

E&C FORMAL SUBMISSIONS RESULTS – 07 FEBRUARY 2011

SUB NO.	FILE NO.	DIV.	TITLE	RESULT	RELEASE DATE	
					Immediate	Other
07/02-01 M	137/800/1121/75	Brisbane Infrastructure	Clem Jones Tunnel (CLEM7) – Council Consent to Debt Financier Arrangements – Westpac Banking Corporation	Approved	Yes	
07/02-02 M	137/800/1121/74	Brisbane Infrastructure	Clem Jones Tunnel (CLEM7) – Council Consent to Debt Financier Arrangements – Hongkong Shanghai Banking Corporation	Approved	Yes	
07/02-03 M	137/800/1121/47	Corporate Services	Monthly Report – Delegation of Authority to Travel – October 2010	Approved	Yes	
07/02-04 M	137/800/1121/48	Corporate Services	Monthly Report – Delegation of Authority to Travel – November 2010	Approved	Yes	
07/02-05 M	137/800/1121/68	Corporate Services	Inclusion of Charitable Organisation in Appendix 'A' of the Schedule of Fees and Charges – Parkinson's Queensland Inc	Approved	Yes	
07/02-06 M	137/800/1121/67	Corporate Services	Inclusion of Charitable Organisation in Appendix 'A' of the Schedule of Fees and Charges – United Nations Association of Australia, Qld Inc	Approved	Yes	
07/02-07 M	137/800/1121/86	OLMCEO	To re-appoint Len Scanlan, immediate past Auditor- General of Queensland, as the independent Chairperson to the Brisbane City Council Audit Committee	Approved	Yes	
07/02-08 M	137/800/1121/80	OLMCEO	Stores Board Submission- Significant Activity Plan – Procurement Strategy for the Recovery and Restoration of Brisbane River Structure. Contract Number A110141-10/11	Approved	Yes	

E&C FORMAL SUBMISSIONS RESULTS – 07 FEBRUARY 2011

SUB NO.	FILE NO.	DIV.	TITLE	RESULT	RELEASE DATE	
					Immediate	Other
07/02-09 M	R90476F-08/19	OLMCEO	Stores Board Submission – Contract for the Provision of Architectural Services for the City Hall Restoration Project	Approved	Yes	
07/02-10 M	137/800/1121/10	FaCS	Community Grants and Community Facility Grants Programs – 2010/2-11 Round 1	Amended	Yes	
07/02-11 R	112/875/479/10	FaCS	Queen Street Mall Visitor Information Centre (VIC) Permit to Occupy	Amended	N/a	N/a
07/02-12 M	137/800/1121/61	FaCS	Queensland Government Draft Feral Deer Management Strategy 2010 – 2015 Response	Held	N/a	N/a
07/02-13 R	112/20/711/339	Brisbane Infrastructure	Resumption of Land at 449 Kingsford Smith Drive, Hamilton for the Kingsford Smith Drive Upgrade Project, Stage 2	Approved	N/a	N/a
07/02-14 M		OLMCEO	Establishment of the Management Board of the Lord Mayor's Community Disaster Relief Appeal Fund	Approved	Yes	

Present: Lord Mayor Campbell Newman, G M Quirk, G Knapp, A Cooper, D McLachlan, A Schrunner, P Matic, M de Wit.

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.

SUBMISSION TO THE ESTABLISHMENT AND COORDINATION COMMITTEE

1.0 File number

137/800/1121/75

2.0 Title

Clem Jones Tunnel (CLEM7) – Council Consent to Debt Financier Arrangements

3.0 Issue/purpose

To provide consent to Substitution of a Debt Financier associated with the CLEM7 Project

4.0 Proponent

Barry Broe, Divisional Manager, Brisbane Infrastructure

5.0 Submission prepared by

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

6.0 Date

31 January 2011

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 Recommended for public release

For immediate release.

10.0 Recommendation

That the Establishment and Coordination Committee consent to the substitution of Westpac Banking Corporation and its rights, obligations and interests, with the Citigroup Financial Products Inc, in accordance with Clause 10.3(b) of the Debt Finance Side Deed

11.0 Divisional Manager and Chairperson

ACTION TAKEN

07 FEB 2011

TOWN CLERK

RECEIVED

07 FEB 2011

COMMITTEE SECTION

APPROVED

7 FEB 2011

Lord Mayor

us
mwp
25/1/11
Barry Broe
DIVISIONAL MANAGER
BRISBANE INFRASTRUCTURE

Cr Graham Quirk
CHAIRPERSON
INFRASTRUCTURE COMMITTEE
I Support / Reject the recommendation/s.
If rejected, please state reasons

I Recommend Accordingly

.....
CHIEF EXECUTIVE OFFICER

12.0 Background

On 23 May 2006, Council entered into a contract with the RiverCity Motorway Consortium (RCM) for the delivery of the Clem Jones Tunnel (CLEM7), formerly known as the North-South Bypass Tunnel.

RCM's obligations to finance the project are established in the Project Deed and Debt Financing Documents such as the "Debt Finance Side Deed".

By way of letter dated 5th January 2011, the Security Trustee under the CLEM7 Debt Finance Side Deed requested Council's consent for the substitution of one of the Debt Financiers associated with the CLEM7 Project with Citigroup Financial Products Inc (Citigroup).

Clause 10.3(a) of the CLEM7 Debt Finance Side Deed requires the Security Trustee to obtain the prior consent of Council before assigning or transferring any of its rights and obligations under the Debt Financing Documents.

Clauses 10.3(a) and (b) further state that Council's consent must not be unreasonably withheld and that within 15 Business Days after notification from the Security Trustee, Council must give its consent for substitution of a debt financier's obligations if the substitute is a bank or financial institution and either:

- i. has the required rating (a credit rating of at least BBB by Standard and Poor's (Australia) Pty Limited or Baa2 by Moody's Investors Service, Inc.) ; or
- ii. is guaranteed and indemnified on terms acceptable to Council by a financial institution or investment fund which has the Required Rating.

The Security Trustee advised in its letter that Citigroup does not currently have a credit rating from any rating agency. Therefore, Council is not obliged to consent to the assignment under Clause 10.3 but cannot unreasonably refuse that consent.

A credit rating was stipulated to primarily reduce the risk to Council of funds becoming unavailable due to the financial difficulty of one of the debt financiers during construction. Now that construction is complete and CLEM7 is operational, the consequences of this risk are greatly diminished and this change to Council's risk profile means that the credit rating of Citigroup is not as significant.

The CLEM7 team and its advisor Clayton Utz has confirmed the view that the request should be agreed by Council as there are no particular reasons for withholding consent.

Establishment and Coordination Committee consent is sought to permit the substitution of Westpac Banking Corporation and its rights, obligations and interests, with Citigroup Financial Products Inc., in accordance with Clause 10.3(b) of the Debt Finance Side Deed.

13.0 Consultation

Barry Broe, Divisional Manager, Brisbane Infrastructure
Greg Evans, Chief Financial Officer
David Askern, Chief Legal Counsel
Scott Stewart, Executive Manager, Major Infrastructure Projects Office
Craig Stevens, Manager Corporate Communications

All are in agreement with the recommendation.

14.0 Implications of proposal

The proposed recommendation will endorse the substitution of the current debt financier, Westpac Banking Corporation, with the proposed substitute of Citigroup Financial Products Inc.

15.0 Commercial in confidence

No

16.0 Vision/Corporate Plan impact

This action is consistent with the Accessible City (Service Development 7.1.2.1.DO5 Tunnels) theme of the Corporate Plan

17.0 Customer impact

Nil

18.0 Environmental impact

Nil

19.0 Policy impact

Nil

20.0 Financial impact

Nil

21.0 Human resource impact

Nil

22.0 Urgency

In the normal course of business

23.0 Publicity/marketing strategy

Nil

24.0 Options

Option 1: Accept the recommendation and formally approve the substitution of the current debt financier, Westpac Banking Corporation, with the proposed substitute of Citigroup Financial Products Inc

Option 2: Not accept the recommendation

Option (1) is the preferred option

NB: If the officer's recommendation is not followed, then the reasons for departure from that recommendation should be recorded here.

BCC PUBLIC INFORMATION SCHEME
10 YEAR RELEASE

SUBMISSION TO THE ESTABLISHMENT AND COORDINATION COMMITTEE

1.0 File number

137/800/1121/74

2.0 Title

Clem Jones Tunnel (CLEM7) – Council Consent to Debt Financier Arrangements

3.0 Issue/purpose

To provide consent to Substitution of a Debt Financier associated with the CLEM7 Project

4.0 Proponent

Barry Broe, Divisional Manager, Brisbane Infrastructure

5.0 Submission prepared by

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

6.0 Date

31 January 2011

ACTION TAKEN RECEIVED
07 FEB 2011 07 FEB 2011

7.0 For E&C approval or recommendation to Council

For E&C Approval

TOWN CLERK COMMITTEE SECTION

8.0 If for recommendation to Council, is a Council resolution required under an Act or Local Law?

Not applicable

APPROVED

9.0 Recommended for public release

For immediate release

7 FEB 2011

10.0 Recommendation

That the Establishment and Coordination Committee consent to the substitution of Hongkong and Shanghai Banking Corporation and its rights, obligations and interests, with the Citigroup Financial Products Inc, in accordance with Clause 10.3(b) of the Debt Finance Side Deed

.....
Lord Mayor
[Signatures]

11.0 Divisional Manager and Chairperson

Barry Broe
Barry Broe
DIVISIONAL MANAGER
BRISBANE INFRASTRUCTURE

[Signature]
Cr Graham Quirk
CHAIRPERSON
INFRASTRUCTURE COMMITTEE

I Support / Reject the recommendation/s.
If rejected, please state reasons

I Recommend Accordingly

.....
CHIEF EXECUTIVE OFFICER

10 YEAR RELEASE SCHEME

*us
m
25/1/11*

12.0 Background

On 23 May 2006, Council entered into a contract with the RiverCity Motorway Consortium (RCM) for the delivery of the Clem Jones Tunnel (CLEM7), formerly known as the North-South Bypass Tunnel.

RCM's obligations to finance the project are established in the Project Deed and Debt Financing Documents such as the "Debt Finance Side Deed".

By way of letter dated 29th December 2010, the Security Trustee under the CLEM7 Debt Finance Side Deed requested Council's consent for the substitution of one of the Debt Financiers associated with the CLEM7 Project with Citigroup Financial Products Inc (Citigroup).

Clause 10.3(a) of the CLEM7 Debt Finance Side Deed requires the Security Trustee to obtain the prior consent of Council before assigning or transferring any of its rights and obligations under the Debt Financing Documents.

Clauses 10.3(a) and (b) further state that Council's consent must not be unreasonably withheld and that within 15 Business Days after notification from the Security Trustee, Council must give its consent for substitution of a debt financier's obligations if the substitute is a bank or financial institution and either:

- i. has the required rating (a credit rating of at least BBB by Standard and Poor's (Australia) Pty Limited or Baa2 by Moody's Investors Service, Inc.) ; or
- ii. is guaranteed and indemnified on terms acceptable to Council by a financial institution or investment fund which has the Required Rating.

The Security Trustee advised in its letter that Citigroup does not currently have a credit rating from any rating agency. Therefore, Council is not obliged to consent to the assignment under Clause 10.3 but cannot unreasonably refuse that consent.

A credit rating was stipulated to primarily reduce the risk to Council of funds becoming unavailable due to the financial difficulty of one of the debt financiers during construction. Now that construction is complete and CLEM7 is operational, the consequences of this risk are greatly diminished and this change to Council's risk profile means that the credit rating of Citigroup is not as significant.

The CLEM7 team and its advisor Clayton Utz has confirmed the view that the request should be agreed by Council as there are no particular reasons for withholding consent.

Establishment and Coordination Committee consent is sought to permit the substitution of Hongkong and Shanghai Banking Corporation and its rights, obligations and interests, with Citigroup Financial Products Inc., in accordance with Clause 10.3(b) of the Debt Finance Side Deed

13.0 Consultation

Barry Broe, Divisional Manager Brisbane Infrastructure
Greg Evans, Chief Financial Officer
David Askern, Chief Legal Counsel
Scott Stewart, Executive Manager, Major Infrastructure Projects Office
Craig Stevens, Manager Corporate Communications

All are in agreement with the recommendation.

14.0 Implications of proposal

The proposed recommendation will endorse the substitution of the current debt financier, Hongkong and Shanghai Banking Corporation, with the proposed substitute of Citigroup Financial Products Inc.

15.0 Commercial in confidence

No

16.0 Vision/Corporate Plan impact

This action is consistent with the Accessible City (Service Development 7.1.2.1.DO5 Tunnels) theme of the Corporate Plan

17.0 Customer impact

Nil

18.0 Environmental impact

Nil

19.0 Policy impact

Nil

20.0 Financial impact

Nil

21.0 Human resource impact

Nil

22.0 Urgency

In the normal course of business

23.0 Publicity/marketing strategy

Nil

24.0 Options

Option 1: Accept the recommendation and formally approve the substitution of the current debt financier, Hongkong and Shanghai Banking Corporation, with the proposed substitute of Citigroup Financial Products Inc

Option 2: Not accept the recommendation

Option (1) is the preferred option

NB: If the officer's recommendation is not followed, then the reasons for departure from that recommendation should be recorded here.

BCC PUBLIC RELEASE
10 YEAR RELEASE
SCHEMATIC

1.0 FILE NUMBER: 137/800/1121/47

2.0 TITLE

Monthly Report - Delegation of Authority to Travel – October, 2010

3.0 ISSUE/PURPOSE

Provision of relevant monthly travel report.

4.0 PROPONENT

Ian Maynard, Chief Operating Officer, Corporate Services

5.0 SUBMISSION PREPARED BY

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

6.0 DATE

7 February, 2011

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 RECOMMENDED FOR PUBLIC RELEASE

Immediate release.

10.0 RECOMMENDATION

That the Establishment and Co-ordination Committee note the information submitted on approved travel for October, 2010.

11.0

DIVISIONAL MANAGER

Chairman

I Support/~~Reject~~ the Recommendation

If Reject – please state reasons

Ian Maynard
CHIEF OPERATING OFFICER

Cr Adrian Schrinner
CHAIRMAN FINANCE, ECONOMIC
DEVELOPMENT AND ADMINISTRATION
COMMITTEE

I Recommend Accordingly

.....
CHIEF EXECUTIVE OFFICER

ACTION TAKEN

07 FEB 2011

TOWN CLERK

RECEIVED

07 FEB 2011

COMMITTEE SECTION

APPROVED

7 FEB 2011

.....
Lord Mayor

[Handwritten signatures and initials]

10 YEAR RELEASE SCHEME

12.0 BACKGROUND

In pursuance of the request for information on a monthly basis of travel approved under delegation, reports are enclosed for October, 2010, for each Unit of Administration showing travel actually undertaken during that month.

Appendix "A" shows details associated with travel undertaken by non Council employees not covered by the Travel Policy.

In summary, the position is as follows:

October, 2010

Non-Commercial Operations

a)	International Travel	
	(i) Number of Bookings	7
	(ii) Airfares	\$39,492.46
b)	Domestic Travel	
	(i) Number of Bookings	36
	(ii) Airfares	\$12,514.54
c)	Accommodation and Allowances Costs	\$22,422.94
d)	Registration Fees for Conferences	\$14,303.40
e)	Other Costs e.g. hire car	\$17,465.95
	TOTAL	\$106,199.29
	Appendix "A"	\$ 2,334.18

13.0 CONSULTATION

Liaison with Officers undertaking travel and Divisional Travel Officers.

14.0 IMPLICATIONS OF PROPOSAL

Nil.

15.0 COMMERCIAL IN CONFIDENCE

No

16.0 VISION/CORPORATE PLAN IMPACT

Nil.

17.0 CUSTOMER IMPACT

Nil.

18.0 ENVIRONMENTAL IMPACT

Nil.

19.0 POLICY IMPACT

In line with Council policy.

20.0 FINANCIAL IMPACT

Expenses incurred through Divisional Travel Votes.

21.0 HUMAN RESOURCE IMPACT

Not applicable.

22.0 URGENCY

In the normal course of business.

23.0 PUBLICITY/MARKETING STRATEGY

At the discretion of the Lord Mayor.

24.0 OPTIONS

- (1) That E&C note the information submitted on approved Travel for October, 2010.
- (2) Not approve the recommendation.

Option (1) is the preferred option.

If the officer's recommendation is not followed, then the reasons for departure from that recommendation should be recorded here.

SUBMISSION TO THE ESTABLISHMENT AND CO-ORDINATION COMMITTEE

1.0 FILE NUMBER: 137/800/1121/48

2.0 TITLE

Monthly Report - Delegation of Authority to Travel – November, 2010

3.0 ISSUE/PURPOSE

Provision of relevant monthly travel report.

4.0 PROPONENT

Ian Maynard, Chief Operating Officer, Corporate Services

5.0 SUBMISSION PREPARED BY

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

6.0 DATE

7 February, 2011

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 RECOMMENDED FOR PUBLIC RELEASE

Immediate release.

10.0 RECOMMENDATION

That the Establishment and Co-ordination Committee note the information submitted on approved travel for November, 2010.

11.0

Divisional Manager

Chairman

I Support/Reject the Recommendation

If Reject – please state reasons

Ian Maynard

Ian Maynard
CHIEF OPERATING OFFICER

Adrian Schrinner

Cr Adrian Schrinner
CHAIRMAN FINANCE, ECONOMIC
DEVELOPMENT AND ADMINISTRATION
COMMITTEE

I Recommend Accordingly

[Signature]
CHIEF EXECUTIVE OFFICER

ACTION TAKEN

07 FEB 2011

TOWN CLERK

RECEIVED

07 FEB 2011

COMMITTEE SECTION

APPROVED

7 FEB 2011

Lord Mayor

[Signatures: Lord Mayor, AM, AS, etc.]

NO YEAR RELEASE SCHEME

12.0 BACKGROUND

In pursuance of the request for information on a monthly basis of travel approved under delegation, reports are enclosed for November, 2010, for each Unit of Administration showing travel actually undertaken during that month.

Appendix "A" shows details associated with travel undertaken by non Council employees not covered by the Travel Policy.

In summary, the position is as follows:

		<i>November, 2010</i>
Non-Commercial Operations		
a)	International Travel	
	(i) Number of Bookings	1
	(ii) Airfares	\$ 4,306.97
b)	Domestic Travel	
	(i) Number of Bookings	53
	(ii) Airfares	\$18,623.25
c)	Accommodation and Allowances Costs	\$31,223.17
d)	Registration Fees for Conferences	\$27,990.78
e)	Other Costs e.g. hire car	\$ 7,944.43
		TOTAL
		\$89,198.95
Appendix "A"		\$ 1,319.08

13.0 CONSULTATION

Liaison with Officers undertaking travel and Divisional Travel Officers.

14.0 IMPLICATIONS OF PROPOSAL

Nil.

15.0 COMMERCIAL IN CONFIDENCE

No

16.0 VISION/CORPORATE PLAN IMPACT

Nil.

17.0 CUSTOMER IMPACT

Nil.

18.0 ENVIRONMENTAL IMPACT

Nil.

19.0 POLICY IMPACT

In line with Council policy.

20.0 FINANCIAL IMPACT

Expenses incurred through Divisional Travel Votes.

21.0 HUMAN RESOURCE IMPACT

Not applicable.

22.0 URGENCY

In the normal course of business.

23.0 PUBLICITY/MARKETING STRATEGY

At the discretion of the Lord Mayor.

24.0 OPTIONS

- (1) That E&C note the information submitted on approved Travel for November, 2010.
- (2) Not approve the recommendation.

Option (1) is the preferred option.

If the officer's recommendation is not followed, then the reasons for departure from that recommendation should be recorded here.

SUBMISSION TO THE ESTABLISHMENT AND COORDINATION COMMITTEE

1.0 File number

137/800/1121/68

2.0 Title

Inclusion of Charitable Organisation in Appendix 'A' of the Schedule of Fees and Charges

3.0 Issue/purpose

To approve the inclusion of into Appendix 'A' of the Schedule of Fees and Charges from 19 January 2011.

4.0 Proponent

Ian Maynard, Chief Operating Officer, Corporate Services Division

5.0 Submission prepared by

Greg Evans, Chief Financial Officer, Corporate Services, extension 34161 *cf 21/1/11*

6.0 Date

21 January 2011

ACTION TAKEN

07 FEB 2011

RECEIVED

07 FEB 2011

7.0 For E&C approval or recommendation to Council

TOWN CLERK

COMMITTEE SECTION

For E&C approval.

