding, unreasonable competition or other impacts
- Overcome the perception that an exclusive or privileged use of the park has been condoned by Council
- Stipulate signage, consultation and dispute resolution practices to be adopted in the conduct of the activity
- Validate the applicants qualifications, competencies and skills to deliver the proposed activity
- Prescribe a bond if required to cover the cost of rectification of any possible damage caused as a result of negligence by the permit holder.

15.0 COMMERCIAL IN CONFIDENCE

No

16.0 CORPORATE PLAN IMPACT

No

17.0 CUSTOMER IMPACT

If the trial is approved, an increased level of service to proactively manage possible damage to park furniture and turf will be required.

Some community complaint about the use of parks for commercial activities can be expected.

18.0 ENVIRONMENTAL IMPACT

Permit conditions can ensure environmental impacts are minimised and remediation undertaken where required.

19.0 POLICY IMPACT

A trial of this activity is considered to be self-assessable under City Plan, as it does not represent a material change of use in a dog off leash area. However, a development application would be required if a permanent structure is to be constructed in the park and the applicant seeks a lease or extended licence from Council.

Council's Parks Local Law states that approval of Council is required for all commercial activities in parks.

The *City of Brisbane Act* requires the calling of tenders for this type of activity unless otherwise approved by a resolution of Council. Under Part 2, Sub-division 4 Section 46I Council may dispose of an interest in land without invitation to tender if the Council resolves that it is of the opinion that it is in the public interest that the land be disposed of without auction or inviting tenders. A resolution under this section must state the reasons for the opinion expressed.

20.0 FINANCIAL IMPACT

The initial impact is expected to be essentially cost-neutral, with a small increase in revenue offset by increased expenditure on administration and maintenance.

21.0 HUMAN RESOURCE IMPACT

No impact

22.0 URGENCY

In the normal course of business

23.0 PUBLICITY/MARKETING

Not required

24.0 OPTIONS

- 1 To reject the proposal.
- 2 That the Manager Local Asset Services prepare documentation for Council to consider whether it is in the public interest that a permit for a 12 month trial be issued without calling tenders.
- 3 That the Manager Local Asset Services commence the process for calling tenders to operate a dog day care and dog grooming business at Powerhouse Park.

Option 1 is the recommended option.

1.0 FILE NUMBER: 240/7-2006/2007

SUBMISSION TO THE ESTABLISHMENT AND CO-ORDINATION COMMITTEE

2.0 TITLE

Contracts to Provide Professional Services - Report for February 2007

3.0 ISSUE / PURPOSE

The purpose of this submission is to seek E&C approval for the consultancies commissioned in February 2007

4.0 PROPONENT

Hayden Wright
Executive Manager, Chief Executive's Office

5.0 SUBMISSION PREPARED BY

Lana Milne, PAMCEO
Extension 36486
Chief Executive's Office

6.0 DATE

20 April 2007

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 February 2007 as attached.

10.0

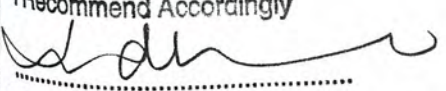

Hayden Wright
Executive Manager, Chief Executive's Office
Office of the Lord Mayor and the Chief Executive

APPROVED

30 APR 2007


Lord Mayor

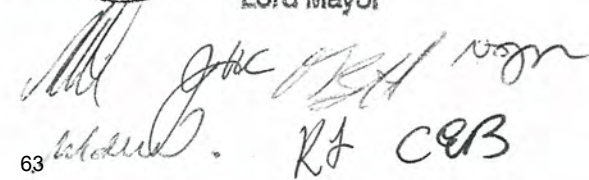
I Recommend Accordingly


CHIEF EXECUTIVE OFFICER

BCC 10 YEAR RELEASE SCHEME

RECEIVED
30 APR 2007
COMMITTEE SECTION

ACTION TAKEN
30 APR 2007
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RF CEB

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 \$2,248,739.33 during the month of February 2007 are attached.

12.0 CONSULTATION

N/A

13.0 IMPLICATIONS OF PROPOSAL

N/A

14.0 COMMERCIAL IN CONFIDENCE

N/A

15.0 CORPORATE PLAN IMPACT

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

16.0 CUSTOMER IMPACT

As addressed by Divisions.

17.0 ENVIRONMENTAL IMPACT

N/A

18.0 POLICY IMPACT

Compliance with reporting request.

19.0 FINANCIAL IMPACT

Expenses incurred through Divisional Consultancy Accounts.

20.0 HUMAN RESOURCE IMPACT

N/A

21.0 URGENCY

Normal course of business.

22.0 PUBLICITY / MARKETING STRATEGY

N/A

23.0 OPTIONS

N/A

1.0 FILE NUMBER: 302/10/2(2393)

SUBMISSION TO THE ESTABLISHMENT AND COORDINATION COMMITTEE

2.0 TITLE

Legal liability regarding a loss of trade insurance claim against Council submitted by the owners of the redacted located at redacted

3.0 ISSUE/PURPOSE

To make a recommendation regarding the claimant's financial loss situation.