8.0 If for recommendation to Council, is a Council resolution required under an Act or Local Law?

No

APPROVED

9.0 Recommended for public release

7 FEB 2011

Immediate release

10.0 Recommendation

That E&C approve the inclusion of Parkinson's Queensland Inc in Appendix 'A' of the Council's Schedule of Fees and Charges effective from 19 January 2011, being the date of their application.

[Handwritten signatures and initials]
.....
Lord Mayor

11.0

Divisional Manager

Chairman

I Support / ~~Reject~~ the recommendation.

If reject, please state reasons.

[Handwritten signature: Ian Maynard]

Ian Maynard
CHIEF OPERATING OFFICER

[Handwritten signature: Adrian Schrinner]

Councillor Adrian Schrinner
CHAIRMAN FINANCE, ECONOMIC
DEVELOPMENT AND ADMINISTRATION
COMMITTEE

I Recommend Accordingly

.....
CHIEF EXECUTIVE OFFICER

BC YEAR RELEASE SCHEME

12.0 Background

On 19 January 2011, Parkinson's Queensland Inc lodged an application for inclusion in Appendix 'A' of the Schedule of Fees and Charges to the Chief Financial Officer (see **Attachment B**).

In support of their application for concessions, the Association provided the required documentation in the form of a 'Certificate of Registration as a Charity', registration CH 998 (see **Attachment C**).

Approval is now sought to approve the inclusion of Parkinson's Queensland Inc into Appendix 'A' of the Schedule of Fees and Charges from the 19 January 2011.

13.0 Consultation

No broader consultation has taken place.

The Chief Financial Officer, being the delegated officer to receive such applications is satisfied that the Association complies with the criteria for inclusion in Appendix 'A' as evidence by the provision of a Certificate of Registration as a Charity.

All are in agreement with the recommendation.

14.0 Implications of proposal

Parkinson's Queensland Inc will become eligible for concessions against certain Fees and Charges as detailed in the Schedule of Fees and Charges document.

15.0 Commercial in confidence

This matter is not commercial in confidence.

16.0 Vision/Corporate Plan impact

The inclusion of Parkinson's Queensland Inc in Appendix 'A' supports the outcomes under "Inclusive Caring Communities".

17.0 Customer impact

Parkinson's Queensland Inc will have access to a range of Council services at a reduced level which will be more affordable for a charitable organisation.

18.0 Environmental impact

There is no environmental impact.

19.0 Policy impact

There is no policy impact as approving Parkinson's Queensland Inc inclusion in Appendix 'A' is consistent with existing policy.

20.0 Financial impact

There is no significant financial impact. However, some of the potential discounts the Association may be entitled to are:

Fee or Charge	Discount
All DA & Compliance Fees, Garbage Grinders, Library Facility Hire (by application), Public Health Licenses (except food), Plumbing Application Fees	50%
Advertising Fees, Entertainment Venue – Permit Renewal, Venue Hire (Halls)	100%

The above discounts may not include some 'out of pocket' expenses and may be conditional on the nature of the application.

21.0 **Human resource impact**

There is no significant impact.

22.0 **Urgency**

The approval, if granted may be processed in the normal course of business.

23.0 **Publicity/marketing strategy**

None required.

24.0 **Options**

- Option 1: Approve the recommendation.
- Option 2: Not approve the recommendation.
- Option 3: Amend the recommendation.

Option 1 is the preferred option.

NB: If the officer's recommendation is not followed, then the reasons for departure from that recommendation should be recorded here.

BCC PUBLICATION SCHEME
10 YEAR RELEASE

SUBMISSION TO THE ESTABLISHMENT AND COORDINATION COMMITTEE

1.0 File number

137/800/1121/67

2.0 Title

Inclusion of Charitable Organisation in Appendix 'A' of the Schedule of Fees and Charges

3.0 Issue/purpose

To approve the inclusion of United Nations Association of Australia, Qld Inc into Appendix 'A' of the Schedule of Fees and Charges from 5 November 2010.

4.0 Proponent

Ian Maynard, Chief Operating Officer, Corporate Services Division

5.0 Submission prepared by

Greg Evans, Chief Financial Officer, Corporate Services, extension 34161 *Ge 21/1/11*

6.0 Date

21 January 2011

7.0 For E&C approval or recommendation to Council

For E&C approval.

ACTION TAKEN RECEIVED

07 FEB 2011

07 FEB 2011

TOWN CLERK COMMITTEE SECTION

8.0 If for recommendation to Council, is a Council resolution required under an Act or Local Law?

No

APPROVED

9.0 Recommended for public release

Immediate release

7 FEB 2011

10.0 Recommendation

That E&C approve the inclusion of United Nations Association of Australia, Qld Inc in Appendix 'A' of the Council's Schedule of Fees and Charges effective from 5 November 2010, being the date of their application.

.....
Lord Mayor

[Handwritten signatures]

11.0
Divisional Manager

[Handwritten signature: Ian Maynard]

Ian Maynard
CHIEF OPERATING OFFICER

Chairman

I Support / ~~Reject~~ the recommendation.

If reject, please state reasons.

[Handwritten signature: Adrian Schinnerer]

Councillor Adrian Schinnerer
CHAIRMAN FINANCE, ECONOMIC
DEVELOPMENT AND ADMINISTRATION
COMMITTEE

I Recommend Accordingly

.....
CHIEF EXECUTIVE OFFICER

12.0 Background

On 5 November 2010, United Nations Association of Australia, Qld Inc lodged an application for inclusion in Appendix 'A' of the Schedule of Fees and Charges to the Chief Financial Officer (see **Attachment B**).

In support of their application for concessions, the Association provided the required documentation in the form of a 'Certificate of Registration as a Charity', registration CH38 (see **Attachment C**).

Approval is now sought to approve the inclusion of United Nations Association of Australia, Qld Inc into Appendix 'A' of the Schedule of Fees and Charges from the 5 November 2010.

13.0 Consultation

No broader consultation has taken place.

The Chief Financial Officer, being the delegated officer to receive such applications is satisfied that the Association complies with the criteria for inclusion in Appendix 'A' as evidence by the provision of a Certificate of Registration as a Charity.

All are in agreement with the recommendation.

14.0 Implications of proposal

United Nations Association of Australia, Qld Inc will become eligible for concessions against certain Fees and Charges as detailed in the Schedule of Fees and Charges document.

15.0 Commercial in confidence

This matter is not commercial in confidence.

16.0 Vision/Corporate Plan impact

The inclusion of United Nations Association of Australia, Qld Inc in Appendix 'A' supports the outcomes under "Inclusive Caring Communities".

17.0 Customer impact

United Nations Association of Australia, Qld Inc will have access to a range of Council services at a reduced level which will be more affordable for a charitable organisation.

18.0 Environmental impact

There is no environmental impact.

19.0 Policy impact

There is no policy impact as approving United Nations Association of Australia, Qld Inc inclusion in Appendix 'A' is consistent with existing policy.

20.0 Financial impact

There is no significant financial impact. However, some of the potential discounts the Association may be entitled to are:

Fee or Charge	Discount
All DA & Compliance Fees, Garbage Grinders, Library Facility Hire (by application), Public Health Licenses (except food), Plumbing Application Fees	50%
Advertising Fees, Entertainment Venue – Permit Renewal, Venue Hire (Halls)	100%

The above discounts may not include some 'out of pocket' expenses and may be conditional on the nature of the application.

21.0 Human resource impact

There is no significant impact.

22.0 Urgency

The approval, if granted may be processed in the normal course of business.

23.0 Publicity/marketing strategy

None required.

24.0 Options

- Option 1: Approve the recommendation.
- Option 2: Not approve the recommendation.
- Option 3: Amend the recommendation.

Option 1 is the preferred option.

NB: If the officer's recommendation is not followed, then the reasons for departure from that recommendation should be recorded here.

BCC PUBLICATION SCHEME
10 YEAR RELEASE

SUBMISSION TO THE ESTABLISHMENT AND COORDINATION COMMITTEE

1.0 File number

137/800/1121/86

2.0 Title

To re-appoint Len Scanlan, immediate past Auditor-General of Queensland, as the independent Chairperson to the Brisbane City Council Audit Committee.

3.0 Issue/purpose

The purpose of this submission is to seek E&C approval for the re-appointment of Len Scanlan as the independent Chairperson of the Brisbane City Council Audit Committee.

4.0 Proponent

Peter Rule, Executive Manager, Chief Executive's Office

5.0 Submission prepared by

Andrew MacLeod – Chief Internal Auditor, Assurance, Security and Ethical Standards, OLMCEO (x36897)

6.0 Date

25 January 2011

APPROVED

7 FEB 2011

7.0 For E&C approval or recommendation to Council

For E&C approval.

[Handwritten signature]
.....
Lord Mayor

8.0 If for recommendation to Council, is a Council resolution required under an Act or Local Law?

No.

9.0 Recommended for public release

Immediate release.

10.0 Recommendation

- (1) That E&C approve the re-appointment of Len Scanlan as the independent Chairperson of the Brisbane City Council Audit Committee.
- (2) That Len Scanlan be remunerated to the value of redacted per annum (exclusive of GST).

BCC 10 YEAR PUBLICATION RELEASE SCHEME

NOTICE TAKEN
13 FEB 2011
CITY CLERK

11.0

Divisional Manager



Peter Rule
EXECUTIVE MANAGER
CEO's OFFICE

I Recommend Accordingly

.....
CHIEF EXECUTIVE OFFICER

Chairman

I Support / ~~Reject~~ the recommendation.

If reject, please state reasons.



Councillor Adrian Schrinner

CHAIR FINANCE AND ADMINISTRATION
COMMITTEE

BCC PUBLICATION SCHEME
10 YEAR RELEASE

12.0 Background

Len Scanlan is the current Chair of the Brisbane City Council Audit Committee and has been in the position for six years. Mr Scanlan's term has now expired and Mr Scanlan has expressed his desire for his term to be extended.

Len Scanlan was the Auditor-General in Queensland for seven years up to November 2004 and during that time he provided frank and fearless advice. He has a good understanding of Corporate Governance and he has acquired a good knowledge of how Council operates through his supervision of the annual review of the financial statements. The re-appointment of Len Scanlan as the independent Chairperson of the Brisbane City Council Audit Committee will help facilitate the Committee's role of the appraisal of Council entities, business systems, and processes.

Approval is now sought to re-appoint Mr Scanlan as the Chairperson to the Brisbane City Council Audit Committee.

13.0 Consultation

- Colin Jensen, Chief Executive Officer

All are in agreement with the recommendation.

14.0 Implications of proposal

The proposed appointment of an independent Chairperson of the Brisbane City Council Audit Committee as per world best practice will facilitate the continuing monitoring role of the Audit Committee and public accountability.

15.0 Commercial in confidence

No.

16.0 Vision/Corporate Plan impact

Having an Independent Audit Committee Chairperson contributes to the following aspects of Council's Vision 2026:

- Developing Brisbane as a Regional and World City through improving City Governance by having an effective Audit Committee with independent members.
- Helping Brisbane to achieve Outcome 1.5 Risk Management (Service 10.5.1.1 in 2010/2011 Council Budget) by assuring service delivery through the effective management of risks.

17.0 Customer impact

No direct impact.

18.0 Environmental impact

Nil.

19.0 Policy impact

Nil.

20.0 **Financial impact**

A cost of [redacted] per annum (exclusive of GST) is anticipated and is available in the 2010/11.

21.0 **Human resource impact**

Nil.

22.0 **Urgency**

In the normal course of business.

23.0 **Publicity/marketing strategy**

Appropriate publicity in various auditing and public administration journals.

24.0 **Options**

Option 1: Approve the recommendation that E&C approve the re-appointment of Len Scanlan as the independent Chairperson of the Brisbane City Council Audit Committee.

Option 2: Not approve the recommendation

Option 1 is the preferred option.

NB: If the officer's recommendation is not followed, then the reasons for departure from that recommendation should be recorded here.

BCC PUBLICATION SCHEME
10 YEAR RELEASE

SUBMISSION TO THE ESTABLISHMENT AND COORDINATION COMMITTEE

1.0 File number

137/800/112/80

2.0 Title

Stores Board Submission – Significant Procurement Activity Plan - Procurement Strategy for the Recovery and Restoration of Brisbane River Structures. Contract Number A110141-10/11

3.0 Issue/purpose

To seek approval of the Establishment and Coordination committee to place orders, as required, for the Recovery and Restoration of Brisbane River Structures with Smithbridge Australia Pty Ltd, Waterway Constructions Pty Ltd, Abigroup Contractors and The Jetty Specialist who are Pre-qualified Suppliers for Council under Contract No.A100072a - 09/10.

4.0 Proponent

Colin Jensen, Chief Executive Officer

5.0 Submission prepared by

Mark Johnston, Acting Corporate Risk Manager, Corporate Services Division

6.0 Date

1 February 2011

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 Recommended for public release

Immediate release

10.0 Recommendation

That the Establishment and Co-ordination Committee approves the attached submission.

ACTION TAKEN

TOWN CLERK

APPROVED

7 FEB 2011

[Handwritten signatures and initials]
Lord Mayor

[Handwritten signature]
Mark Johnston
ACTING CORPORATE RISK MANAGER

[Handwritten signature]
Colin Jensen
CHIEF EXECUTIVE OFFICER

BCC 10 YEAR RELEASE SCHEME

12.0 Background

The Chief Executive Officer and the Stores Board considered the attached scheduled submission on 1 February 2011.

The submission is referred to E&C as it is considered the most advantageous outcome for the provision of the required services:

CONTRACT NO.	CONTRACT TITLE	REASON FOR SUBMISSION
A110141-10/11	Procurement Strategy for the Recovery and Restoration of Brisbane River Structures	For E&C approval

13.0 Consultation

- The Chief Executive Officer
- Permanent Head of the Unit of Administration responsible for the submission
- Stores Board
- Relevant Divisional Officers

All are in agreement with the recommendation.

14.0 Implications of proposal

The recommended process will provide the most advantageous outcome for Council.

15.0 Commercial in confidence

Not Applicable.

16.0 Vision/Corporate Plan impact

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

17.0 Customer impact

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

18.0 Environmental impact

Tenderers are evaluated in line with Council's policy on the use of environmentally friendly and recycled products. Environmental considerations will be taken into account in the evaluation of tenders where applicable.

19.0 Policy impact

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

20.0 Financial impact

Financial details are included in the Divisional submission.

21.0 Human resource impact

Not Applicable.

22.0 Urgency

As soon as possible.

23.0 Publicity/marketing strategy

As required.

24.0 Options

Option 1: That the E&C approves the recommendation.

Option 2: Not approve the recommendation.

Option 1 is the preferred option.

NB: If the officer's recommendation is not followed, then the reasons for departure from that recommendation should be recorded here.

BCC PUBLICATION SCHEME
10 YEAR RELEASE

SUBMISSION TO THE ESTABLISHMENT AND COORDINATION COMMITTEE

1.0 File number

137/800/1121/80

2.0 Title

Stores Board Submission – Contract for the Provision of Architectural Services for the City Hall Restoration Project.

3.0 Issue/purpose

To seek approval of the Establishment & Coordination Committee, subject to the contract with HBO being concluded, to directly enter into a Contract with GHD Australia Pty Ltd ("GHD") for the provision of Architectural Services for the City Hall Restoration Project without seeking competitive tenders from industry in accordance with Section 1.2(c), Sole or Restricted Tendering, of the Procurement Manual pursuant to the City of Brisbane Act 2010.

4.0 Proponent

Colin Jensen, Chief Executive Officer

5.0 Submission prepared by

Mark Johnston, Acting Corporate Risk Manager, Corporate Services Division

6.0 Date

1 February 2011

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 Recommended for public release

Immediate release

10.0 Recommendation

That the Establishment and Co-ordination Committee approves the attached submission.

APPROVED

7 FEB 2011

Lord Mayor

[Handwritten signatures and initials: Mark Johnston, Colin Jensen, and others]

[Signature of Mark Johnston]
**Mark Johnston
ACTING CORPORATE RISK MANAGER**

[Signature of Colin Jensen]
**Colin Jensen
CHIEF EXECUTIVE OFFICER**

BCG 10 YEAR PUBLIC RELEASE SCHEME

12.0 Background

The Chief Executive Officer and the Stores Board considered the attached scheduled submission on 1 February 2011.

The submission is referred to E&C as it is considered the most advantageous outcome for the provision of the required services:

CONTRACT NO.	CONTRACT TITLE	REASON FOR SUBMISSION
R90476F-08/19	Provision of Architectural Services for the City Hall Restoration Project	For E&C approval

13.0 Consultation

- The Chief Executive Officer
- Permanent Head of the Unit of Administration responsible for the submission
- Stores Board
- Relevant Divisional Officers

All are in agreement with the recommendation.

14.0 Implications of proposal

The recommended process will provide the most advantageous outcome for Council.

15.0 Commercial in confidence

Not Applicable.

16.0 Vision/Corporate Plan impact

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

17.0 Customer impact

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

18.0 Environmental impact

Tenderers are evaluated in line with Council's policy on the use of environmentally friendly and recycled products. Environmental considerations will be taken into account in the evaluation of tenders where applicable.

19.0 Policy impact

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

20.0 Financial impact

Financial details are included in the Divisional submission.

21.0 Human resource impact

Not Applicable

22.0 Urgency

As soon as possible.

23.0 Publicity/marketing strategy

As required.

24.0 Options

Option 1: That the E&C approves the recommendation.

Option 2: Not approve the recommendation.

Option 1 is the preferred option.

NB: If the officer's recommendation is not followed, then the reasons for departure from that recommendation should be recorded here.

BCC PUBLICATION SCHEME
10 YEAR RELEASE

SUBMISSION TO THE ESTABLISHMENT AND COORDINATION COMMITTEE

1.0 File number

137/800/1121/10

2.0 Title

Community Grants and Community Facility Grant Programs – 2010/2011 Round 1

3.0 Issue/purpose

To approve the allocation of grant funding to community organisations.

4.0 Proponent

Vicki Pethybridge, Divisional Manager, Families and Community Services Division.

ACTION TAKEN

5.0 Submission prepared by

Kent Stroud, Manager, Community Services Branch (ext - 35925)

07 FEB 2011

TOWN CLERK

6.0 Date

7 February 2011

7.0 For E&C approval or recommendation to Council

For Establishment and Co-ordination Committee approval.

COMMITTEE SECTION

8.0 If for recommendation to Council, is a Council resolution required under an Act or Local Law?

No.

APPROVED

9.0 Recommended for public release

Immediate release

7 FEB 2011

10.0 Recommendation

That the 2010/2011 Community Grants and Community Facility Grant Programs – Round 1 – be approved as per the recommendations in Attachment B.

St Andrew Mayor
AB em

11.0 *As recommended at a rate of 77.9% of the amount shown in the attached tabs.*

Divisional Manager

The savings to be redirected to flood affected areas.

Chairman

I Support / Reject the recommendation.

If reject, please state reasons.

Geraldine Knapp

Vicki Pethybridge
DIVISIONAL MANAGER

Councillor Geraldine Knapp
CHAIRMAN FAMILIES & COMMUNITY SERVICES COMMITTEE

I Recommend Accordingly

.....
CHIEF EXECUTIVE OFFICER

12.0 Background

The Community Facility Grants Program provides capital funding to local not-for-profit organisations to develop and improve facilities for community use. The Community Facility Grants guidelines are provided at Attachment C.

The Community Grants Program provides strategic funding to local not-for-profit organisations that are seeking to develop and improve programs and services in the areas of:-

- (a) arts and culture
- (b) history and heritage
- (c) active sport and recreation participation
- (d) community development, and
- (e) organisational capacity building

The Community Grant guidelines are provided at Attachment D.

A combined total of 180 applications were received across the two programs in this Round (2010/2011 Round 1). Of the total applications submitted, 34 are recommended for either full or part funding, representing \$680,781.14 of funding support. Funds have been allocated from Program 5.

Attachment B provides a summary of the:

- recommended applications
- applications that were assessed very highly but were considered less meritorious than recommended applications (the reserve applications)
- not recommended applications.

There were many applications of a very high standard and therefore those in the Reserve list could be elevated if additional information about the benefits of a grant submission becomes apparent.

E&C approval is sought for the 2010/2011 Community Grants and Community Facility Grant Programs - Round 1 as per the recommendations set out in Attachment B.

13.0 Consultation

- Cr Geraldine Knapp Chairman, Families and Community Services Committee (25/1/2011)
- Richard Ferrett Policy Liaison Officer to Chairman and Lord Mayor's Office (25/1/2011)
- Kent Stroud Manager, Community Services Branch (25/1/2011)
- Lorraine Gregory Manager, Healthy and Vibrant Communities, Community Services (11/11/2010)
- Vanessa Fabre Manager, Inclusive Communities, Community Services Branch (11/11/2010)
- Jim Lynch Program Officer Community Grants, Community Services Branch (5/1/2011)
- Cr Fiona King Councillor for Marchant Ward (5/1/2011)
- Cr Angela Owen-Taylor Councillor for Parkinson Ward (5/1/2011)
- Cr Ian McKenzie Councillor for Holland Park Ward (5/1/2011)

All are in agreement with the recommendation.

14.0 Implications of proposal

Successful applicants will be informed of their level of funding support. Unsuccessful applicants may contact Council to discuss their applications and be informed of the opportunity to resubmit for future grant funding rounds.

15.0 Commercial in confidence

No.

16.0 Vision/Corporate Plan impact

The grants are linked to the following Corporate Plan themes and program outcomes:

- Outcome 5.1 - Arts and Culture
- Outcome 5.3 - Active and Healthy Communities
- Outcome 5.4 - Well managed community facilities
- Outcome 5.5 - Well managed community facilities.

17.0 Customer impact

Community Facilities – The proposed funding will allow the upgrading of a range of sporting and other community facilities.

Creative City/Arts, Cultural and Festival Projects - These grants target niche community festivals and support a diverse range of cultural events and projects.

Creative City/Heritage –These grants build community awareness of our diverse and shared history.

Sport and Recreation - The proposed funding will provide valuable support to community-based organisations delivering active sport and recreation opportunities to residents of Brisbane City.

Inclusive/Community Development – The proposal will result in the funding of projects that improve social inclusion in Brisbane's communities and in particular, create supportive community environments for people experiencing social disadvantage and exclusion.

18.0 Environmental impact

Nil.

19.0 Policy impact

The proposal is in accordance with the Guidelines for the Community Grants Program that has been previously approved by the Establishment and Coordination Committee.

20.0 Financial impact

Of the 180 applications received for Round 1, 34 are recommended for either full or part funding representing \$680,781.14. Funds have been allocated from Program 5. The budget service codes are listed in the table below.

Community Facility Grants

<i>Objective</i>	<i>Budget Service Code</i>	<i>2010/2011 Budget</i>	<i>Proposed Allocation in Round 1</i>
Facility improvement and development	5.5.3.3	\$838,500.00	\$353,016.20

NB – Budget allocation includes transfer of Community Facility Grant ID 19668 from Round 2, 09/10 = \$44,500.00

Community Grants

There are presently 5 designated funding 'objectives' (ie categories) within the Community Grants Program with the following budget allocations:-

<i>Objective</i>	<i>Budget Service Code</i>	<i>2010/2011 Budget</i>	<i>Proposed Allocation in Round 1</i>
Arts, cultural and festivals	5.1.1.1	\$300,000.00	\$132,419.90
History and heritage	5.1.4.2	\$90,000.00	\$45,000.00
Sport and recreation participation	5.3.2.1	\$144,000.00	\$47,709.04
Community development projects	5.4.2.1	\$328,000.00	\$102,636.00
Organisational capacity building	5.3.2.1	\$55,000.00	No recommended applications
Sub Total		\$917,000.00	\$327,764.94
Accumulated total allocation round 1			\$680,781.14

21.0 Human resource impact

Nil

22.0 Urgency

In the normal course of business.

23.0 Publicity/marketing strategy

All applicants will be advised of the results of their submission within ten (10) working days of approval by the Establishment and Co-ordination Committee. Successful applicants will receive a letter from the Lord Mayor. Publicity will be prepared by Marketing and Communication in consultation with Community Services Branch staff. These releases will not be distributed until applicants have been formally advised of the outcomes.

24.0 Options

Option 1: Approve the recommended applications in Attachment B

Option 2: Approve a mix of recommended and reserve applications from Attachment B providing reasons for the changed rankings

Option 1 is the preferred option.

NB: If the officer's recommendation is not followed, then the reasons for departure from that recommendation should be recorded here.

BCC PUBLICATION SCHEME
10 YEAR RELEASE

07 FEB 2011

SUBMISSION TO THE ESTABLISHMENT AND COORDINATION COMMITTEE

1.0 File number 137/800/1121/84

2.0 Title

Establishment of the Management Board of The Lord Mayor's Community Disaster Relief Appeal Fund.

3.0 Issue/purpose

To approve the establishment of the Management Board of The Lord Mayor's Community Disaster Relief Appeal Fund and ancillary matters.

4.0 Proponent

Colin Jensen, Chief Executive Officer, x34500

5.0 Submission prepared by

David Askern, Chief Legal Counsel, x34740

6.0 Date

3 February 2011

7.0 For E&C approval or recommendation to Council

E&C approval.

8.0 If for recommendation to Council, is a Council resolution required under an Act or Local Law?

N/A.

9.0 Recommended for public release

Immediate release.

10.0 Recommendation

That E&C approve:

- (a) the establishment of Management Board of The Lord Mayor's Community Disaster Relief Appeal Fund;
- (b) the Terms of Reference for the Management Board as set out in **Attachment "B"**;
- (c) the amendment of the Lord Mayor's Community Disaster Relief Appeal Fund Trust Deed by changing in Section 5.3 the number of responsible persons from three (3) to four (4);
- (d) the appointment of the following responsible persons to the Management Board:
 - Max Walters (Chairman)
 - Lisa Newman
 - Helen Gluer
 - Kieren Perkins
- (e) the provision to the Management Board of copies of the Trust Deed despite Cabinet-in-Confidence.

11.0 Chief Executive Officer


 Colin Jensen
 Chief Executive Officer

ACTION TAKEN
 FEB 2011
 TOWN CLERK

APPROVED

7 FEB 2011

Lord Mayor



BCC 10 YEAR PUBLICATION RELEASE SCHEME

12.0 Background

On 31 January 2011, E&C approved the establishment of the Lord Mayor's Community Disaster Relief Appeal Fund Trust (the "Trust"). That Trust has now been formally established and has been referred to the Australian Taxation Office for registration as a "Deductible Gift Recipient".

Under Clause 5.3 the Trustee is obliged to appoint three Responsible Persons to manage the Gift Fund for that Trust. It is now recommended that the following four (4) persons be appointed to the Management Board:

- 1 Max Walters (Chairman)
- 2 Lisa Newman, Lady Mayoress
- 3 Helen Gluer
- 4 Kieren Perkins.

All are eminently qualified to undertake this role.

The proposed Board has already met and agreed to the Terms of Reference set out in **Attachment "B"** to provide them with a framework for their role.

It will be necessary to authorise the amendment of the Trust Deed to allow for the increased membership of the Management Board.

It will also be necessary to agree to the Management Board receiving copies of the Trust Deed despite Cabinet-in-Confidence.

E&C is requested to approve:

- (a) the establishment of Management Board of The Lord Mayor's Community Disaster Relief Appeal Fund;
- (b) the Terms of Reference for the Management Board as set out in **Attachment "B"**;
- (c) the amendment of the Lord Mayor's Community Disaster Relief Appeal Fund Trust Deed by changing in Section 5.3 the number of responsible persons from three (3) to four (4);
- (d) the appointment of the following responsible persons to the Management Board:
Max Walters (Chairman)
Lisa Newman
Helen Gluer
Kieren Perkins.
- (e) the provision to the Management Board of copies of the Trust Deed despite Cabinet-in-Confidence.

13.0 Consultation

Nil.

14.0 Implications of proposal

Approval of this submission will enable the establishment and commencement of operations of the Management Board of the Lord Mayor's Community Disaster Relief Appeal Fund.

15.0 Commercial in confidence

No.

16.0 Vision/Corporate Plan impact

This initiative contributes to Council's 2026 vision.

17.0 **Customer impact**

Community and sporting organisations affected by declared disasters will be supported.

18.0 **Environmental impact**

Nil.

19.0 **Policy impact**

Nil.

20.0 **Financial impact**

Nil. The Board Members are providing their services free of charge.

21.0 **Human resource impact**

Some minor administration support will be provided by the Office of the Chief Executive.

22.0 **Urgency**

As soon as possible.

23.0 **Publicity/marketing strategy**

As determined by the Lord Mayor.

24.0 **Options**

Option 1: Approve the proposal as recommended.

Option 2: Approve an alternate proposal.

Option 3: Do not approve the proposal.

Option 1 is the preferred option.

NB: If the officer's recommendation is not followed, then the reasons for departure from that recommendation should be recorded here.

BCC PUBLIC INFORMATION SCHEME
10 YEAR RELEASE

E&C FORMAL SUBMISSIONS RESULTS – 14 FEBRUARY 2011

SUB NO.	FILE NO.	DIV.	TITLE	RESULT	RELEASE DATE	
					Immediate	Other
14/02-01 M	137/800/1121/71	Corporate Services	New Council telecommunication lease tenure to Optus Mobile Pty Ltd at Bracalba Quarry, D'Aguilar Highway, Bracalba	Approved	Yes	
14/02-02 M	137/800/1121/94	OLMCEO	Stores Board Submission – Provision of Security Services	Amended	Yes	N/A
14/02-03 M	109/520/148/1	OLMCEO	Report of Consultancies approved through the Oversight of Consultancies Special Committee April – September 2010	Approved	N/A	N/A
14/02-04 M	137/800/1121/95	Brisbane Infrastructure	Clem Jones Tunnel (CLEM7) – Arrangements for a Debt Standstill Agreement	Approved	Yes	
14/02-05 M	137/800/1121/92	Brisbane Infrastructure	Clem Jones Tunnel (CLEM7) – Council Consent to Debt Financier Arrangements	Approved	Yes	
14/02-06 R	161/20/439/85	CPAS	Resumption of Land for Park and Recreation Ground Purposes situated at 76 to 96 Coora Street, Wishart	Approved	N/A	N/A
14/02-07 M	137/00/1121/54	Corporate Services	Time extension and variation approval for Sherwood Road Bus Depot Project Agreement and rentalisation of cost	Approved	Yes	
14/02-08 M		OLMCEO	Termination of contract	Approved	N/A	N/A

Present: Lord Mayor Campbell Newman, G Knapp, A Cooper, D McLachlan, A Schrunner, P Matic, M de Wit, M Bourke.
Apologies: 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.

SUBMISSION TO THE ESTABLISHMENT AND COORDINATION COMMITTEE

1.0 **File number**

137/800/1121/71

2.0 **Title**

New Council telecommunication lease tenure to Optus Mobile Pty Ltd at Bracalba Quarry, D'Aguilar Highway, Bracalba

3.0 **Issue/purpose**

To approve the grant of two successive telecommunication leases to Optus Pty Ltd for a telecommunications tower at Bracalba Quarry.

4.0 **Proponent**

Ian Maynard, Chief Operating Officer Ext: 39110

5.0 **Submission prepared by**

Geoff Cook, Senior Leasing Officer, City Property Ext: 89698

6.0 **Date**

14 February 2010

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 **Recommended for public release**

Immediate Release

10.0 **Recommendation**

That the E&C Committee approve an Optus Mobile Pty Ltd telecommunication lease tenure of the land at 1632 - 1826 D'Aguilar Highway Bracalba, Lot 65 on SP164584 for two successive periods in accordance with the provisions of the Lease Terms Sheet (Refer Attachment B) and on terms and conditions satisfactory to the Manager, City Property and the Chief Legal Counsel, Brisbane City Legal Practice, as part of the Council/Optus TIR Project.

11.0 **Divisional Manager**

Ian Maynard

Ian Maynard
CHIEF OPERATING OFFICER

I Recommend Accordingly

[Signature]
CHIEF EXECUTIVE OFFICER

APPROVED

14 FEB 2011

Lord Mayor

[Signatures: MB, PM, AS, GK, DM]

Chairman

I Support / Reject the recommendation.

If reject, please state reasons.

[Signature]
Councillor Adrian Schrinner
CHAIRMAN FINANCE, ECONOMIC
DEVELOPMENT AND
ADMINISTRATION COMMITTEE

BOC 10 YEAR RELEASE SCHEME

11.0 Background

Optus Mobile has applied to erect a high impact telecommunication tower on land owned by Brisbane City Council in D'Aguilar known as Bracalba Quarry, identified as 1632 – 1826 D'Aguilar Highway Bracalba, Lot 65 on SP 164584, County of Canning, Parish of Wararba (Refer Attachment D). This is situated in the Moreton Bay Council area and as such, delegate consent was sought and approved from that Council for Optus Pty Ltd to submit a DA Application to proceed with this installation. The approved DA is attached. (Refer Attachment C)

This application is part of the "Council/Optus TIR Project" and will provide mobile coverage to the Brisbane City Council quarry as well as the surrounding community.

E&C approval is now sought for an Optus Mobile Pty Ltd telecommunication lease tenure of the land at 1632 – 1826 D'Aguilar Highway Bracalba, Lot 65 on SP164584 for two successive periods in accordance with the provisions of the Lease Terms Sheet (Refer Attachment B) and on terms and conditions satisfactory to the Manager, City Property and the Chief Legal Counsel, Brisbane City Legal Practice, as part of the Council/Optus TIR Project.

Attachments

Attachment A – Public Release Summary

Attachment B – Lease Terms Sheet

Attachment C – Approved Development Application

Attachment D – Site Plans (site of tower highlighted in yellow), Specifications and Photo of site

12.0 Consultation

- Councillor Adrian Schrinner, Chairman Finance, Economic Development and Administration Committee
- Mark Mazurkiewicz, Manager City Property Branch, Corporate Services (3 February 2011)
- Greg Swain, Acting Media and P R Manager, Marketing and Communication (3 February 2011)
- Geoffrey Beck, Executive Manager, Brisbane City Works (3 February 2011)
- Peter Harris, Quarry Manager, Asphalt Operations Group, Bracalba Quarry (3 February 2011)
- David Askern, Chief Legal Counsel, Brisbane City Legal Practice (3 February 2011)
- Graham Heiner, Principal Project Manager, Land and Buildings. (Asset Custodian) (3 February 2011)
- Emma Felsman, Business Services Manager, City Property, Corporate Services (4 February 2011)

All are in agreement with the recommendation.

13.0 Implications of proposal

Sectional Support: No impact

Industrial Relations: No impact

Regional Implications: No impact

Social and Community: No impact

Service Levels: Council will be assisting in the provision of necessary telecommunication services for the benefit of the local community.

14.0 Commercial in confidence

Nil

15.0 Vision/Corporate Plan impact

Service Focus: Manage Council's finances and assets effectively to provide the 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**

There is no budgetary impact for Council (with regard to expenditure) but Council will receive a rental stream of redacted pa increasing by red annually for 10 years, with a ten year option.

20.0 **Human resource impact**

Nil

21.0 **Urgency**

Urgent

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.

NB: If the officer's recommendation is not followed, then the reasons for departure from that recommendation should be recorded here.

BCC PUBLICATION SCHEME
10 YEAR RELEASE

SUBMISSION TO THE ESTABLISHMENT AND COORDINATION COMMITTEE

E&C

14 FEB 2011

02

1.0 File number

137/800/1121/94

2.0 Title

Stores Board Submission – Provision of Security Services.

3.0 Issue/purpose

To seek Establishment and Coordination Committee approval of the Significant Procurement Activity Plan (SPAP) to issue a Request for Proposal (RFP) for the Provision of Security Services.

4.0 Proponent

Colin Jensen, Chief Executive Officer

5.0 Submission prepared by

Mark Johnston, Acting Corporate Risk Manager, Corporate Services Division

6.0 Date

8 February 2011

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 Recommended for public release

Immediate release

10.0 Recommendation

That the Establishment and Co-ordination Committee approves the attached submission, subject to financial performance arrangements being implemented at the final contract to incentivise that get appropriate performance by the contractors.

Mark Johnston
ACTING CORPORATE RISK MANAGER

Colin Jensen
CHIEF EXECUTIVE OFFICER

APPROVED

14 FEB 2011

Lord Mayor

[Handwritten signatures and initials]

BC CO-OPERATION RELEASE SCHEME
10 YEAR RELEASE

2.0 Background

The Chief Executive Officer and the Stores Board considered the attached scheduled submission on 8 February 2011.

The submission is referred to E&C as it is considered the most advantageous outcome for the provision of the required services:

CONTRACT NO.	CONTRACT TITLE	REASON FOR SUBMISSION
V110134-10/11	Provision of Security Services	For E&C approval

13.0 Consultation

- The Chief Executive Officer
- Permanent Head of the Unit of Administration responsible for the submission
- Stores Board
- Relevant Divisional Officers

All are in agreement with the recommendation.

14.0 Implications of proposal

The recommended process will provide the most advantageous outcome for Council.

15.0 Commercial in confidence

Not Applicable.

16.0 Vision/Corporate Plan impact

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

17.0 Customer impact

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

18.0 Environmental impact

Tenderers are evaluated in line with Council's policy on the use of environmentally friendly and recycled products. Environmental considerations will be taken into account in the evaluation of tenders where applicable.

19.0 Policy impact

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

20.0 Financial impact

Financial details are included in the Divisional submission.

21.0 Human resource impact

Not Applicable

22.0 Urgency

As soon as possible.

23.0 Publicity/marketing strategy

As required.

24.0 Options

Option 1: That the E&C approves the recommendation.

Option 2: Not approve the recommendation.

Option 1 is the preferred option.

NB: If the officer's recommendation is not followed, then the reasons for departure from that recommendation should be recorded here.

BCC PUBLICATION SCHEME
10 YEAR RELEASE

SUBMISSION TO THE ESTABLISHMENT AND COORDINATION COMMITTEE

1.0 File number

137/800/1121/73

2.0 Title

Report of Consultancies approved through the Oversight of Consultancies Special Committee April – September 2010

3.0 Issue/purpose

To report to E&C details of Submissions approved through the Oversight of Consultancies Special Committee for the months April – September 2010

4.0 Proponent

Michael Byrne, Chief Procurement Officer, Corporate Services Division

5.0 Submission prepared by

Mark Johnston, Corporate Risk Manager, Corporate Services Division

6.0 Date

14 February 2011

7.0 For E&C approval or recommendation to Council

E&C for information

8.0 If for recommendation to Council, is a Council resolution required under an Act or Local Law?

No

9.0 Recommended for public release

~~Not Applicable~~ *Immediate release*
~~Not for~~

10.0 Recommendation

That E&C note the report for the consultancies approved through the Oversight of Consultancies Special Committee during the period of April – September 2010.

11.0
Michael Byrne

APPROVED

14 FEB 2011

Lord Mayor

[Signature]
Chief Procurement Officer
CORPORATE SERVICES DIVISION

I Recommend Accordingly

[Signature]
CHIEF EXECUTIVE OFFICER

[Signatures]
Mduo. M.B. J.M. R. J.M.

12.0 Background

Effective 4 December 2007 all delegations (with the exception of specified exemptions) to engage new consultants or to extend existing consultancies were withdrawn and vested in the Oversight of Consultancies Special Committee (OCSC). This delegation expired and was reinstated at the Council meeting on 4 November 2008 for the remainder of this Council term with revised specified exemptions.

The definition of a consultancy is outlined in the charter as: "Advisory Services generally of a professional nature provided by exercising skill and judgement without detailed control by Council of the work concerned". The definition would exclude the straight provision of services.

The OCSC meets on a weekly basis and consists of Councillor deWit and Councillor Schrinner. The CEO is the Executive Officer to the Committee and Strategic Procurement Office (SPO) provide secretariat services.

This Committee was set up by a Charter (Charter and Processes of the Oversight of Consultancies Special Committee) and this Charter requires the Committee to report to E&C. It was decided by the Committee at the meeting 28 April 2009 that these reports would be presented to E&C on a six monthly basis.

E&C is asked to note the report as set out in Attachment "A".

13.0 Consultation

- Oversight of Consultancies Special Committee
- Relevant Divisional Officers

All are in agreement with the recommendation.

14.0 Implications of proposal

Contracts have been or will be entered into with the consultants approved by the Oversight of Consultancies Special Committee.

15.0 Commercial in confidence

Not Applicable

16.0 Vision/Corporate Plan impact

Entering into Consultancy Agreements with approved consultants will contribute to the efficient management of the City's resources.

17.0 Customer impact

The submissions cover the carrying out of consultancy work to meet Council approved programs

18.0 Environmental impact

Not Applicable

19.0 Policy impact

Not Applicable

20.0 Financial impact

Funding for the approved consultancies has been provided in Divisional budgets

21.0 Human resource impact

Not Applicable

22.0 **Urgency**

Normal course of business

23.0 **Publicity/marketing strategy**

Not Applicable

24.0 **Options**

Not Applicable.