4.0 PROPONENT

David Cox, Corporate Risk and Compliance Manager.

5.0 SUBMISSION PREPARED BY

Pat O'Driscoll, Operational Risk and Insurance Claims, extension 36015.

6.0 DATE

18 April 2007.

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.

9.0 RECOMMENDATION

It is recommended that the E&C Committee approves:

1. (a) a denial of this public liability insurance claim submitted to Council; and
- (b) an ex-gratia payment of redacted ; and
2. the development of a policy around ex -gratia payments relating to public liability claims.

10.0 DIVISIONAL MANAGER

Chris Mead
A/Divisional Manager
Corporate Services Division

Recommend Accordingly

CHIEF EXECUTIVE OFFICER

NOT APPROVED

30 APR 2007

Lord Mayor

[Handwritten signatures and initials: GHC, BHA, K7, CEB]

ACTION TAKEN
30 APR 2007
TOWN CLERK
CRM.

BCC PUBLICATIONS SCHEME
10 YEAR RELEASE

11.0 BACKGROUND

Brisbane City Works (BCW) commenced approved major drainage relief work in the redacted area late last year.

The project was undertaken in 3 stages and scheduled for completion on or before 28 February 2007, as stated in a notice distributed to all affected residents and businesses.

The works undertaken by BCW, and their impact on the subject business at redacted redacted, are summarised in Attachment "A".

Claim by redacted

The owners of this redacted have lodged a claim for financial loss due to diminished trade citing the project time, disrupted customer and supplier access, dust and noise as contributing factors.

The claim has been quantified by them as follows:

	<u>Loss Amounts</u>
(1) Loss of trade, extraordinary cleaning expenses and business damage up to and including 22 December 2006.	redacted
(2) Loss of trade, extraordinary cleaning expenses and business damage from 08 January to 27 January 2007.	redacted
(3) Re-establishing the business to the level prior to construction.	redacted
(4) Loss of trade, extraordinary cleaning expenses and business damage at redacted per day from 28 January to 14 March (46 days).	redacted
<u>Claim amount</u>	redacted

The redacted owners have verbally stated that, should their business close down, they will seek a further redacted in compensation from Council, this being the claimed value of the business prior to the commencement of the project.

All these amounts are alleged to be applicable by the claimant and have not been independently verified. Verification will only occur if Council is deemed to be liable, or if an ex-gratia payment is approved.

Please see Attachment "E" for letter of claim from redacted.

Insurance Investigation

redacted has already submitted its claim to Council's public liability insurer, who has appointed an independent insurance assessor to provide a legal liability opinion.

The assessor's investigation occurred in parallel with Council's analysis of the situation and the assessor's report is shown at "Attachment F".

The assessor has focussed on two (2) aspects relating to the claim that will determine Council's liability exposure, that is:

- Were Council's onsite actions relating to work practices, traffic management and signage conducted in a "reasonable" manner thus satisfying its duty of care to the public? The assessor's opinion is that Council has acted reasonably.
- Did Council design this suburban drainage route in a "reasonable" manner taking into account community disruption that might be caused by selecting a drainage path along residential streets versus following easements through private property. Again, the assessor's opinion is that Council has acted reasonably.

It should be noted that separate claims for loss of trade have been received by Council's public liability insurer and are:

- ◆ The [redacted] and [redacted] at this location for a minimum amount of [redacted]. This matter is also covered by the assessor's report and Council is deemed to have acted in a "reasonable" manner in these cases also.
- ◆ The [redacted] at [redacted] for [redacted]. This claim was received by Council on 26 March 2007 after the assessor's report was completed.

In addition, Council has very recently received a public petition supporting the [redacted] restricted trading circumstances.

Public Liability Considerations

Council's commercial public liability insurance policy carries a \$500,000 Third Party Financial Loss deductible, meaning that claims up to and including this amount are paid by Council. Should Council be found liable, claimed amounts in this particular case could be funded from the current insurance budget.

Public liability insurance covers Council's legal liability to pay compensation for Third Party losses. This requires that, on a balance of probabilities (not beyond all reasonable doubt – that being a Criminal Law criterion), Council's negligence caused the loss. If it is determined that Council is not legally liable for the loss, the claim will be denied by our insurer on our behalf and the claimants advised accordingly.

Where Council does not have a legal liability, but considers that it has a moral obligation to settle a claim, Council may elect to negotiate an ex-gratia settlement.

Conclusion

It is recommended that Council has acted in a reasonable manner in the design and construction of this suburban drainage project, and therefore, has adequately discharged its duty of care under Law and is not legally liable for the loss of trade claims submitted.

However, there is no doubt that this business and others have suffered significant disruption caused by these works.