BCC PUBLICATION SCHEME
10 YEAR RELEASE

SUBMISSION TO THE ESTABLISHMENT AND COORDINATION COMMITTEE

1.0 File number

137/800/1121/95

2.0 Title

Clem Jones Tunnel (CLEM7) – Arrangements for a Debt Standstill Agreement

3.0 Issue/purpose

To provide Council consent for with the proposed Debt Standstill Agreement for the CLEM7 Project

4.0 Proponent

Barry Broe, Divisional Manager, Brisbane Infrastructure

5.0 Submission prepared by

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

6.0 Date

7 February 2011

ACTION TAKEN

14 FEB 2011

RECEIVED

14 FEB 2011

COMMITTEE SECTION

7.0 For E&C approval or recommendation to Council

For E&C Approval

TOWN CLERK

8.0 If for recommendation to Council, is a Council resolution required under an Act or Local Law?

Not applicable

APPROVED

14 FEB 2011

9.0 Recommended for public release

For immediate release

10.0 Recommendation

That the Establishment and Coordination Committee consent to

- a) RCM entering into a debt standstill agreement or arrangement under the Project Documents (including the Debt Financing Documents), in accordance with Clause 35.1(d) of the CLEM7 Project Deed
- b) RCM refinancing, in accordance with Clause 36.1 of the CLEM7 Project Deed
- c) the Security Trustee varying or replacing a Debt Financing Document, in accordance with Clause 10.1(a) of the CLEM7 Debt Finance Side Deed

[Handwritten signatures and initials]
 Lord Mayor

11.0 Divisional Manager and Chairperson

Barry Broe #12/11
Barry Broe
DIVISIONAL MANAGER
BRISBANE INFRASTRUCTURE

[Handwritten signature]

Cr Graham Quirk
CHAIRPERSON
INFRASTRUCTURE COMMITTEE
 I Support / Reject the recommendation/s.
 If rejected, please state reasons

I Recommend Accordingly

[Handwritten signature]
 CHIEF EXECUTIVE OFFICER

12.0 Background

On 23 May 2006, Council entered into a contract with the RiverCity Motorway Consortium (RCM) for the delivery of the Clem Jones Tunnel (CLEM7), formerly known as the North-South Bypass Tunnel.

RCM's obligations to finance the project are established in the Project Deed and Debt Financing Documents such as the "Debt Finance Side Deed".

Council has had ongoing discussions with RCM and the Security Trustee (agent for the debt providers) nominated representative, 333 Advisory, in relation to the proposed debt standstill agreement. In the event that RCM are able to gain unanimous support from all debt providers, Council's consent is required under the CLEM7 Project Deed.

If RCM are not able gain unanimous support from all debt providers for a standstill agreement, it is expected that RCM will appoint administrators and the Security Trustee will appoint receivers for the company.

Clause 35.1(d) of the CLEM7 Project Deed requires RCM to obtain prior consent of Council before entering into any agreement or arrangement which affects the operation or interpretation of any Project Document (which includes Debt Financing Document). In accordance with clause 47.5(a) of the Project Deed, this consent may be given or withheld, or may be given subject to any conditions, as Council (in its absolute discretion) thinks fit.

Clause 36.1 of the CLEM7 Project Deed requires RCM to obtain prior consent of Council before refinancing. This consent must not be unreasonably withheld or delayed, provided the requirements specified in clause 36.5 of the Project Deed are satisfied.

Clause 10.1(a) of the CLEM7 Debt Finance Side Deed requires the Security Trustee to obtain Council's prior consent before agreeing to or permitting any variation or replacement of any Debt Financing Document. Clause 10.1(a) further states that Council's consent must not be unreasonably withheld.

The CLEM7 project team and its advisors Clayton Utz and Ernst & Young have reviewed the draft standstill agreement and confirmed that the proposed draft standstill agreement is acceptable and that there are no particular reasons for withholding consent.

Establishment and Coordination Committee consent is sought to allow:

- a) RCM to enter into a debt standstill agreement or arrangement under the Project Documents (including the Debt Financing Documents), in accordance with Clause 35.1(d) of the CLEM7 Project Deed
- b) RCM to refinance, in accordance with Clause 36.1 of the CLEM7 Project Deed
- c) the Security Trustee to vary or replace a Debt Financing Document, in accordance with Clause 10.1(a) of the CLEM7 Debt Finance Side Deed

13.0 Consultation

Barry Broe, Divisional Manager Brisbane Infrastructure
Greg Evans, Chief Financial Officer
David Askern, Chief Legal Counsel
Scott Stewart, Executive Manager, Major Infrastructure Projects Office
Craig Stevens, Manager Corporate Communications

All are in agreement with the recommendation.

14.0 Implications of proposal

The proposed recommendation will endorse the standstill agreement by providing consent for:

- a) RCM to enter into a debt standstill agreement or arrangement under the Project Documents (including the Debt Financing Documents), in accordance with Clause 35.1(d) of the CLEM7 Project Deed
- b) RCM to refinance, in accordance with Clause 36.1 of the CLEM7 Project Deed
- c) the Security Trustee to vary or replace a Debt Financing Document, in accordance with Clause 10.1(a) of the CLEM7 Debt Finance Side Deed

15.0 Commercial in confidence

The draft standstill agreement has been provided to Council on a commercial in confidence basis.

16.0 Vision/Corporate Plan impact

This action is consistent with the Accessible City (Service Development 7.1.2.1.DO5 Tunnels) theme of the Corporate Plan

17.0 Customer impact

Nil

18.0 Environmental impact

Nil

19.0 Policy impact

Nil

20.0 Financial impact

Nil

21.0 Human resource impact

Nil

22.0 Urgency

Urgent. Decision requested 14 February 2011 to advise RCM if standstill arrangements acceptable to Council prior to final consideration of standstill arrangement or administration/receiver appointment.

23.0 Publicity/marketing strategy

Nil

24.0 Options

Option 1: Accept the recommendation and consent to the proposed standstill agreement that will allow:

- a) RCM to enter into a debt standstill agreement or arrangement under the Project Documents (including the Debt Financing Documents), in accordance with Clause 35.1(d) of the CLEM7 Project Deed
- b) RCM to refinance, in accordance with Clause 36.1 of the CLEM7 Project Deed
- c) the Security Trustee to vary or replace a Debt Financing Document, in accordance with Clause 10.1(a) of the CLEM7 Debt Finance Side Deed

Option 2: Not accept the recommendation

Option (1) is the preferred option

NB: If the officer's recommendation is not followed, then the reasons for departure from that recommendation should be recorded here.

SUBMISSION TO THE ESTABLISHMENT AND COORDINATION COMMITTEE

1.0 File number

137/800/1121/92

2.0 Title

Clem Jones Tunnel (CLEM7) – Council Consent to Debt Financier Arrangements

3.0 Issue/purpose

To provide consent to Substitution of a Debt Financier associated with the CLEM7 Project

4.0 Proponent

Barry Broe, Divisional Manager, Brisbane Infrastructure

5.0 Submission prepared by

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

6.0 Date

4 February 2011

ACTION TAKEN

RECEIVED

14 FEB 2011

7.0 For E&C approval or recommendation to Council

For E&C Approval

TOWN CLERK

COMMITTEE SECTION

8.0 If for recommendation to Council, is a Council resolution required under an Act or Local Law?

Not applicable

APPROVED

9.0 Recommended for public release

For immediate release

14 FEB 2011

10.0 Recommendation

That the Establishment and Coordination Committee consent to the amendment of CLEM7 Project Documents to permit the substitution of Deutsche Bank AG, London Branch and its rights, obligations and interests, with Centerbridge Funds, in accordance with Clause 35 of the CLEM7 Project Deed

Lord Mayor

11.0 Divisional Manager and Chairperson

Barry Broe
Barry Broe
DIVISIONAL MANAGER
BRISBANE INFRASTRUCTURE

Graham Quirk

Cr Graham Quirk
CHAIRPERSON
INFRASTRUCTURE COMMITTEE

I Support / Reject the recommendation/s.
If rejected, please state reasons

I Recommend Accordingly

CHIEF EXECUTIVE OFFICER

BCG 10 YEAR PUBLIC RELEASE SCHEME

12.0 Background

By way of letters dated 20 January 2011 and 31 January 2011, River City Motorway and the Security Trustee under the CLEM7 Project Deed, have requested Council's consent for the substitution of one of the Debt Financiers associated with the CLEM7 Project with Centerbridge Funds (Centerbridge). The request also seeks a waiver of the \$30m minimum hold requirement for the proposed incoming Centerbridge financiers and transferees.

Clause 35.1(a) of the CLEM7 Project Deed requires RCM to obtain prior consent of Council before permitting the waiver of a provision in any Project Document. RCM has advised of its acceptance of the waiver of the \$30m minimum hold requirement for Centerbridge and therefore Council would have no objections.

Clause 35.1(c) of the CLEM7 Project Deed requires RCM to obtain prior consent of Council before permitting the novation, assignment or substitution of any counterparty's rights, obligation or interest in any Project Document.

Clause 10.3(a) of the CLEM7 Debt Finance Side Deed requires the Security Trustee to obtain the prior consent of Council before assigning or transferring any of its rights and obligations under the Debt Financing Documents.

Clauses 10.3(a) and (b) further state that Council's consent must not be unreasonably withheld and that within 15 Business Days after notification from the Security Trustee, Council must give its consent for substitution of a debt financier's obligations if the substitute is a bank or financial institution and either:

- i. has the required rating (a credit rating of at least BBB by Standard and Poor's (Australia) Pty Limited or Baa2 by Moody's Investors Service, Inc.); or
- ii. is guaranteed and indemnified on terms acceptable to Council by a financial institution or investment fund which has the Required Rating.

RCM has confirmed that Centerbridge does not currently have a credit rating from any rating agency and therefore Council is not obliged to the assignment under Clause 10.3 but cannot unreasonably refuse that consent.

A credit rating was stipulated to primarily reduce the risk to Council of funds becoming unavailable due to the financial difficulty of one of the debt financiers during construction. Now that construction is complete and CLEM7 is operational, the consequences of this risk are greatly diminished and this change to Council's risk profile means that the credit rating of Centerbridge is not as significant.

Research by Clayton Utz and Ernst & Young regarding Centerbridge is included in Attachment B. Centerbridge are described as a private equity firm specialising in leveraged buyouts and distressed securities opportunities. It was founded in 2006 and is based in New York and currently has approximately US\$12 billion in capital under management.

The CLEM7 team and its advisors Clayton Utz and Ernst & Young have confirmed their view that the request should be agreed by Council as there are now no particular reasons for withholding consent.

Establishment and Coordination Committee consent is sought to the amendment of CLEM7 Project Documents to permit the substitution of Deutsche Bank AG, London Branch and its rights, obligations and interests, with Centerbridge Funds, in accordance with Clause 35 of the CLEM7 Project Deed

13.0 Consultation

Barry Broe, Divisional Manager Brisbane Infrastructure
Greg Evans, Chief Financial Officer
David Askern, Chief Legal Counsel
Scott Stewart, Executive Manager, Major Infrastructure Projects Office
Craig Stevens, Manager Corporate Communications

All are in agreement with the recommendation.

14.0 Implications of proposal

The proposed recommendation will endorse the amendment of Project Documents and subsequent substitution of the current debt financier, Deutsche Bank AG, London Branch, with the proposed substitute of Centerbridge Funds.

15.0 Commercial in confidence

No

16.0 Vision/Corporate Plan impact

This action is consistent with the Accessible City (Service Development 7.1.2.1.DO5 Tunnels) theme of the Corporate Plan

17.0 Customer impact

Nil

18.0 Environmental impact

Nil

19.0 Policy impact

Nil

20.0 Financial impact

Nil

21.0 Human resource impact

Nil

22.0 Urgency

In the normal course of business

23.0 Publicity/marketing strategy

Nil

24.0 Options

Option 1: Accept the recommendation and formally approve the amendment of Project Documents and subsequent substitution of the current debt financier, Deutsche Bank AG, London Branch, with the proposed substitute of Centerbridge Funds.

Option 2: Not accept the recommendation

Option (1) is the preferred option

NB: If the officer's recommendation is not followed, then the reasons for departure from that recommendation should be recorded here.

SUBMISSION TO THE ESTABLISHMENT AND COORDINATION COMMITTEE

1.0 File number

137/800/1121/54

2.0 Title

Time extension and variation approval for Sherwood Road Bus Depot Project Agreement and rentalisation of cost

3.0 Issue/purpose

To seek approval for the variation under clause 11.5(g)(i) of the Project Agreement with Commercial and Industrial Property Pty Limited for the Sherwood Road Bus Depot and increase the rent under the terms of that clause with associated time extensions.

4.0 Proponent

Greg Evans, Acting Chief Operating Officer Ext: 39110

5.0 Submission prepared by

Ian Walker, Manager Commercial Property Development, Divisional Project Management Office Ext: 35439

6.0 Date

14 February 2011

APPROVED

14 FEB 2011

7.0 For E&C approval or recommendation to Council

For E&C approval

Lord Mayor

8.0 If for recommendation to Council, is a Council resolution required under an Act or Local Law?

No

9.0 Recommended for public release

Other period as specified by the appropriate Chairman

10.0 Recommendation

It is recommended that the E&C Committee approve the variation under clause 11.5(g)(i) of the Project Agreement with Commercial and Industrial Property Pty Limited for the Sherwood Road Bus Depot and also to support the time extension for practical completion to occur on 21 December 2011 to the satisfaction of the Manager, City Property and Chief Legal Counsel, Brisbane City Legal Practice.

Divisional Manager

Greg Evans
ACTING CHIEF OPERATING OFFICER

Chairman

I Support / ~~Reject~~ the recommendation.

If reject, please state reasons.

Councillor Adrian Schrinner
CHAIRMAN FINANCE, ECONOMIC
DEVELOPMENT AND ADMINISTRATION
COMMITTEE

BC 10 YEAR RELEASE SCHEME

11.0 Background

On 15 June 2010 E&C Committee approved:

- To enter into a Contract for the sale of the land at 496 Sherwood Road, Sherwood for the new Southern Bus Depot to Commercial and Industrial Property Pty Limited (CIP);
- To enter into a Contract with CIP to undertake all necessary design documentation and construction works to deliver the Southern Bus Depot in accordance with the approved Development Application;

redacted

- To direct the Chief Financial Officer to obtain Treasurer approval under the Statutory Bodies Financial Arrangements Act.

redacted

Program delay

Contractual obligation to complete the project under the Project Agreement is 30 September 2011.

Inclement weather in December 2010 contributed to an estimated four weeks delay. The Brisbane flood and later use of the site for flood spoil storage by Local Asset Services in mid January 2011 led to a further three weeks delay.

Mitigation of future flood impact through changes to design of additional earthworks on site now recommended by CIP and the Divisional Project Management Office (DPMO) will contribute to a further three to five weeks delay, pending Council's Development Assessment Team requirements for this amendment to the current Development Application.

The revised date for practical completion is 21 December 2011. Supporting legal review for variation and time extension entitlement forms Attachment B.

Design mitigation for future flood

The recent Brisbane flood exceeded the Q100 level approved under Development Approval and therefore redesign of the base level is required.

Two flood mitigation options have been explored, being:

redacted

redacted

redacted

redacted

Early land payment and infrastructure cost variation

Council has also incurred additional infrastructure costs and is seeking to have early land payment costs rentalised under the provisions of Clause 11.5(g)(i), being:

redacted

Settlement of the land sale to CIP is currently required at practical completion of the project, as a risk mitigation priority so Council could retain ownership of the land and grant CIP a Construction Lease and a Mortgage pending practical completion. By 21 June 2011 the in-ground services and the super structure of the improvements will be completed and CIP will have contractually committed to complete the balance of the building works. The risk position of Council at this stage of the building works is considered to be minimal. Negotiations are continuing with CIP to obtain a first ranking mortgage securing completion of the works and the granting of the lease in accordance with the Project Agreement (refer Attachment C for draft First Variation – Project Agreement Sherwood).

All other conditions of the Project Agreement with CIP will remain unaltered.

redacted

E&C Committee approval is now sought to approve the variation under clause 11.5(g)(i) of the Project Agreement with Commercial and Industrial Property Pty Limited for the Sherwood Road Bus Depot and also to support the time extension for practical completion to occur on 21 December 2011 to the satisfaction of the Manager, City Property and Chief Legal Counsel, Brisbane City Legal Practice.

Attachments

1. Attachment A – Summary Document
2. Attachment B – Advice from Clayton Utz
3. Attachment C – First Variation Project Agreement Sherwood
4. Attachment D – Revised Rent Schedule

12.0 Consultation

- Councillor Adrian Schrunner, Chairman Finance, Economic Development and Administration Committee
- Alan Warren, Divisional Manager, Brisbane Transport – 09/02/2011
- David Askern, Chief Legal Counsel, Brisbane City Legal Practice – 09/02/2011
- Jiri Arnost, Corporate Treasurer, Corporate Services – 09/02/2011
- Sunil Madan, Director, Divisional Project Management Office – 08/02/2011
- Mark Mazurkiewicz, Branch Manager, City Property – 08/02/2011
- Greg Swain, Corporate Communication Manager, Marketing and Communication Branch – 09/02/2011

All are in agreement with the recommendation.

13.0 Implications of proposal

The recommended process will provide the most advantageous outcome for Council.

14.0 Commercial in confidence

Section 11 which has been highlighted in yellow is Commercial in Confidence.

15.0 Vision/Corporate Plan impact

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

16.0 Customer impact

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

17.0 Environmental impact

Nil

18.0 Policy impact

Consistent with current policy

19.0 Financial impact

Current budget for 2010/2011 provides for recovery of land and associate costs of \$21,000,000. This agreement on rentalisation of cost will achieve that budget requirement.

20.0 Human resource impact

Nil

21.0 Urgency

CIP are seeking to secure finance for construction works over the next 10 months and urgently require Council to confirm early payment of the \$21,000,000 by 21 June 2011.

22.0 Publicity/marketing strategy

N/A

23.0 Options

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

Option 1 is the preferred option.

SUBMISSION TO THE ESTABLISHMENT AND COORDINATION COMMITTEE

1.0 **File number**

164/99/916/62

2.0 **Title**

Termination of Executive Service Contract

3.0 **Issue/purpose**

To terminate the services of [redacted] division.

4.0 **Proponent**

Colin Jensen, Chief Executive Officer

5.0 **Submission prepared by**

Ian Maynard, Chief Operating Officer

6.0 **Date**

14 February 2011

7.0 **For E&C approval or recommendation to Council**

E&C approval

8.0 **If for recommendation to Council, is a Council resolution required under an Act or Local Law?**

N/A

9.0 **Recommended for public release**

Not for public release

10.0 **Recommendation**

That the Executive Service Contract of Employment of [redacted] division, be terminated in accordance with clause 11.3 of the executive service contract, effective Friday, February 18 2011.

11.0

Colin Jensen
CHIEF EXECUTIVE OFFICER

BCG 70 YEAR RELEASE SCHEME
ACTION TAKEN
14 FEB 2011
OWN CLERK

RECEIVED
14 FEB 2011
COMMITTEE SECTION

APPROVED

14 FEB 2011

Lord Mayor

[Handwritten signatures and initials]

12.0 Background

redacted executive service contract of employment commenced on redacted for a five year period.

At the commencement of this contract period, redacted performed the responsibilities of redacted a role which re maintained when iDivision was merged into Corporate Services division as Information Services branch.

As part of the NIO Program, the ICT Portfolio Management Office (PMO) was created from existing teams, and a recruitment process was undertaken for the redacted did not apply for this role, and was effectively displaced upon recruitment of the new redacted in September 2010. redacted was then seconded to the redacted when the previous (contractor) redacted left council.

redacted does not have a substantive position in council. With the recent decision to pause the redacted for 3-6 months, he has been released from this program for at least this period.

Council has reviewed any available opportunities against redacted skills and experience and has confirmed that there are no suitable roles for redac in Corporate Services division (including Information Services branch) or any other part of council (confirmed with the Executive Manager, Office of the Lord Mayor and Chief Executive Officer).

As a result, approval of E&C is sought to terminate redacted ; executive service contract of employment, effective Friday, February 18 2011.

13.0 Consultation

- Peter Rule, Executive Manager, Officer of the Lord Mayor and Chief Executive
- Nick Brant, Chief Information Officer, Corporate Services

All are in agreement with the recommendation.

14.0 Implications of proposal

Council will retain a saving by the early termination of the executive, who has no substantive position to return to.

15.0 Commercial in confidence

Nil

16.0 Vision/Corporate Plan impact

Nil

17.0 Customer impact

Nil

18.0 Environmental impact

Nil

19.0 Policy impact

Nil

20.0 Financial impact

The executive will receive an amount equivalent to two months' total remuneration value in lieu of notice, and four months' total remuneration value in recognition of early severance of the contract. The executive is also entitled to payment of accrued annual and long service leave at the notional salary rate.

21.0 **Human resource impact**

The executive is surplus to current organisational needs.

22.0 **Urgency**

In the normal course of business

23.0 **Publicity/marketing strategy**

Nil

24.0 **Options**

Option 1: That E&C approve the termination of [redacted] executive service contract of employment under clause 11.3 of the executive service contract, effective Friday, February 18 2011.

Option 2: That E&C not approve the termination of [redacted] executive service contract of employment under clause 11.3 of the executive service contract.

Option 1 is the preferred option.

NB: If the officer's recommendation is not followed, then the reasons for departure from that recommendation should be recorded here.

BCC PUBLICATION SCHEME
10 YEAR RELEASE

E&C FORMAL SUBMISSIONS RESULTS – 21 FEBRUARY 2011

SUB NO.	FILE NO.	DIV.	TITLE	RESULT	RELEASE DATE	
					Immediate	Other
21/02-01 M	137/800/1121/66	Corporate Services	Monthly Report – Delegation of Authority to Travel – December 2010	Approved	Yes	
21/02-02 M	137/800/1121/101	Corporate Services	Inclusion of Charitable Organisation in Appendix 'A' of the Schedule of Fees and Charges – Nundah Community Enterprises Cooperative Ltd	Approved	Yes	
21/02-03 M	137/800/1121/81	Brisbane Infrastructure	Monthly Project Report – December 2010	Approved	N/A	N/A
21/02-04 M	137/800/1121/99	OLMCEO	Stores Board Submission - Extension of Contracts as a Result of the Flood Event	Approved	Yes	
21/02-05 R	109/695/586/2	OLMCEO	Contracts and Tendering – Report to Council of Contracts accepted by Delegates (November 2010)	Approved	N/A	N/A
21/02-06	134/800/286/3	Corporate Services	Amendment to Brisbane City Council Rates & Charges – Revenue Policy 2010/2011	Withdrawn	N/A	N/A
21/02-07	137/800/1121/91	Corporate Services	Meetings Amending Local Law 2010 and Meetings Subordinate Amending Local Law 2010	Held	N/A	N/A
21/02-08 M	137/800/1121/79	FaCS	Smoke Free Places Local Law 2011	Approved	Yes	
21/02-09 M	137/800/1121/61	FaCS	Queensland Government Draft Feral Deer Management Strategy 2010 – 2015 Response	Approved	Yes	

E&C FORMAL SUBMISSIONS RESULTS – 21 FEBRUARY 2011

SUB NO.	FILE NO.	DIV.	TITLE	RESULT	RELEASE DATE	
					Immediate	Other
21/02-10 M	137/800/1121/65	FaCS	2010/11 Creative Sparks Grant Program and Lord Mayor's Young and Emerging Artists Fellowships <i>Councillor Quirk and Councillor Matic declared a conflict of interest and absented from the room during the discussion.</i>	Approved	Yes	
21/02-11 M	99-64413(A13)	OLMCEO	Executive Appointment	Approved	N/A	N/A

Present: Lord Mayor Campbell Newman, G M Quirk, G Knapp, A Cooper, D McLachlan, A Schrunner, P Matic, M de Wit.

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.

SUBMISSION TO THE ESTABLISHMENT AND CO-ORDINATION COMMITTEE

1.0 FILE NUMBER: 137/800/1121/66

2.0 TITLE

Monthly Report - Delegation of Authority to Travel – December, 2010

3.0 ISSUE/PURPOSE

Provision of relevant monthly travel report.

4.0 PROPONENT

Ian Maynard, Chief Operating Officer, Corporate Services

5.0 SUBMISSION PREPARED BY

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

6.0 DATE

14 February, 2011

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 RECOMMENDED FOR PUBLIC RELEASE

Immediate release.

10.0 RECOMMENDATION

That the Establishment and Co-ordination Committee note the information submitted on approved travel for December, 2010.

11.0

Chief Operating Officer

Chairman

I Support/Reject the Recommendation

If Reject – please state reasons

Ian Maynard
Ian Maynard
CHIEF OPERATING OFFICER

Adrian Schinner
Cr Adrian Schinner
CHAIRMAN FINANCE, ECONOMIC
DEVELOPMENT AND ADMINISTRATION
COMMITTEE

I Recommend Accordingly

[Signature]
CHIEF EXECUTIVE OFFICER

ACTION TAKEN
21 FEB 2011
TOWN CLERK

APPROVED

21 FEB 2011

[Signatures]
Lord Mayor

10 YEAR RELEASE SCHEME

12.0 BACKGROUND

In pursuance of the request for information on a monthly basis of travel approved under delegation, reports are enclosed for December, 2010, for each Unit of Administration showing travel actually undertaken during that month.

Appendix "A" shows details associated with travel undertaken by non Council employees not covered by the Travel Policy.

In summary, the position is as follows:

December, 2010

Non-Commercial Operations

a)	International Travel	
	(i) Number of Bookings	Nil
	(ii) Airfares	Nil
b)	Domestic Travel	
	(i) Number of Bookings	5
	(ii) Airfares	\$1,465.70
c)	Accommodation and Allowances Costs	\$4,127.79
d)	Registration Fees for Conferences	\$1,395.00
e)	Other Costs e.g. taxi fares	\$ 651.99
	TOTAL	\$7,640.48
	Appendix "A"	Nil

13.0 CONSULTATION

Liaison with Officers undertaking travel and Divisional Travel Officers.

14.0 IMPLICATIONS OF PROPOSAL

Nil.

15.0 COMMERCIAL IN CONFIDENCE

No

16.0 VISION/CORPORATE PLAN IMPACT

Nil.

17.0 CUSTOMER IMPACT

Nil.

18.0 ENVIRONMENTAL IMPACT

Nil.

19.0 POLICY IMPACT

In line with Council policy.

20.0 FINANCIAL IMPACT

Expenses incurred through Divisional Travel Votes.

21.0 HUMAN RESOURCE IMPACT

Not applicable.

22.0 URGENCY

In the normal course of business.

23.0 PUBLICITY/MARKETING STRATEGY

At the discretion of the Lord Mayor.

24.0 OPTIONS

- (1) That E&C note the information submitted on approved Travel for December, 2010.
- (2) Not approve the recommendation.

Option (1) is the preferred option.

If the officer's recommendation is not followed, then the reasons for departure from that recommendation should be recorded here.

SUBMISSION TO THE ESTABLISHMENT AND COORDINATION COMMITTEE

1.0 **File number**

137/800/1121/101

2.0 **Title**

Inclusion of Charitable Organisation in Appendix 'A' of the Schedule of Fees and Charges

3.0 **Issue/purpose**

To approve the inclusion of Nundah Community Enterprises Cooperative Ltd into Appendix 'A' of the Schedule of Fees and Charges from 10 January 2011.

4.0 **Proponent**

Greg Evans, A/Chief Operating Officer, Corporate Services Division

5.0 **Submission prepared by**

Shelley Whincop, Principal Financial Analyst - Revenue, Corporate Services, extension 36068 *SW*

6.0 **Date**

14 February 2011

RECEIVED
21 FEB 2011

7.0 **For E&C approval or recommendation to Council**

For E&C approval.

ACTION TAKEN

COMMITTEE DECISION

8.0 **If for recommendation to Council, is a Council resolution required under an Act or Local Law?**

No

TOWN CLERK

APPROVED

9.0 **Recommended for public release**

Immediate release

21 FEB 2011

10.0 **Recommendation**

That E&C approve the inclusion of Nundah Community Enterprises Cooperative Ltd in Appendix 'A' of the Council's Schedule of Fees and Charges effective from 10 January 2011, being the date of their application.

[Signatures]
Lord Mayor

11.0
Divisional Manager

Chairman

I Support / Reject the recommendation.

If reject, please state reasons.

[Signature]

Greg Evans
A/CHIEF OPERATING OFFICER

[Signature]

Councillor Adrian Schrinner
CHAIRMAN FINANCE, ECONOMIC
DEVELOPMENT AND ADMINISTRATION
COMMITTEE

I Recommend Accordingly

[Signature]
CHIEF EXECUTIVE OFFICER

12.0 Background

On 10 January 2011, Nundah Community Enterprises Cooperative Ltd lodged an application for inclusion in Appendix 'A' of the Schedule of Fees and Charges to the Chief Financial Officer (see **Attachment B**).

In support of their application for concessions, the Association provided the required documentation in the form of a 'Certificate of Registration as a Charity', registration CH1941 (see **Attachment C**).

Approval is now sought to approve the inclusion of Nundah Community Enterprises Cooperative Ltd into Appendix 'A' of the Schedule of Fees and Charges from the 10 January 2011.

13.0 Consultation

No broader consultation has taken place.

The Chief Financial Officer, being the delegated officer to receive such applications is satisfied that the Association complies with the criteria for inclusion in Appendix 'A' as evidence by the provision of a Certificate of Registration as a Charity.

All are in agreement with the recommendation.

14.0 Implications of proposal

Nundah Community Enterprises Cooperative Ltd will become eligible for concessions against certain Fees and Charges as detailed in the Schedule of Fees and Charges document.

15.0 Commercial in confidence

This matter is not commercial in confidence.

16.0 Vision/Corporate Plan impact

The inclusion of Nundah Community Enterprises Cooperative Ltd in Appendix 'A' supports the outcomes under "Inclusive Caring Communities".

17.0 Customer impact

Nundah Community Enterprises Cooperative Ltd will have access to a range of Council services at a reduced level which will be more affordable for a charitable organisation.

18.0 Environmental impact

There is no environmental impact.

19.0 Policy impact

There is no policy impact as approving Nundah Community Enterprises Cooperative Ltd inclusion in Appendix 'A' is consistent with existing policy.

20.0 Financial impact

There is no significant financial impact. However, some of the potential discounts the Association may be entitled to are:

Fee or Charge	Discount
All DA & Compliance Fees, Garbage Grinders, Library Facility Hire (by application), Public Health Licenses (except food), Plumbing Application Fees	50%
Advertising Fees, Entertainment Venue – Permit Renewal, Venue Hire (Halls)	100%

The above discounts may not include some 'out of pocket' expenses and may be conditional on the nature of the application.

21.0 Human resource impact

There is no significant impact.

22.0 Urgency

The approval, if granted may be processed in the normal course of business.

23.0 Publicity/marketing strategy

None required.

24.0 Options

- Option 1: Approve the recommendation.
- Option 2: Not approve the recommendation.
- Option 3: Amend the recommendation.

Option 1 is the preferred option.

NB: If the officer's recommendation is not followed, then the reasons for departure from that recommendation should be recorded here.

BCCRB PUBLIC INFORMATION SCHEME
10 YEAR RELEASE

SUBMISSION TO THE ESTABLISHMENT AND COORDINATION COMMITTEE

1.0 **File number**

137/800/1121/81

2.0 **Title**

Monthly Project Report – December 2010

3.0 **Issue/purpose**

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

4.0 **Proponent**

Barry Broe, Divisional Manager, Brisbane Infrastructure Division, 3403 7652

5.0 **Submission prepared by**

Greg Evans, Chief Financial Officer, Corporate Services, 3403 4161

6.0 **Date**

31 January, 2011

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 **Recommended for public release**

N/A

10.0 **Recommendation**

That E&C accept the Monthly Project Report.

11.0

Divisional Manager

Barry Broe
DIVISIONAL MANAGER,
Brisbane Infrastructure Division

I Recommend Accordingly

.....
CHIEF EXECUTIVE OFFICER

ACTION TAKEN RECEIVED
21 FEB 2011 21 FEB 2011
TOWN CLERK COMMITTEE SECTION

APPROVED

21 FEB 2011

Lord Mayor

Chairman

I Support / ~~Reject~~ the recommendation.

If reject, please state reasons.

Councillor Adrian Schrinner,
Chairman, Finance, Economic Development
and Administration Committee

BCG 10 YEAR RELEASE SCHEME

12.0 Background

The **Project Report Summary** report, in Attachment B, 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 2010-11, not on time, not on estimate whole of project, scope changes or emerging issues), then the flag for that item will appear as red (X). If a project is not reporting an exception (i.e. on budget in 2010-11, on time, on estimate whole of project, no scope changes or no emerging issues), then the flag for that item will appear as green (OK).

In the **E&C Monthly Project Report**, in Attachment C, all additional or new information can be identified under the ******DECEMBER 2010 UPDATE****** heading.

13.0 Consultation

Individual project reports are compiled by Project Reporters, in consultation with the relevant

- Project Managers,
- Program Managers/Business Unit Financial Controllers,
- Divisional/Executive Managers,
- Branch Managers, and
- Manager, Marketing & Communication

Are in agreement with the recommendation.

14.0 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.

15.0 Commercial in confidence

No.

16.0 Vision/Corporate Plan impact

Nil.

17.0 Customer impact

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

18.0 Environmental impact

Nil.

19.0 Policy impact

Nil.

20.0 Financial impact

Nil.

21.0 Human resource impact

Nil.

22.0 Urgency

In the normal course of business.

23.0 **Publicity/marketing strategy**

N/A.

24.0 **Options**

Option 1: Approve the recommendation that E&C accept the Monthly Project Report for December 2010.

Option 2: Do not accept the report.

Option 1 is the preferred option.

NB: If the officer's recommendation is not followed, then the reasons for departure from that recommendation should be recorded here.

BCC PUBLICATION SCHEME
10 YEAR RELEASE

SUBMISSION TO THE ESTABLISHMENT AND COORDINATION COMMITTEE

1.0 File number

137/800/1121/99

2.0 Title

Stores Board Submission - Extension of Contracts as a Result of the Flood Event

3.0 Issue/purpose

To seek approval of the Establishment & Coordination Committee to extend the specified Contracts for up to twelve months due to the recent flood event in Brisbane without seeking competitive tenders from industry in accordance with Section 1.2(c), Sole or Restricted Tendering, of the Procurement Manual pursuant to the City of Brisbane Act 1924.

4.0 Proponent

Colin Jensen, Chief Executive Officer.

ACTION TAKEN

21 FEB 2011

5.0 Submission prepared by

Mark Johnston, Acting Corporate Risk Manager.

TOWN CLERK

RECEIVED

21 FEB 2011

6.0 Date

21 February 2011.

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.

APPROVED

9.0 Recommended for public release

Immediate release.

21 FEB 2011

10.0 Recommendation

That the Establishment and Co-ordination Committee approves the attached submission.

Lord Mayor

Mark Johnston
ACTING CORPORATE RISK MANAGER

Colin Jensen
CHIEF EXECUTIVE OFFICER

12.0 Background

The Chief Executive Officer and the Stores Board considered the attached scheduled submission on 15 February 2011.

The submission is referred to E&C as it is considered the most advantageous outcome for the provision of the required services:

CONTRACT NO.	CONTRACT TITLE	REASON FOR SUBMISSION
Various	Various as detailed in Attachment A to the Stores Board submission	Within E&C Delegation

13.0 Consultation

- The Chief Executive Officer
- Permanent Head of the Unit of Administration responsible for the submission
- Stores Board
- Relevant Divisional Officers

All are in agreement with the recommendation.

14.0 Implications of proposal

The recommended process will provide the most advantageous outcome for Council.

15.0 Commercial in confidence

No

16.0 Vision/Corporate Plan impact

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

17.0 Customer impact

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

18.0 Environmental impact

Tenderers are evaluated in line with Council's policy on the use of environmentally friendly and recycled products. Environmental considerations will be taken into account in the evaluation of tenders where applicable.

19.0 Policy impact

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

20.0 Financial impact

Financial details are included in the Divisional submission.

21.0 Human resource impact

Not applicable.

22.0 Urgency

As soon as possible.

23.0 Publicity/marketing strategy

As required

24.0 Options

Option 1: That the E&C approves the recommendation.

Option 2: Not approve the recommendation.

Option 1 is the preferred option.

NB: If the officer's recommendation is not followed, then the reasons for departure from that recommendation should be recorded here.

BCC PUBLICATION SCHEME
10 YEAR RELEASE

SUBMISSION TO THE ESTABLISHMENT AND COORDINATION COMMITTEE

1.0 File number

137/800/112/79

2.0 Title

Smoke Free Places Local Law 2011

3.0 Issue/purpose

To seek E&C approval to continue the local law making process for the proposed Smoke Free Places Local Law 2011.

4.0 Proponent

Vicki Pethbridge, Divisional Manager Families and Community Services

ACTION TAKEN

21 FEB 2011

5.0 Submission prepared by

Lorraine Gregory, Manager Healthy and Vibrant Communities, ext 34725

TOWN CLERK

6.0 Date

14 February 2011

RECEIVED

21 FEB 2011

7.0 For E&C approval or recommendation to Council

E&C approval

COMMITTEE SECTION

8.0 If for recommendation to Council, is a Council resolution required under an Act or Local Law?

Not applicable

9.0 Recommended for public release

Immediate release

APPROVED

21 FEB 2011

10.0 Recommendation

That E&C approve

[Signature]
.....
Lord Mayor

- (i) To continue the local law making process for the Smoke Free Places Local Law 2011 as originally proposed by Council without amendment; and
- (ii) For the Chief Executive Officer and Chief Legal Counsel to forward the local law together with all other requirements to the Minister for Health for the State interest check.

11.0 Divisional Manager

[Signature]

Vicki Pethybridge
DIVISIONAL MANAGER
FAMILIES AND COMMUNITY SERVICES

Chairman

[Signature]

I Support / ~~Reject~~ the recommendation
If reject, please state reasons

Adrian Schrinner
CHAIRMAN FINANCE ECONOMIC
DEVELOPMENT AND ADMINISTRATION
COMMITTEE

I Recommend Accordingly

[Signature]
.....
CHIEF EXECUTIVE OFFICER

12.0 Background

In late 2009, the State Government amended the *Tobacco and Other Smoking and Products Act 1998* (section 26ZPB) to allow Council to introduce local laws to ban smoking in specified places in Brisbane including in the Queen Street Mall (QSM).

To obtain an understanding of community attitudes towards a ban on smoking in the QSM, Council undertook significant consultation during 2010. That consultation indicated overwhelming support for a ban on smoking in the Queen and Albert Street sections of Queen Street Mall.

On 16 November 2010 Council resolved to propose to make the *Smoke Free Places Local Law 2011* and *Smoke Free Places Subordinate Local Law 2011*. Attachment C is a copy of the proposed Local Law.

Under the requirements of the *City of Brisbane Act 2010* and Council's Local Law Making Procedures, public comment was sought on the proposed local law and proposed subordinate local law commencing 20 November 2010 until 10 December 2010 being the required 15 business days. No submissions were received in response during this period of public consultation.

Also as required, consultation took place with State government entities on the local law. There is no requirement to consult with the State in relation to the subordinate local law or forward it to the Minister for a State interest check. The fourteen State entities that were consulted are outlined in Attachment B.

Whilst four responses were received from Department of Public Works, Department of Transport and Main Roads, Department of Communities and Department of Health, none of these recommended any changes to the local law as proposed.

No public interest test of anti-competitive provisions was required since the local law and the subordinate local law did not relate to a commercial activity.

E&C approval is now sought:

- (i) To continue the local law making process for the Smoke Free Places Local Law 2011 as originally proposed by Council without amendment; and
- (ii) For the Chief Executive Officer and Chief Legal Counsel to forward the local law together with all other requirements to the Minister for Health for the State interest check.

13.0 Consultation

- John Dwyer, Malls Manager
- Mark Tranter, Brisbane City Legal Practice

All are in agreement with the recommendation.

Consultation took place with State government entities on the local law. The fourteen State entities that were consulted are outlined in Attachment B.

14.0 Implications of proposal

Approval of this submission will allow the local law making process to proceed.

15.0 Commercial in confidence

None

16.0 Vision/Corporate Plan impact

This proposal aligns with the 2026 vision of an Active Healthy City and delivers on the following program outcome in the corporate plan:

- 7.1 We will protect and promote the health of Brisbane residents.

17.0 Customer impact

None

18.0 **Environmental impact**

None

19.0 **Policy impact**

None

20.0 **Financial impact**

None

21.0 **Human resource impact**

None

22.0 **Urgency**

In the normal course of business

23.0 **Publicity/marketing strategy**

A Marketing and Publicity campaign is being developed in preparation for the adoption of the local law by Council once the State interest check is completed.