In those circumstances an ex-gratia payment for some part of the redacted claim should be made on the basis of:

- (a) No admission of liability; and
- (b) The making of the ex-gratia payment and the amount of that payment be kept confidential.

It is recommended that an ex-gratia payment of redacted be offered to offset revenue loss plus the extra cost of cleaning.

In suggesting an ex-gratia payment it is noted that Council does not have any policy framework re these decisions and it is recommended that E&C Committee should seek to develop a policy to provide guidance for such payments.

12.0 CONSULTATION

Chief Executive Officer, Jude Munro
Councillor David McLachlan, Councillor for Hamilton Ward
Bruce Raggatt, Executive Officer, Brisbane City Works
All of the above support the recommendation.

- ◆ Steve Whitehouse, Office Manager, Lord Mayor's Office agrees that this submission can go forward for consideration by E&C Committee.
- ◆ Michael Byrne, A/Chief Procurement Officer, Corporate Services Division agrees that this submission can go forward for consideration by E&C Committee but has concerns with the flow-on effects of the ex-gratia payment.
- ◆ Councillor John Campbell supports the recommendation provided the same offer is made to the neighbouring business also claiming financial loss. Councillor Campbell further adds that Council must also develop a policy framework that can be used in any future ex-gratia claims that arise.
- ◆ Councillor Kim Flesser has been consulted and is not opposed to this submission going forward for consideration by the E&C Committee. Councillor Flesser further adds that he would support the recommendation provided the other two businesses who claimed to have suffered financial loss were offered appropriate ex-gratia payments, and that Council Officers develop a policy for offering ex-gratia payments for any similar claims against Council as soon as possible.
- ◆ Councillor de Wit has been consulted and is not opposed to this submission going forward for consideration by the E&C Committee.

13.0 IMPLICATIONS OF PROPOSAL

That Council will confirm its legal status as a Statutory Body under both Section 901 of the Local Government Act 1993 for the purpose of carrying out public infrastructure work and its liability immunity at Section 37 of the Civil Liability Act 2003 by having acted in a reasonable manner.

14.0 COMMERCIAL IN CONFIDENCE

The making of this ex-gratia offer to redacted is only to be made on the basis that the entire matter be treated as Commercial In Confidence by all involved.

15.0 CORPORATE PLAN IMPACT

Nil.

16.0 CUSTOMER IMPACT

Denial of the claim will ensure that Council maintains a consistent and objective approach to such matters, resulting in an overall benefit for the City.

17.0 ENVIRONMENT IMPACT

Nil.

18.0 POLICY IMPACT

Nil.

19.0 FUNDING IMPACT

Nil.

20.0 HUMAN RESOURCE IMPACT

Nil.

21.0 URGENCY

As soon as possible.

22.0 PUBLICITY/MARKETING STRATEGY

None required.

23.0 OPTIONS

1. Approve the recommendations.
2. Modify the recommendations.

Option 1 is recommended.

1.0 FILE NUMBER: 164/305/6357-40440

SUBMISSION NUMBER:

SUBMISSION TO THE ESTABLISHMENT AND CO-ORDINATION COMMITTEE

2.0 TITLE

Appointment of **Manager, Marketing and Communication**

3.0 ISSUE/PURPOSE

On conclusion of panel interviews and referee checks two candidates, Ms Katie Bickford and Ms Dilka Whish-Wilson were put forward to Establishment and Co-ordination for consideration and appointment to the position of Manager, Marketing and Communication on the 23rd April, 2007.

The recommended applicant was Ms Katie Bickford. Ms Bickford subsequently declined the offer of employment.

4.0 PROPONENT

Ian Maynard, Divisional Manager, Corporate Services, as chair of a panel also comprising Chris Mead, Chief Financial Officer and Sue Rickerby, Manager Customer Services, Customer and Community Services.

5.0 SUBMISSION PREPARED BY

Jeanette Mellis, on behalf of Ian Maynard.

6.0 DATE

30 April, 2007

7.0 FOR E&C APPROVAL OR RECOMMENDATION TO COUNCIL

For E&C approval

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10 YEAR RELEASE

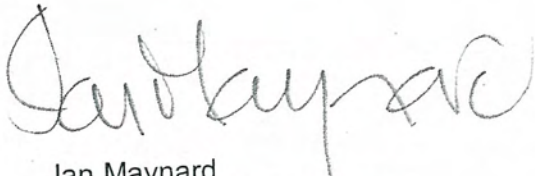
8.0 RECOMMENDATION

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

Ms Dilka Whish-Wilson

to the position of Manager, Marketing and Communications within the Corporate Services Division of Brisbane City Council, with a contract and salary to be negotiated.

9.0 DIVISIONAL MANAGER



Ian Maynard
DIVISIONAL MANAGER
CORPORATE SERVICES

APPROVED

30 APR 2007



Lord Mayor

gHC *OBAA*

MduD. H

CRB

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