24.0 **Options**

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

Option 1 is the preferred option.

NB: If the officer's recommendation is not followed, then the reasons for departure from that recommendation should be recorded here.

BCG PUBLICATION SCHEME
10 YEAR RELEASE

SUBMISSION TO THE ESTABLISHMENT AND COORDINATION COMMITTEE

1.0 File number

137/800/1121/61

2.0 Title

Queensland Government Draft Feral Deer Management Strategy 2010 – 2015 Response.

3.0 Issue/purpose

To approve a response to the Queensland Government's regarding its Draft Feral Deer Management Strategy 2010-2015.

4.0 Proponent

Vicki Pethybridge, Divisional Manager, Families and Community Services Division

5.0 Submission prepared by

Bill Manners, Principal Officer, Natural Environment, Compliance and Regulatory Services

6.0 Date

7 February 2011

7.0 For E&C approval or recommendation to Council

E&C approval

8.0 If for recommendation to Council, is a Council resolution required under an Act or Local Law?

Not applicable

9.0 Recommended for public release

For Immediate release

10.0 Recommendation

That E&C approve the proposed Council position in response to the draft *Queensland Feral Deer Management Strategy 2010-2015* as set out in Attachment B.

11.0
Divisional Manager

Vicki Pethybridge
DIVISIONAL MANAGER
FAMILIES AND COMMUNITY SERVICES DIVISION

I Recommend Accordingly

.....
CHIEF EXECUTIVE OFFICER

Chairman

Support / Reject the recommendation.

If reject, please state reasons.

Councillor Geraldine Knapp
CHAIRMAN
FAMILIES AND COMMUNITY SERVICES
COMMITTEE

ACTION TAKEN

21 FEB 2011

TOWN CLERK

RECEIVED

21 FEB 2011

COMMITTEE SECTION

APPROVED

21 FEB 2011

Lord Mayor

10 YEAR RELEASE SCHEME

12.0 Background

The Queensland Department of Employment, Economic Development and Innovation (DEEDI) is currently seeking comments on the Draft Feral Deer Management Strategy 2010 – 2015. The purpose of the Strategy is to provide an integrated set of strategic directions, agreed to by stakeholders for the future management of feral deer in Queensland. Please find attached a copy of the Draft Feral Deer Management Strategy 2010-2015 for consideration (**Attachment D**).

Council is already committed to the management of feral deer in Brisbane. Feral deer management has been incorporated into Council's Invasive Species Management Plan and over the last few years Council has implemented a successful Deer Management Strategy. The Strategy includes education and awareness, monitoring and control program. The implementation of the Deer Management Strategy within Brisbane involves an integrated and coordinated approach with a range of stakeholders including animal welfare groups, local residents and conservationists. The Strategy has proven effective, has involved significant resource investment and is widely considered by Queensland Local Governments to be a Best Practice approach.

A draft Council submission on the draft Strategy has been prepared (**Attachment B**). The draft submission will ensure Council's interests in feral deer management are considered in the finalisation of the Strategy. The key issues identified in the draft Council submission include the following:

- Biosecurity Queensland must act as the lead agency in management of feral deer populations across the State;
- A co-ordinated approach is required to effectively manage feral deer populations across the State;
- Appropriate resourcing opportunities at the operational level are to be identified as a key element of the implementation of the draft Strategy's actions;
- Ongoing education and awareness across the state is required;
- Importance of Biosecurity Queensland as a single point of contact for quality of training and maintaining a register of registered training organisations providing the training and subsequent accredited operators;
- Establishment of a working group by Biosecurity Queensland to manage peri-urban feral deer in Queensland;
- Management of feral deer in peri-urban environments;
- Registration of domestic deer (e.g. ear tags) to assist with enforcement action;
- Targeted enforcement action against offenders who deliberately relocate deer to new areas required;
- Feral deer management planning required at all levels;
- Review of the proposed Key Performance Indicators to ensure that they can be effectively measured and reported on.

It is recommended that E&C approve the proposed Council position in response to the draft *Queensland Feral Deer Management Strategy 2010-2015* as per Attachment B.

13.0 Consultation

- Linda Gillam, Acting Manager, Compliance and Regulatory Services 4/01/2011
- Vicki Pethybridge, Divisional Manager, Families & Community Services 4/01/2011
- Felicia Duncan, A/Business Alignment Manager, Compliance and Regulatory Services 4/01/2011
- John Jordan, Manager, Natural Environment & Sustainability 15/11/2010
- Victor Kaniuk, Senior Program Officer, Natural Environment and Sustainability 15/11/2010

All are in agreement with the recommendation.

14.0 Implications of proposal

Nil

15.0 Commercial in confidence

Nil

16.0 **Vision/Corporate Plan impact**

Strategy 1.2.1 Protecting natural assets through partnering, planning and regulation
Strategy 1.2.2: Protecting natural assets through acquisition, management and restoration

17.0 **Customer impact**

Nil

18.0 **Environmental impact**

Uncontrolled feral deer have a serious adverse impact on the environment, reducing biodiversity affecting the health and reproductive ability of our native fauna and reducing water quality in our water storage area, wetlands and waterway corridors.
Strategies to manage feral deer are an essential part of the achievement of the vision for a clean and green Brisbane.

19.0 **Policy impact**

The development and implementation of an integrated State-wide strategy such as the Draft Feral Deer Management Strategy 2010-2015 is welcomed. The draft Strategy's proposed vision, desired outcomes and associated strategies and the pest management principles of the draft Strategy are also generally supported. Council's Deer Management Strategy is recognised as generally consistent with the direction of the proposed draft Strategy. As such it is expected that the draft Strategy will not greatly impact on Council policy nor its implementation but will allow for the further enhancement of an integrated approach to feral deer management within the region.

20.0 **Financial impact**

Nil

21.0 **Human resource impact**

Nil

22.0 **Urgency**

Council has requested an extension and received approval of the deadline for lodgement of submissions until 4 February 2010. The previous deadline was extended from 31 December 2010 to 4 February 2011.

23.0 **Publicity/marketing strategy**

Nil

24.0 **Options**

Option 1: Approve the recommendation
Option 2: Amend the recommendation
Option 3: Not approve the recommendation

Option 1 is the preferred option.

NB: If the officer's recommendation is not followed, then the reasons for departure from that recommendation should be recorded here.

SUBMISSION TO THE ESTABLISHMENT AND COORDINATION COMMITTEE

1.0 File number

137 / 800 / 1121 / 65

2.0 Title

2010/11 Creative Sparks Grant Program and Lord Mayor's Young and Emerging Artists Fellowships

3.0 Issue/purpose

To seek E&C approval for the allocation of funding for the 2010/11 Creative Sparks Grants and the Lord Mayor's Young and Emerging Artists' Fellowships as set out in Attachment B.

4.0 Proponent

Vicki Pethybridge, Divisional Manager, Families and Community Services

5.0 Submission prepared by

Lorraine Gregory, Manager, Healthy and Vibrant Communities, Community Services Branch, ext. 34725

6.0 Date

14 February 2011

7.0 For E&C approval or recommendation to Council

For E&C approval

ACTION TAKEN
21 FEB 2011
RECEIVED
21 FEB 2011

TOWN CLERK
COMMITTEE SECTION

8.0 If for recommendation to Council, is a Council resolution required under an Act or Local Law?

N/A

APPROVED

9.0 Recommended for public release

Immediate

21 FEB 2011

10.0 Recommendation

That E&C approve the allocation of funding for the 2010/11 Creative Sparks Grants and the Lord Mayor's Young and Emerging Artists' Fellowships as set out in Attachment B.

.....
Lord Mayor

11.0 Divisional Manager

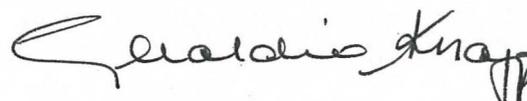
Chairman

I Support / Reject the recommendation.

If reject, please state reasons.



Vicki Pethybridge
DIVISIONAL MANAGER
FAMILY AND COMMUNITY SERVICES



Councillor Geraldine Knapp
CHAIRMAN
FAMILY AND COMMUNITY SERVICES
COMMITTEE

I Recommend Accordingly

.....
CHIEF EXECUTIVE OFFICER

12.0 Background

The Creative Sparks Grant Program is a partnership between the Queensland Government, through Arts Queensland, and Brisbane City Council. This is the program's eighth year of operation. Brisbane City Council solely funds the Lord Mayor's Young and Emerging Artists Fellowships program. The Fellowships program has been running since 1995.

Council received one hundred and twenty-two (122) Creative Sparks grant applications to the value of \$2,012,149.73. This is an increase in applications by approximately 65 percent.

The total number of applicants for the Lord Mayor's Young and Emerging Artists Fellowships was forty-four (44) with a total value of \$707,176.72. This is an approximately 250 percentage increase of applications from the 2009/10 round.

In summary, there were one hundred and sixty six (166) applications across the two grant programs with a total value of \$2,719,326.45.

Seventeen (17) of the one hundred and twenty two (122) Creative Sparks applications received and two (2) of the forty-four (44) Lord Mayor's Young and Emerging Artist Fellowship applications are recommended for funding. The total value for recommended applicants is \$307,222.76 for Creative Sparks and \$37,105.00 for the Lord Mayor's Young and Emerging Artists Fellowships.

Approval is now sought to allocate funding for the 2010/11 Creative Sparks Grants and the Lord Mayor's Young and Emerging Artists' Fellowships as set out in Attachment B.

13.0 Consultation

Kent Stroud	Manager, Community Services (20 January 2011)
Lorraine Gregory	Manager, Active & Vibrant Communities (19 January 2011)
Jim Lynch	Manager Grants Administration Team (20 December 2010)

Panel of Peers	Panel of Peers: Assessments (5 November 2010 to 3 December 2010), sitting day (6 December 2010)
----------------	---

Panel Members:	
Anna Zammit	Institute of Modern Art, past recipient (Visual Arts)
Bridget Boyle	Director, debase Theatre (Theatre)
Jane O'Hara	Director, Brisbane Writers Festival (Writing)
Joanne Pratt	Director, Brisbane Ethnic Music and Arts Centre (Multicultural Arts, Music)
Leanne de Souza	Director, BUZZ Office (Music)
Jade Lille	Team Leader, Community Arts and Cultural Development Team, Brisbane City Council
Suzanne Matulich	Arts Development Officer (RADF), Creative Communities, Arts Queensland (observer)

All are in agreement with the recommendation.

14.0 Implications of proposal

Funding will be provided to artists, arts and cultural workers, and organisations to support the development of arts and cultural projects, skills development, professional development, professional exchange, arts and business partnerships and the development of new creative concepts for Brisbane.

15.0 Commercial in confidence

No.

16.0 Vision/Corporate Plan impact

The grants are linked to the Vibrant, Creative City theme of *Living in Brisbane 2026* and will deliver on the Learning and Informed Communities, Connected and Engaged Communities and Outstanding City Profile outcomes in the 2008-2012 Corporate Plan.

17.0 Customer impact

Successful applicants will be able to deliver on projects as per applications. .

Unsuccessful applicants (Attachment C) will be contacted by Council staff to discuss their applications and provide feedback.

18.0 Environmental impact

Nil

19.0 Policy impact

Nil

20.0 Financial impact

Creative Sparks

Funds are available from the following accounts:

Grant Program	Funding allocation
5.1.5.1 Creative Sparks	\$247,222.26
City Centre Master Plan (funds transferred)	\$60,000.00

Lord Mayor's Young and Emerging Artists' Fellowship

Funds are available from the following accounts:

Grant Program	Funding allocation
5.1.5.1 Cultural Advocacy: Lord Mayor's Fellowships	\$30,000.00
5.1.5.1 Cultural Advocacy: Cultural Advocacy General	\$7,105.00

21.0 Human resource impact

Nil

22.0 Urgency

In the normal course of business

23.0 Publicity/marketing strategy

Successful applicants will receive a letter from the Lord Mayor.

Marketing and Communications and Creative Communities will prepare a communication strategy for the release date to publicise the outcomes.

24.0 Options

1. That E&C approve the allocation of funding for the 2010/11 Creative Sparks Grants and the Lord Mayor's Young and Emerging Artists' Fellowships as set out in Attachment B.
2. That E&C consider a different allocation than has been recommended in Option 1, Attachment B

Option 1 is the preferred option.

SUMMARY OF ATTACHMENTS

- Attachment A Establishment and Coordination Committee Formal Submission Summary
- Attachment B Applications recommended for funding
- Attachment C Applications not recommended for funding
- Attachment D Extract from Creative Sparks and Lord Mayor's Young and Emerging Artists' Fellowship Program Guidelines

BCC PUBLICATION SCHEME
10 YEAR RELEASE

SUBMISSION TO THE ESTABLISHMENT AND COORDINATION COMMITTEE

1.0 File number

99-64413 (A13)

2.0 Title

Executive Manager, Support Services

3.0 Issue/purpose

To appoint Sue Rickerby to the role of Executive Manager, Support Services Branch, Corporate Services Division

4.0 Proponent

Colin Jensen, Chief Executive Officer

5.0 Submission prepared by

Peter Rule, Executive Manager, Office of the Chief Executive Officer (ext 34151)

6.0 Date

17 February 2011

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 Recommended for public release

Not for release

10.0 Recommendation

That Sue Rickerby be appointed to the role of Executive Manager, Support Services Branch, Corporate Services Division and that she be transferred under the terms and conditions of her current contract of employment with remuneration at its current level.

11.0

Colin Jensen
Chief Executive Officer

APPROVED

21 FEB 2011

Lord Mayor

[Handwritten signatures and initials]

ACTION TAKEN

21 FEB 2011

TOWN CLERK

RECEIVED

21 FEB 2011

COMMITTEE SECTION

BCC 10 YEAR RELEASE SCHEME

12.0 Background

On 7 December 2010 Council made a Resolution to amend the Register of Administrative Arrangements to allow the creation of the Support Services Branch, in Corporate Services Division and other changes. The Support Services changes are part of Council's transformational change agenda aimed at improving the way Council works and to sustainably manage Council's costs.

Stage 1 of the implementation of the Support Services project requires the appointment of a team of managers capable of driving these changes and leading the subsequent process simplification phase of the project.

Arrangements are current being made to identify and place subordinate managers in the Support Services Branch by way of transfer at level under their existing contracts of employment and it is now necessary to consider the appointment of the Executive Manager, Support Services Branch.

The project stage 1 requires Council Divisions and Branches to transfer all transactional functions in the following categories to the Support Services Branch:

- a. procurement;
- b. human resources;
- c. finance;
- d. asset and property management; and
- e. administrative services.

Given the significance of the Support Services Project to the Council's transformational change agenda and the significant financial benefits that are required to be met into the 2010/11 FY budget and out years, it will be necessary to appoint a senior executive with proven leadership skills in the delivery of transactional services. Sue Rickerby is responsible for the delivery of such services in her current role as Divisional Manager, City Business and her leadership style and general performance are such that she is considered well suited to the leadership of this significant change in Council's service delivery. Further, it is proposed that Sue Rickerby remain a member of Council's Executive Management Team.

It is proposed that E&C approve the appointment of Sue Rickerby to the role of Executive Manager, Support Services Branch, Corporate Services Division and that she be transferred under the terms and conditions of her current contract of employment with remuneration at its current level.

13.0 Consultation

Nil

14.0 Implications of proposal

These arrangements will ensure that there is a sound level of leadership and experience in the delivery of critical support services to Council during the implementation of this project.

15.0 Commercial in confidence

No

16.0 Vision/Corporate Plan impact

Nil

17.0 Customer impact

Nil

18.0 Environmental impact

Nil

19.0 Policy impact

nil

20.0 Financial impact

Nil

21.0 Human resource impact

Nil

22.0 Urgency

Normal course of business

23.0 Publicity/marketing strategy

Nil

24.0 Options

Option 1: Approve the recommendation

Option 2: Not approve the recommendation

Option 1 is the preferred option.

NB: If the officer's recommendation is not followed, then the reasons for departure from that recommendation should be recorded here.

BCC PUBLICATION SCHEME
10 YEAR RELEASE

E&C FORMAL SUBMISSIONS RESULTS – 25 FEBRUARY 2011						
SUB NO.	FILE NO.	DIV.	TITLE	RESULT	RELEASE DATE	
					Immediate	Other
25/02-01 M	137/800/1121/118	OLMCEO	Council donation to flood affected community facilities	Approved	Yes	

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

SUBMISSION TO THE ESTABLISHMENT AND COORDINATION COMMITTEE

1.0 File number

137/800/1121/118

2.0 Title

Council donation to flood affected community facilities

3.0 Issue/purpose

To seek E&C approval to provide a donation of \$5000 to each flood affected community facility in Brisbane.

4.0 Proponent

Vicki Pethybridge, Divisional Manager, Families and Community Services

5.0 Submission prepared by

Lorraine Gregory, Manager Healthy and Vibrant Communities, ext 34725

6.0 Date

28 February 2011

APPROVED

25 FEB 2011

7.0 For E&C approval or recommendation to Council

For E&C approval

Lord Mayor

8.0 If for recommendation to Council, is a Council resolution required under an Act or Local Law?

Not applicable

9.0 Recommended for public release

Immediate release

10.0 Recommendation

That E&C grant a donation of \$5000 to each flood affected community facility as set out in Attachment B.

11.0 Divisional Manager

Chairman

Support / Reject the recommendation
If reject please state reasons

Vicki Pethybridge
DIVISIONAL MANAGER
FAMILIES AND COMMUNITY SERVICES

Geraldine Knapp
CHAIRMAN
FAMILIES AND COMMUNITY SERVICES
COMMITTEE

I Recommend Accordingly

.....
CHIEF EXECUTIVE OFFICER

BC 10 YEAR RELEASE SCHEME

12.0 Background

The floods in Brisbane in January 2011 damaged many community facilities, including fields, buildings and equipment. Volunteers from the clubs and the community have been working hard to get the clubs back up and running. Some clubs were able to recommence operations once they had been cleaned, while others will require extensive rebuilding before they can be fully operational.

Clubs can obtain support from many sources including their own networks, peak sporting organisations and the State government. Some clubs have been able to obtain support and funding through their insurance providers.

Volunteers and organisers have put in considerable effort to get these flood affected community clubs and organisations back to normal. In recognition of this effort it is recommended that each club be provided with a donation of \$5000 from Council.

The organisations listed in the Attachment B include community facilities in the area that flooded. The facilities recommended are on Council leased sites and on non-Council sites. School rowing facilities leased from Council have been included in recognition of the role they play in their sport. Amounts are recommended to Scouts and Girl Guides Queensland on the basis of the number of their facilities that were affected.

Approval is now for E&C to grant a donation of \$5000 to each flood affected community facilities as set out in Attachment B.

13.0 Consultation

- Greg Evans, A/Chief Operating Officer
- Jim Brabon, Team Leader - Community Facilities, Community Services
- Michael Burmeister, Project Manager, Families and Community Services

All are in agreement with the recommendation.

14.0 Implications of proposal

Nil

15.0 Commercial in confidence

Nil

16.0 Vision/Corporate Plan impact

The recommendation responds to the Active & Healthy Communities aspirational goals: Set out in 'Our Shared Vision Living In Brisbane 2026'

The recommendation responds to the following '*Corporate Plan 2008-12 (2010 Update)*' goals:

- 5.3 Active & Healthy Communities
- 5.4 Social Inclusion
- 5.5 Well-managed community facilities

17.0 Customer impact

Flood affected community clubs will receive immediate financial support from Council.

18.0 Environmental impact

Nil

19.0 Policy impact

Nil

20.0 Financial impact

Funding of \$420,000 is available from 5.5.1.1 Facilities Development and Maintenance

21.0 Human resource impact

Nil

22.0 Urgency

As soon as possible

23.0 Publicity/marketing strategy

A marketing and communication strategy has been developed by the Lord Mayor's Office and includes a letter to each of the clubs and a public announcement on Tuesday, 1 March 2011.

24.0 Options

- Option 1: Approve the provision of the grants to the organisations listed in Attachment B.
- Option 2: Amend the list of organisations listed in Attachment B
- Option 3: Do not make a donation

Option 1 is the preferred option.

NB: If the officer's recommendation is not followed, then the reasons for departure from that recommendation should be recorded here.

BCC PUBLICATIONS SCHEME
10 YEAR RELEASE

E&C FORMAL SUBMISSIONS RESULTS – 28 FEBRUARY 2011

SUB NO.	FILE NO.	DIV.	TITLE	RESULT	RELEASE DATE	
					Immediate	Other
28/02-01	112/20/439/198	CPAS	Resumption of land for Environmental Purposes situated at No 338 Lake Manchester Road, Kholo	Held	N/A	N/A
28/02-02 R	112/20/439/199	CPAS	Resumption of land for Environmental Purposes situated at No 314 Lake Manchester Road, Kholo	Approved	N/A	N/A
28/02-03 M	137/800/1121/106	CPAS	Submission to the House of Representatives inquiry into the role and potential of the National Broadband Network	Approved	Yes	
28/02-04 R	112/20/439/190	Brisbane Infrastructure	Resumption of the property situated at 258 Raymont Road, Alderley for the Alderley Roundabout Upgrade Project	Approved	N/A	N/A
28/02-05 M	137/800/1121/96	Corporate Services	Asset Optimisation – Surplus Property Disposal	Approved		29 August 2011
28/02-06	137/800/1121/14	City Business	Delegation of powers – Brisbane City Cemeteries	Not Approved	N/A	N/A
28/02-07 M	137/800/1121/105	OLMCEO	Acceptance of Payment for 'Sole Supplier' for Construction of Underground Drainage in Cowie Road, Carseldine	Approved	Yes	
28/02-08 R	109/695/586/2	OLMCEO	Contracts and Tendering - Report to Council of Contracts accepted by Delegates December 2010	Approved	N/A	N/A
28/02-09 R	109/695/586/2	OLMCEO	Contracts and Tendering - Report to Council of Contracts accepted by Delegates January 2011	Approved	N/A	N/A

E&C FORMAL SUBMISSIONS RESULTS – 28 FEBRUARY 2011

SUB NO.	FILE NO.	DIV.	TITLE	RESULT	RELEASE DATE	
					Immediate	Other
28/02-10 R	112/20/216/16	Brisbane Infrastructure	Beckett Road Widening, Bridgeman Downs <i>Councillor Cooper declared a potential material personal interest and absented from the room during the discussion and decision.</i>	Approved	N/A	N/A
28/02-11	137/800/121/87		Footpath Dining Local Law 2011	Held	N/A	N/A
28/02-12 M	137/800/1121/103	Brisbane Infrastructure	Formal response to the Cross River Rail Project: Reference Design, Traffic and Transport Impacts	Approved	N/A	N/A
28/02-13 M	137/800/1121/111	CPAS	Brisbane City Council submission on the Australian Government's "Our Cities – Building a productive sustainable and liveable future – 2010 Discussion Paper"	Approved	Yes	
28/02-14 M	137/800/1121/114	Corporate Services	Termination of current month to month occupancy of Blue Sky Pty Ltd in New Farm Park – ex Summerhouse Kiosk <i>Councillor McLachlan declared a conflict of interest and absented from the room during the discussion.</i>	Approved		30 April 2011
28/02-15 M	137/800/1121/119	FaCS	Community Facility Recovery Grant Program	Approved	Yes	

Present: Lord Mayor Campbell Newman, G M Quirk, G Knapp, A Cooper, D McLachlan, A Schrunner, P Matic, M de Wit.

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.

SUBMISSION TO THE ESTABLISHMENT AND COORDINATION COMMITTEE

1.0 File number

137/800/1121/106

2.0 Title

Submission to the House of Representatives inquiry into the role and potential of the National Broadband Network

3.0 Issue/purpose

To seek E&C endorsement to send the attached submission to the House of Representatives Standing Committee on Infrastructure and Communications

4.0 Proponent

Andrew Chesterman, Divisional Manager, City Planning and Sustainability Division

5.0 Submission prepared by

Adam Reed, Senior Program Officer - Economic Development, x34045

6.0 Date

28 February 2011

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 Recommended for public release

Immediate release

10.0 Recommendation

That E&C approve the submission to the House of Representatives Standing Committee on Infrastructure and Communications as per the Hon Anthony Albanese MP request about the role and potential of the National Broadband Network as per Attachments "B" & "C".

APPROVED

28 FEB 2011

Lord Mayor

11.0 Divisional Manager & Chairman Approval

I Support / ~~Reject~~ the recommendation.

If reject, please state reasons.



Andrew Chesterman
Divisional Manager
City Planning & Sustainability Division



Cr Adrian Schrinner
Chairman
Finance, Economic Development &
Administration Committee

I Recommend Accordingly


.....
CHIEF EXECUTIVE OFFICER

12.0 Background

On Tuesday 16 November 2010, the Hon Anthony Albanese MP, Federal Minister for Infrastructure and Transport asked the House of Representatives Standing Committee on Infrastructure and Communications to report on the role and potential of the National Broadband Network (NBN) by Friday 25 February 2011. Brisbane City Council (Council) was granted an extension to have a submission to the Committee by 4 March 2011.

Council has previously provided responses to the Australian Government on a range of issues regarding the NBN, including:

- a verbal submission to the Senate Select Inquiry into the NBN on 21 November 2008,
- the discussion paper *National Broadband Network: Fibre-to-the-premises in greenfield estates* in June 2009,
- the exposure draft of the *Telecommunications Legislation Amendment (Fibre Deployment) Bill 2010* in January 2010,
- the *position paper: proposed subordinate legislation to give effect to fibre in new developments* in May 2010, and
- the *National Broadband Network Implementation Study* in May 2010.

Council also provided a submission to NBN Co on the *NBN Co consultation paper: proposed wholesale fibre bitstream products* in February 2010.

In collaboration with City Assets and Corporate Services, Economic Development has prepared Council's response as per the Hon Anthony Albanese MP request (attachment "B"). This is consistent with the previous submissions that have been sent to the Australian Government on the NBN.

It is recommended that E&C approve the submission to the House of Representatives Standing Committee on Infrastructure and Communications as per attachments B & C.

List of Attachments:

- A - Summary Sheet
- B - Council's submission to the House of Representatives Standing Committee
- C - Letter to House of Representatives Standing Committee from CEO

13.0 Consultation

- Councillor Adrian Schinner, Chairman, Finance Economic Development & Administration Committee
- David Jackson, Manager Economic Development
- Neal Krautz, Principal Engineer, Duct & Fibre (telecommunications) Infrastructure, City Assets

14.0 Implications of proposal

A high speed fibre optic broadband network has the capacity to significantly contribute to economic, social and environmental outcomes in Brisbane and across Australia. Council has been working for a number of years to facilitate the rollout of a fibre network in Brisbane in recognition of the benefits it would provide. Council's submission (attachment "B") raises three main points:

- Council has reaffirmed its position for the NBN to support a wholesale-only open access network that allows full accessibility for any entity.
- Council's submission proposes future-proofing the NBN by utilising a point-to-point fibre architecture. This will maximise economic development opportunities through facilitating competition on the network and providing a superior capacity.
- A NBN does not have to be solely owned by one company (NBN Co), but could instead consist of numerous regional networks owned by different entities.

15.0 Commercial in confidence

No.

16.0 Vision/Corporate Plan impact

The rollout of a high speed broadband network in Brisbane would contribute significantly to achieving Council's Vision 2026, in particular:

- An accessible connected city,
- a smart prosperous city, and
- a regional world city.

17.0 Customer impact

Brisbane residents and businesses would benefit significantly from the rollout of a high speed broadband network. The proposed changes as suggested in Council's submission would maximise the benefits from the network.

18.0 Environmental impact

Nil.

19.0 Policy impact

The attached submission is consistent with previous Council submissions on the NBN.

20.0 Financial impact

Nil.

21.0 Human resource impact

Nil.

22.0 Urgency

Council's Submission (attachment "B") needs to be approved by E&C prior to 4 March 2011.

23.0 Publicity/marketing strategy

This submission may be made publicly available on the House of Representatives Standing Committee website. Council may also be invited to attend public hearings of the Committee and provide further comment on the submission.

24.0 Options

Option 1: That E&C approve the submission to the House of Representatives Standing Committee on Infrastructure and Communications about the role and potential of the National Broadband Network as per Attachments "B" & "C".

Option 2: That E&C do not approve the submission to the House of Representatives Standing Committee on Infrastructure and Communications about the role and potential of the National Broadband Network as per Attachments "B" & "C".

Option 1 is the preferred option.

NB: If the officer's recommendation is not followed, then the reasons for departure from that recommendation should be recorded here.

SUBMISSION TO THE ESTABLISHMENT AND COORDINATION COMMITTEE

1.0 File number

137/800/1121/96

2.0 Title

Asset Optimisation – Surplus Property Disposal.

3.0 Issue/purpose

To seek approval to sell 176-182 Lutwyche Road, Windsor and provide authority to Manager, City Property to appoint registered real estate agents.

4.0 Proponent

Julie McLellan
Project Director, Asset Optimisation
Corporate Services Division
Ext: 39137

ACTION TAKEN

28 FEB 2011

TOWN CLERK

5.0 Submission prepared by

Damian Ringelstein
Project Manager, Asset Optimisation
Divisional Project Management Office
Ext: 81204

RECEIVED

28 FEB 2011

COMMITTEE SECTION

6.0 Date

28 February 2011

7.0 For E&C approval or recommendation to Council

For E&C Committee approval.

8.0 If for recommendation to Council, is a Council resolution required under an Act or Local Law?

No.

9.0 Recommended for public release

29 August 2011

BCC
10 YEAR RELEASE
PUBLICATION SCHEME

10.0 Recommendation

It is recommended that the E&C Committee approve;

- 1: The sale of 176-182 Lutwyche Road, Windsor by either auction or tender, and otherwise on terms and conditions satisfactory to the Manager, City Property and the Chief Legal Counsel, Brisbane City Legal Practice.
2. To authorise the Manager, City Property to appoint registered real estate agents.
3. To authorise the Manager, City Property to set the reserve price for 176-182 Lutwyche Road, Windsor on the basis that such a price is equal to, or greater than, the valuation of the property.

11.0

Divisional Manager



Greg Evans
ACTING CHIEF OPERATING OFFICER
CORPORATE SERVICES

Chairman

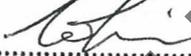
I Support / ~~Reject~~ the recommendation.

If reject, please state reasons.



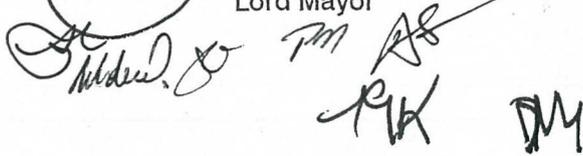
Councillor Adrian Schrinner
CHAIRMAN FINANCE, ECONOMIC
DEVELOPMENT AND ADMINISTRATION
COMMITTEE

I Recommend Accordingly


.....
CHIEF EXECUTIVE OFFICER

APPROVED

28 FEB 2011


.....
Lord Mayor


BCC PUBLICATIONS SCHEME
10 YEAR RELEASE

12.0 Background

The Asset Optimisation Project was established following a review by AT Kearney (ATK) in 2009 in order to develop a business case for the identification, consolidation, realisation or optimisation of underutilised or surplus assets for presentation to the Establishment and Coordination (E&C) Committee.

Primarily the project has identified underutilised land or assets which may provide opportunities for sale or optimised use, to ensure Council's asset base is sustainable and can make an on going value for money contribution to Council by assuring optimised use and value for money. Assets include, but are not limited to, vacant land, businesses, infrastructure, commercial and community properties.

The 2010/11 property related target list has been reviewed by the Executive Management Team and provided to City of Brisbane Investment Corporation (CBIC) for review to gauge their interest in any property development opportunities.

Remaining properties have undergone thorough investigation, property analysis and stakeholder consultation. 176-182 Lutwyche Road, Windsor represents the next property confirmed surplus to Council Program and policy requirements and suitable for immediate disposal. This property is not flood affected. The Project Control Group has advised to include this property in the E&C submission.

City Planning has no in-principle objection to the disposal of this land provided that vehicle access is secured via Newmarket Road, Windsor. Vehicle access from 176-182 Lutwyche Road, Windsor to Newmarket Road is secured by way of an existing easement.

The valuation of this property is reflected in Attachment B.

It is proposed that City Property will, subject to E&C approval, seek submissions from major CBD commercial property agencies to provide the following:

- Opinion of likely sale proceeds to be achieved from each property;
- Intended method to undertake sale (tender or auction);
- Proposed fee structure
- Proposed costs associated with sale (marketing and advertising)

Each real estate agency will be provided with a comprehensive disclosure package including location plan, easements, contour plan, infrastructure networks, flood report and other parcel details as required.

E&C Committee approval is sought to;

1. The sale of 176-182 Lutwyche Road, Windsor by either auction or tender, and otherwise on terms and conditions satisfactory to the Manager, City Property and the Chief Legal Counsel, Brisbane City Legal Practice.
2. To authorise the Manager, City Property to appoint registered real estate agents.
3. To authorise the Manager, City Property to set the reserve price for 176-182 Lutwyche Road, Windsor on the basis that such a price is equal to, or greater than, the valuation of the property.

13.0 Consultation

- Councillor Adrian Schrunner, Chairman Finance, Economic Development and Administration Committee
- Mark Mazurkiewicz, Manager, City Property (9 February 2011)
- David Askern, Chief Legal Counsel, Brisbane City Legal Practice (9 February 2011)
- James Rouse, Acting CRE Manager, City Property (9 February 2011)
- Belinda Chapman, Product Manager, Water Management, City Design (2 February 2011)
- Bob McMillan, Senior Works Schedule Manager, City Assets (15 February 2011)
- Kerry Doss, Manager, City Planning Branch (14 February 2011)
- Emma Felsman, Financial Controller, City Property (9 February 2011)
- Greg Swain, Acting Media and PR Manager, Marketing and Communications (9 February 2011)

All are in agreement with the recommendation.

14.0 Implications of proposal

An access easement has been secured in order to provide vehicle access to Newmarket Road, Windsor.

15.0 Commercial in confidence

No.

16.0 Vision/Corporate Plan impact

This submission is consistent with a Smart and Prosperous City - Managing Council's finances and assets effectively to provide the best value for money for ratepayers.

17.0 Customer impact

Nil

18.0 Environmental impact

Nil

19.0 Policy impact

Nil

20.0 Financial impact

The sale of 176-182 Lutwyche Road, Windsor will realise approximately \$1,500,000 in revenue in 2010/11. The costs of disposing this property will be approximately \$45,320 including:

- Valuations costs \$2,300
- Town Planning costs from Melissa Vouros Town Planning of \$1,520
- Sales Commission at 2% of sale price, equating to \$30,000
- Advertising costs at \$10,000
- Conveyance costs of approximately \$1,500 based on Brisbane City Legal Practice charges

The costs of disposal can be covered from current budgets.

21.0 Human resource impact

Nil

22.0 Urgency

During the course of normal business.

23.0 Publicity/marketing strategy

When disposing this property the following strategies will be employed to minimise risk of adverse publicity:

- A major CBD based commercial property agent will be appointed to market this property.
- Advertising will be kept to a minimum and will not make unnecessary references directly to Council or indirectly, such as "surplus government property".

24.0 Options

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

Option 1 is the preferred option.

NB: If the officer's recommendation is not followed, then the reasons for departure from that recommendation should be recorded here.

BCC PUBLICATION SCHEME
10 YEAR RELEASE

1.0 File number

137/800/1121/105

2.0 Title

Stores Board Submission –Construction of Underground Drainage in Cowie Road, Carseldine.

3.0 Issue/purpose

To seek approval from the Establishment & Coordination Committee to enter directly into a contract with Australand Holdings Limited for the construction of underground stormwater drainage at Cowie Road Carseldine without seeking competitive tenders from industry in accordance with Section 1.2(c), Sole or Restricted Tendering, of the Procurement Manual pursuant to the City of Brisbane Act 2010.

4.0 Proponent

Colin Jensen, Chief Executive Officer

5.0 Submission prepared by

Mark Johnston, Acting Corporate Risk Manager, Corporate Services Division

6.0 Date

22 February 2011

7.0 For E&C approval or recommendation to Council

For E&C approval

ACTION TAKEN

28 FEB 2011

TOWN CLERK

RECEIVED

28 FEB 2011

COMMITTEE SECTION

8.0 If for recommendation to Council, is a Council resolution required under an Act or Local Law?

No

9.0 Recommended for public release

Immediate release

10.0 Recommendation

That the Establishment and Co-ordination Committee approves the attached submission.

11.0 Mark Johnston
ACTING CORPORATE RISK MANAGER

Colin Jensen
CHIEF EXECUTIVE OFFICER

APPROVED

28 FEB 2011

Lord Mayor

(Souds great)

DM. [Handwritten initials and signatures]

BCO PUBLIC RELEASE SCHEM 10 YEAR RELEASE

12.0 Background

The Chief Executive Officer and the Stores Board considered the attached scheduled submission on 22 February 2011.

The submission is referred to E&C as it is considered the most advantageous outcome for the provision of the required services:

CONTRACT NO.	CONTRACT TITLE	REASON FOR SUBMISSION
N/A	Construction of Underground Stormwater Drainage at Cowie Road Carseldine	For E&C approval

13.0 Consultation

- The Chief Executive Officer
- Permanent Head of the Unit of Administration responsible for the submission
- Stores Board
- Relevant Divisional Officers

All are in agreement with the recommendation.

14.0 Implications of proposal

The recommended process will provide the most advantageous outcome for Council.

15.0 Commercial in confidence

Not Applicable.

16.0 Vision/Corporate Plan impact

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

17.0 Customer impact

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

18.0 Environmental impact

Tenderers are evaluated in line with Council's policy on the use of environmentally friendly and recycled products. Environmental considerations will be taken into account in the evaluation of tenders where applicable.

19.0 Policy impact

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

20.0 Financial impact

Financial details are included in the Divisional submission.

21.0 Human resource impact

Not Applicable

22.0 Urgency

As soon as possible.

23.0 Publicity/marketing strategy

As required.

24.0 Options

Option 1: That the E&C approves the recommendation.

Option 2: Not approve the recommendation.

Option 1 is the preferred option.

NB: If the officer's recommendation is not followed, then the reasons for departure from that recommendation should be recorded here.

BCC PUBLICATION SCHEME
10 YEAR RELEASE

SUBMISSION TO THE ESTABLISHMENT AND COORDINATION COMMITTEE

1.0 File number

137/800/1121/103

2.0 Title

Formal response to the Cross River Rail Project: Reference Design, Traffic and Transport Impacts

3.0 Issue/purpose

To approve the report "Brisbane City Council Response to Reference Design, Traffic and Transport Impacts" to the Cross River Rail Project.

4.0 Proponent

Barry Broe, Divisional Manager, Brisbane Infrastructure Division

5.0 Submission prepared by

Sherry Clarke, Manager, Transport Planning & Strategy Branch

6.0 Date

28 February 2011

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 Recommended for public release

Not for Release

10.0 Recommendation

That E&C grant approval for the "Brisbane City Council response to Reference Design, Traffic and Transport Impacts: report to be released to the Cross River Rail Project.

11.0

*(Some typos e.g. UDA need to be corrected)
Footpath rationalisation.*

Chairman

[Signature]
I Support / Reject the recommendation.
If reject, please state reasons.

**Councillor Graham Quirk
CHAIRMAN INFRASTRUCTURE
COMMITTEE**

[Signature]

**Barry Broe
Divisional Manager
Brisbane Infrastructure Division**

I Recommend Accordingly

[Signature]
.....
CHIEF EXECUTIVE OFFICER

APPROVED

28 FEB 2011

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

Lord Mayor

12.0 Background

The Premier and Minister for the Arts The Honourable Anna Bligh announced on Friday 28 January 2011 that the construction of the Cross River Rail project would be put on hold for around two years due to the post-flood recovery costs.

The public release of the Draft Environmental Impact Statement (EIS) will still proceed with a revised date of June 2011. The provision of Council's formal response to the Cross River Rail Project is necessary to ensure that the Reference Design, that forms the basis of the Draft Environmental Impact Statement, is acceptable to Council, particularly in the areas of allocation of road space and congestion reduction.

The Cross River Rail Project is expecting to close out technical issues by the end of March 2011. The early delivery of this response enables Council's concerns to be responded to by the Cross River Rail Project and requested amendments to be incorporated into the Reference Design prior to the release of the EIS in June 2011.

The report "Brisbane City Council Response to Reference Design, Traffic and Transport Impacts" (attachment "B") is the result of this extensive review and was prepared jointly by representatives from Transport Planning and Strategy, Congestion Reduction Unit, and Brisbane Transport. MWH Consultants assisted the Review team's deliberations providing an independent perspective.

E&C approval is sought to provide a copy of the "Brisbane City Council response to Reference Design, Traffic and Transport Impacts" report to the Cross River Rail project.

13.0 Consultation

The following have been consulted and support this submission:

Councillor Graham Quirk, Chairman Brisbane Infrastructure
Councillor Margaret de Wit, Chairman Public and Active Transport

14.0 Implications of proposal

The submission ensures that Council's policies on:

- Road space allocation and congestion reduction;
- Pedestrian amenity; and
- Capacity and efficiency of bus movements;

are incorporated into the Reference Design. Council will also be working with the Cross River Rail Project through the course of the preparation of the Environmental Impact Study (EIS).

15.0 Commercial in confidence

Nil

16.0 Vision/Corporate Plan impact

Nil

17.0 Customer impact

Nil

18.0 Environmental impact

Nil

19.0 Policy impact

The content of the formal response is in accordance with Council policies covering:

- Transport Planning and Strategy;
- Congestion Reduction; and
- City Planning

20.0 Financial impact

Nil

21.0 Human resource impact

Nil

22.0 Urgency

Urgent. The Cross River Rail Project is expecting to close out technical issues by the end of March 2011. The early delivery of this response enables Council concerns to be responded to by the Cross River Rail Project and amendments incorporated into the Reference Design prior to the release of the EIS in June 2011.

23.0 Publicity/marketing strategy

Nil

24.0 Options

Option 1: Approve the report as the Brisbane City Council's formal Response to the Cross River Rail Project Reference Design, Traffic and Transport Impacts.

Option 2: Not approve the report.

Option 3: Modify or defer the response

Option 1 is the preferred option.

NB: If the officer's recommendation is not followed, then the reasons for departure from that recommendation should be recorded here.

BCC PUBLICATION SCHEME
10 YEAR RELEASE

SUBMISSION TO THE ESTABLISHMENT AND COORDINATION COMMITTEE

1.0 File number

137/800/1121/111

2.0 Title

Brisbane City Council submission on the Australian Government's "Our Cities – Building a productive, sustainable and liveable future – 2010 Discussion Paper"

3.0 Issue/purpose

To seek endorsement to provide a submission to the Australian Government.

ACTION TAKEN

4.0 Proponent

Andrew Chesterman, Divisional Manager, City Planning and Sustainability Division

28 FEB 2011

TOWN CLERK

5.0 Submission prepared by

Marcus Mulholland, Principal Regional and Strategic Planning, City Planning Branch (ext. 39093)

6.0 Date

28 February 2011

RECEIVED

28 FEB 2011

7.0 For E&C approval or recommendation to Council

E&C approval.

COMMITTEE SECTION

8.0 If for recommendation to Council, is a Council resolution required under an Act or Local Law?

Not applicable.

APPROVED

9.0 Recommended for public release

Immediate release

28 FEB 2011

10.0 Recommendation

That E&C endorse and submit Council's submission to the Australian Government in response to the "Our Cities – Building a productive, sustainable and liveable future – 2010 Discussion Paper" as outlined in Attachment "B"

Lord Mayor

2/2

11.0 Divisional Manager

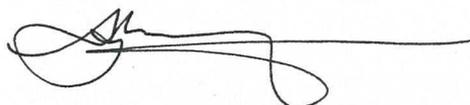


Andrew Chesterman
Divisional Manager
City Planning and Sustainability Division

Committee Chairman

I Support / ~~Reject~~ the recommendation.

If reject, please state reasons



Councillor Amanda Cooper
Chairman, Neighbourhood Planning and
Development Assessment Committee

12.0 Background

The Australian Government released the "Our Cities – Building a productive, sustainable and liveable future – 2010 Discussion Paper" in December 2010 and asked for submissions by 1 March 2011. Both the Lord Mayor and the Chief Executive Officer received letters from the Commonwealth Department of Infrastructure and Transport dated 16 December inviting Brisbane City Council (Council) to provide a submission in response to the released Discussion Paper. It is intended that a submission only be sent from the Lord Mayor providing Council's response.

The discussion paper is the first formal step in the Australian Government drafting a National Urban Policy. The paper is organised around four key chapters; these being: productivity, liveability, sustainability and governance. The key points made in the drafted submission are:

1. Council is pleased that the Australian Government is using the paper as a means to recognise the significance of cities as centres of productivity and to establish a common understanding of national urban issues.
2. Council offers to have further discussion with the Australian Government to share our experience in running a city – emphasising the unique perspective Council has as a local government that also manages a large and complex urban area.
3. Council is however disappointed that the paper does not propose detailed solutions or options or provide any identifiable clear role for the Australian Government in implementing a National Urban Policy particularly, a nexus with infrastructure funding.
4. It is also highlighted that there are several themes that occur across the paper that Council is concerned about; these being:
 - systems of governance suggested to implement policy ideas;
 - decentralisation as a solution to congestion where it is our experience this policy setting does not effectively work;
 - the effects of climate change and the role the Australian Government has in leadership on this matter;
 - use of private motor vehicles being targeted for reduction without recognising the social change required to do this or the significance of the road network as a vital part of the City's function.

Council's submission (attachment "B") includes a letter to the Australian Government from the Divisional Manager, a two and half page executive summary, a twelve page more detailed submission and encloses the "Living in Brisbane 2026" document as an illustration of how Council is already planning, managing and developing Brisbane.

It is recommended that E&C endorse and submit Council's submission to the Australian Government in response to the "Our Cities – Building a productive, sustainable and liveable future – 2010 Discussion Paper" as outlined in Attachment "B".

List of Attachments:

Attachment A: Summary

Attachment B: Drafted submission to the Australian Government (Includes letter from the Divisional Manager to the Australian Government, half page executive summary, a twelve page more detailed submission and an attachment of Living in Brisbane 20206 document)

13.0 Consultation

The submission has been prepared in consultation with members of the City Planning and Sustainability (CPaS) Planning Working Group:

- a. Kevin Cronin, Development Assessment
- b. Laurelle Muir, Community Services
- c. Mishka Foster, Economic Development
- d. Marcus Mulholland, City Planning
- e. Chris Crowley, City Planning
- f. Mark Innis, City Planning
- g. Robert Wright, Water Resources
- h. Vicki Grieshaber, Natural Environment and Sustainability
- i. Graeme Read, Transport-Planning and Strategy

- Planning and Guidance Committee (21 February 2011).
- Cr Amanda Cooper, Chairman, Neighbourhood Planning & Development Assessment Committee
- CPaS Divisional Management Team (14 February 2011)

All of the above are in agreement with the recommendation.

14.0 Implications of proposal

There are two broad implications of the proposed submission:

1. The offer to the government to have direct further discussion on city management may be taken up and therefore, meeting(s) would be required to be organised with Councillors and/or officers participating; and
2. Council has stated its interest and concerns with National Urban Policy that could be reflected in the policy

15.0 Commercial in confidence

No.

16.0 Vision/Corporate Plan impact

By contributing to the national discussion on urban issues and drafting a National Urban Policy, all aspects of the vision and corporate plan stand to possibly be enhanced through better aligned Australian Government assistance and input to the City.

17.0 Customer impact

By influencing the drafting of National Urban Policy, the longer term customer impact should be general improvement in the infrastructure and services Council provides.

18.0 Environmental impact

No direct immediate impact. By influencing the drafting of National Urban Policy, the longer term environmental impact from activity of the City should be generally improved.

19.0 Policy impact

The effectiveness of a broad range of Council's current policies should be enhanced by an improved expression of the Australian Government's role in assisting Council with the planning, management and development of the City.

20.0 Financial impact

By influencing the drafting of National Urban Policy, the longer term financial impact should be general improvement in the understanding of bids for Australian Federal Government funding.

21.0 Human resource impact

None.

22.0 Urgency

The close of submission date is 1 March 2011.

23.0 Publicity/marketing strategy

None proposed.

24.0 Options

Three options are proposed:

- Option 1: endorse the drafted submission as an attachment to a letter from Divisional Manager
- Option 2: endorse the drafted submission in principle with amendments as directed; or
- Option 3: not endorse the drafted submission.

Option 1 is the preferred option.

NB: If the officer's recommendation is not followed, then the reasons for departure from that recommendation should be recorded here.

The
ute
the
of
a su
the
The
Po
sus

BCC PUBLICATION SCHEME
70 YEAR RELEASE

1.0 File number

137/800/1121/114

2.0 Title

Termination of leasing arrangement and month to month tenancy of Blue Sky Pty Ltd in New Farm Park – ex Summerhouse Kiosk.

3.0 Issue/purpose

To seek approval for City Property to terminate any leasing arrangement and the month to month tenancy of Blue Sky Pty Ltd at New Farm Park.

4.0 Proponent

Greg Evans, Acting Chief Operating Officer, Ext: 39110

5.0 Submission prepared by

Peter Stephensen, Commercial Leasing Manager, City Property, Ext: 34589

6.0 Date

28 February 2011

7.0 For E&C approval or recommendation to Council

E&C approval

8.0 If for recommendation to Council, is a Council resolution required under an Act or Local Law?

No

9.0 Recommended for public release

Other period as specified by the Chair – 30 April 2011

10.0 Recommendation

That the E&C Committee approve the termination of any leasing arrangement and month to month tenancy of Blue Sky Pty Ltd at New Farm Park, including:

- (a) Terminating the monthly tenancy which is based on the temporary arrangements due to the fire and expiration of the former Summerhouse kiosk lease;
- (b) Ending the leasing arrangement that was part of the tender and development application process.

on terms and conditions satisfactory to the Manager, City Property and the Chief Legal Counsel, Brisbane City Legal Practice:

11.0 Divisional Manager



Greg Evans
ACTING CHIEF OPERATING OFFICER

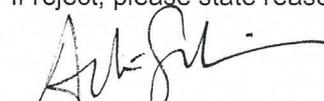
I Recommend Accordingly

.....
CHIEF EXECUTIVE OFFICER

Chairman

I Support / ~~Reject~~ the recommendation.

If reject, please state reasons.



Councillor Adrian Schrinner
CHAIRMAN FINANCE, ECONOMIC
DEVELOPMENT AND ADMINISTRATION
COMMITTEE

ACTION TAKEN

28 FEB 2011

TOWN CLERK

M 25/2

RECEIVED

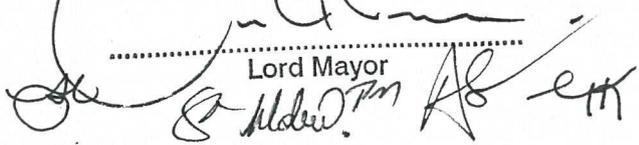
28 FEB 2011

COMMITTEE SECTION

APPROVED

28 FEB 2011

Lord Mayor



BCC 10 YEAR RELEASE SCHEDULE

12.0 Background

The ex Summerhouse Kiosk at New Farm Park, which was operated by Blue Sky Pty Ltd, was destroyed by fire on or about 10 September 2000.

Within a period of approximately six (6) weeks, Council entered into a temporary arrangement with Blue Sky Pty Ltd to operate a temporary demountable caravan 70 metres south west of the ex Summerhouse Kiosk in New Farm Park. The demountable structure provides packaged food and drinks, and was originally installed as a temporary stop gap measure until a replacement facility was designed and constructed. The services to the demountable structure were of a temporary nature and have far exceeded their design life and originally intended tenure.

The rent being charged over the land occupied by the ex Summerhouse Kiosk (prior to the fire) was \$1,600 per calendar month plus GST. As a consequence of the fire, rent ceased to be charged and no rent has been billed over the land since September 2000.

In 2003, Council went to tender for the development of a restaurant facility to replace the former Summerhouse Kiosk that had originally been destroyed by fire. The tender was awarded to Blue Sky Pty Ltd in respect of its proposal for a replacement restaurant and function room with a lease being granted, but conditional on Blue Sky Pty Ltd first obtaining a development approval. A development application was then lodged by Blue Sky Pty Ltd as required by the terms of the lease.

Just before March 2004, the development application was under consideration by Council officers and in May 2004, was refused by Council officers.

The residents and park users strongly communicated, at that time, their dissatisfaction with a replacement structure/kiosk that was substantially larger in size, character and hours of operation as the former Summerhouse Kiosk that burnt down. Blue Sky Pty Ltd had not been prepared to scale back the size of its intended replacement operation.

Blue Sky Pty Ltd then lodged an appeal against that refusal, but did not initially prosecute that appeal, rather intending to pursue negotiations for a reduced proposal and for compensation. Those negotiations were unsuccessful.

Blue Sky Pty Ltd then appealed to the Planning and Environment Court to overturn the Council decision to refuse the development application for a restaurant and function room in New Farm Park. After many years of delay by Blue Sky Pty Ltd, the appeal was heard and finalised in October 2010, where the Planning and Environment Court found in favour of Council with the appeal being dismissed. Blue Sky Pty Ltd has elected not to appeal that decision of the Planning and Environment Court.

Accordingly, Blue Sky Pty Ltd no longer has any argument in regards to compensation or any entitlement to agree a reduced proposal with Council.

Council's position is that as the appeal of Blue Sky Pty Ltd to the Planning and Environment Court failed, then the leasing arrangements associated with the tender and development application must end given that certain terms of the lease have been frustrated by the decision. Under the (unexecuted) lease, terms such as the proposed use, the lessee's construction works, which formed part of the development application and subsequent works to be undertaken by Council can now not be undertaken due to the failure of the development application.

Brisbane City Legal Practice is now in a position to be able to terminate any leasing agreement and month to month tenancy of Blue Sky Pty Ltd at New Farm Park.

E&C approval is therefore sought to terminate any leasing agreement and month to month tenancy of Blue Sky Pty Ltd at New Farm Park, on terms and conditions satisfactory to the Manager, City Property and the Chief Legal Counsel, Brisbane City Legal Practice.

13.0 Consultation

- Councillor Adrian Schinner, Chairman, Finance, Economic Development and Administration Committee
- Greg Swain, Acting Media and PR Manager, (24/02/2011)
- Emma Felsman, Business Services Manager, City Property (24/02/2011)

All are in agreement with the recommendation.

14.0 Implications of proposal

The proposal will provide sustainable social and economic benefits including:

- (a) An opportunity for City Property to engage mobile service/vending operators in the provision of food and beverage products in New Farm Park on a short term basis;
- (b) In the longer term, City Property continue progressing its current planning and design concepts to convert the former Ferry Terminal/Bus Shelter building at the end of Brunswick Street and adjoining New Farm Park into a modest food and beverage facility, in sympathy and consultation with community expectations;
- (c) Meeting the expectations of the community that some form of food and beverage services be available in New Farm Park.

15.0 Commercial in confidence

No

16.0 Vision/Corporate Plan impact

Supports Council's vision of Active and Healthy and Vibrant, Creative City.

17.0 Customer impact

A suitable and competent food and beverage operator will greatly assist Council in meeting the expectations of the community as well as capitalising on the attraction that is New Farm Park – families, joggers, cyclists and City Cat Ferry commuters.

18.0 Environmental impact

Nil.

19.0 Policy impact

Nil.

20.0 Financial impact

There is no financial impact as a consequence of terminating any leasing agreement and month to month tenancy of Blue Sky Pty Ltd at New Farm Park.

Going forward, the costs of conducting the planning, design and development concepts in regards to the former Ferry Terminal/Bus Shelter and conducting the Expression of Interest process of attracting a suitable and competent food and beverage operator, are in City Property's current budget allocation.

21.0 Human resource impact

Nil.

22.0 Urgency

Urgent to instruct Brisbane City Legal Practice to terminate any leasing agreement and month to month tenancy of Blue Sky Pty Ltd at New Farm Park.

23.0 **Publicity/marketing strategy**

As appropriate, to terminate any leasing agreement and month to month tenancy of Blue Sky Pty Ltd at New Farm Park.

24.0 **Options**

Option 1: That E & C approve the recommendation;

Option 2: That E & C does not approve the recommendation.

Option 1 is the preferred option.

NB: If the officer's recommendation is not followed, then the reasons for departure from that recommendation should be recorded here.

BCO PUBLIC INFORMATION SCHEME
10 YEAR RELEASE

SUBMISSION TO THE ESTABLISHMENT AND COORDINATION COMMITTEE

1.0 **File number**

137/800/1121/119

2.0 **Title**

Community Facility Flood Recovery Grant Program

3.0 **Issue/purpose**

To seek E&C approval to establish the Community Facility Flood Recovery Grant Program to provide grants to flood affected not for profit community groups in Brisbane.

4.0 **Proponent**

Vicki Pethybridge, Divisional Manager, Families and Community Services

5.0 **Submission prepared by**

Lorraine Gregory, Manager Healthy and Vibrant Communities, ext 34725

6.0 **Date**

28 February 2011

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 **Recommended for public release**

Immediate release

10.0 **Recommendation**

That E&C approve to establish the Community Facility Flood Recovery Grants Program under the terms and conditions as set out in Attachment B

11.0 **Divisional Manager**

Vicki Pethybridge
DIVISIONAL MANAGER
FAMILIES AND COMMUNITY SERVICES

Chairman

Geraldine Knapp
CHAIRMAN
FAMILIES AND COMMUNITY SERVICES
COMMITTEE

I Recommend Accordingly

.....
CHIEF EXECUTIVE OFFICER

RECEIVED
28 FEB 2011
TOWN COUNCIL
COMMITTEE SECTION

APPROVED

28 FEB 2011

.....
Lord Mayor

[Handwritten signatures]

Support / Reject the recommendation
If reject please state reasons

[Handwritten signature]

BCG 10 YEAR RELEASE SCHEME

12.0 Background

The floods in Brisbane in January 2011 damaged many community facilities, including fields, buildings and equipment. Some clubs were able to recommence operations once they had been cleaned, while others will require extensive rebuilding before they can be fully operational.

Clubs can obtain support from many sources including their own networks, peak sporting organisations and the State government. Some clubs have been able to obtain support and funding through their insurance providers.

Council officers have been working with the clubs to assist them in becoming fully operational. That work has identified that some clubs currently have a shortfall in funding. One option would be for them to borrow this money with their lease as security, however, repayment of such a loan might adversely affect their viability.

Clubs have also indicated that while playing surfaces are being made playable they will need more rehabilitation than usual over the next 12 months.

Council staff current estimates of the unfunded costs of rehabilitation are:

Over \$100,000	42 clubs
Over \$75,000	5 clubs
Over \$50,000	7 clubs
Under \$50,000	24 clubs

As formal quotes are obtained for the works required these costs are expected to significantly decrease.

To assist the clubs to meet these costs it is recommended that E&C establish the Community Facility Flood Recovery Grant Program under the terms and conditions set out in Attachment B. The main features of the program are:

- The grants are for flood affected and not for profit community organisations
- Grants of up to \$150,000 for facilities
- Grants of up to \$20,000 for sports fields, ovals, pitches etc
- The grant round will open on 1 March 2011 and close on 12 April 2011
- Grants will not be available for works already undertaken
- In order to provide the funding quickly, limited documentation will be required at the time of application, however, the acquittal process will be rigorous.
- Applications will be decided in a maximum of 10 days.

E&C approval is therefore sought for the Community Facility Flood Recovery Grant Program under the terms and conditions set out in Attachment B.

13.0 Consultation

- Greg Evans, A/Chief Operating Officer
- Jim Brabon, Team Leader - Community Facilities, Community Services
- Michael Burmeister, Project Manager, Families and Community Services
- Neville Wilmott, Executive Officer, Community Services
- David Askern, Chief Legal Counsel

All are in agreement with the recommendation.

14.0 Implications of proposal :

Nil

15.0 Commercial in confidence

Nil

16.0 Vision/Corporate Plan impact

The recommendation responds to the Active & Healthy Communities aspirational goals: Set out in 'Our Shared Vision Living In Brisbane 2026'

The recommendation responds to the following '*Corporate Plan 2008-12 (2010 Update)*' goals:

- 5.3 Active & Healthy Communities
- 5.4 Social Inclusion
- 5.5 Well-managed community facilities

17.0 Customer impact

Flood affected not for profit community clubs will be able to apply to Council for grants towards reconstruction and rehabilitation.

18.0 Environmental impact

Nil

19.0 Policy impact

Nil

20.0 Financial impact

Damage to community facilities of \$6.928 million was identified for the flood recovery special budget review and included in the \$440 million of savings identified in the Council Budget.

21.0 Human resource impact

Nil

22.0 Urgency

As soon as possible

23.0 Publicity/marketing strategy

A marketing and communication strategy has been developed by the Lord Mayor's Office and includes a letter to each of the clubs and a public announcement on Tuesday, 1 March 2011.

24.0 Options

Option 1: Approve the establishment of the Community Facility Recovery Grant Program in accordance with Attachment B

Option 2: Do not establish the grants program

Option 1 is the preferred option.

NB: If the officer's recommendation is not followed, then the reasons for departure from that recommendation should be recorded here.