

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.

**E&C FORMAL SUBMISSIONS RESULTS – 03 MAY 2011**

SUB NO.	FILE NO.	DIV.	TITLE	RESULT	RELEASE DATE	
					Immediate	Other
03/05-01 R	152/160/1007/34	CPaS	Transport, Access, Parking and Servicing (TAPS) Planning Scheme Policy (PSP)	Approved	N/A	N/A
03/05-02 R	152/160/1007/56 109/280/265 137/800/1121/134	CPaS	Temporary Local Planning Instrument 01/11 Brisbane Interim Flood Response	Approved	N/A	N/A
03/05-03 R	131/630/543/1114	OLMCEO	Stores Board Submission – To seek approval from Council to enter into a Project Agreement for the Provision of an Energy Generation Facility at 369 Sherbrooke Road Willawong	Approved	N/A	N/A
03/05-04 M	137/800/1121/181	OLMCEO	Stores Board Submission – Significant Procurement Activity Plan (SPAP) for the New Information Organisation (NIO)	Approved		Not for Release
03/05-05 M	137/800/1121/119	FaCS	Community Facility Flood Recovery Grant Program – Round 8	Approved	Yes	
03/05-06 R	109/105/219/9	Corporate Services	Strategic Contracting Procedures	Approved	N/A	N/A
03/05-07 R	109/305/710/14	OLMCEO	Proposed Management Re-Alignment	Approved	N/A	N/A
03/05-08 M	109/305/710/14	OLMCEO	Appointment of Senior Executive Service (SES) Officers to Group and Branch Manager Roles due to Management Realignment	Approved		Not for Release

**SUBMISSION TO THE ESTABLISHMENT AND COORDINATION COMMITTEE**

**1.0 File number**

137/800/1121/181

**2.0 Title**

Stores Board Submission – Significant Procurement Activity Plan (SPAP) for the New Information Organisation (NIO).

**3.0 Issue/purpose**

To seek approval from the Establishment & Coordination Committee for

- The Significant Procurement Activity Plan (SPAP) in relation to the overall execution of the NIO Program Service Strategy, and
- Stores Board having authority to approve the individual pre-market submissions for each component of the overall NIO Program Sourcing Strategy.

**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**

28 April 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 the Establishment and Co-ordination Committee approves the attached submission.

*Mark Johnston*

**11.0 Mark Johnston  
ACTING CORPORATE RISK MANAGER**

*Colin Jensen*

**Colin Jensen  
CHIEF EXECUTIVE OFFICER**

**APPROVED**

3 MAY 2011

Lord Mayor

*[Handwritten signatures and initials]*

**10 YEAR RELEASE SCHEME**

## 12.0 Background

The Chief Executive Officer and the Stores Board considered the attached scheduled submission on 28 April 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	New Information Organisation (NIO) Sourcing Strategy	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**

137/800/1121/119

**2.0 Title**

Community Facility Flood Recovery Grant Program – Round 8

**3.0 Issue/purpose**

To seek E&C approval for the allocation of the eighth round funding under the Community Facility Flood Recovery Grant Program.

**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, extension 34725

**6.0 Date**

3 May 2011

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

For Establishment and Co-ordination Committee approval

**APPROVED**

3 MAY 2011

Lord Mayor

**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

**10.0 Recommendation**

That the Establishment and Co-ordination Committee approve the recommended grants under the eighth round of the Community Facility Flood Recovery Grant Program as set out in Attachment B.

**11.0**

Divisional Manager

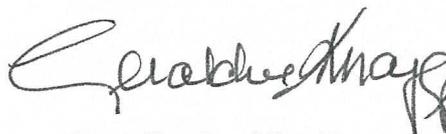
Chairman

I Support / Reject the recommendation.

If reject, please state reasons.



Vicki Pethybridge  
DIVISIONAL MANAGER  
FAMILIES AND COMMUNITY SERVICES



Councillor Geraldine Knapp  
CHAIRMAN  
FAMILIES AND COMMUNITY SERVICES  
COMMITTEE

I Recommend Accordingly

.....  
CHIEF EXECUTIVE OFFICER

## 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.

To assist the clubs to meet these costs, E&C on 28 February 2011 decided to establish the Community Facility Flood Recovery Grant Program. 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
- 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.

Attachment C contains a copy of the guidelines used to assess the merit of each application. Attachment D provides a list of items which Council will not fund.

Applications closed on 12 April 2011. In total sixty-four applications were received. To date:

- Five applications were considered ineligible
- 45 clubs were granted funding in the first seven rounds,
  - since the approval, one club (Kenmore District Junior Australian Football Club Inc) withdrew their application as they received funding from the State.
- Five applications are recommended for funding in this round and one is considered ineligible (Attachment B)
- Eight applications still require additional information before an assessment and recommendation can be made (Attachment F)

Three clubs are recommended for the full amount they have requested. The Underwater Research Group had sought \$19,800 which included funding for furniture which is ineligible: They are therefore recommended for funding of \$18,900. The Woolston Park Golf Club had sought \$152,712 which included funding for kitchen and office equipment that is ineligible: They are therefore recommended for funding of \$127,656. The Tingalpa Model Aero Club is not recommended for funding as the works are being undertaken by Council. Attachment E provides a summary of the grants approved to date and recommended in this round.

It is recommended that E&C approve the granting of funds as set out in Attachment B.

## 13.0 Consultation

Jim Brabon	Team Leader, Community Facilities Flood Recovery
Paul Songhurst	Project Officer, Community Facilities Flood Recovery
Brett Roland	Project Officer, Community Facilities Flood Recovery
Shane Farrow	Project Officer, Community Facilities Flood Recovery
Jeff Stewart	Project Officer, Community Facilities Flood Recovery

All are in agreement with the recommendation.

## 14.0 Implications of proposal

Once E&C has approved the recommendations those clubs recommended for funding will be provided with a funding agreement. The funding agreement has been prepared in consultation with BCLP and Procurement. Once the funding agreement is signed by the club the funds will be provided.

## 15.0 Commercial in confidence

No.

## 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

Clubs recommended for funding will be able to continue their recovery works.

## 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.

The grants for clubs recommended for funding in this round total \$384,556. The total of all rounds, including this round is \$4,016,490.

## 21.0 Human resource impact

Nil

## 22.0 Urgency

In order to meet the ten day turn around promised by the Lord Mayor in announcing these grants, this E&C needs to be considered on 3 May 2011.

## 23.0 Publicity/marketing strategy

A marketing and communication strategy has been developed.

## 24.0 Options

1. That E&C approve the recommendations as set out in Attachment B.
2. That E&C consider a different allocation than has been recommended in Attachment B.

Option 1 is the preferred option.

**SUBMISSION TO THE ESTABLISHMENT AND COORDINATION COMMITTEE**

1.0 File number

109/305/710/14

2.0 Title

Appointment of Senior Executive Service (SES) Officers to Group and Branch Manager Roles due to Management Realignment

2.0 Issue/purpose

To appoint Senior Executive Service (SES) Officers to new Branch Manager or Executive Manager roles resulting from the management realignment.

4.0 Proponent

Colin Jensen, Chief Executive Officer

5.0 Submission prepared by

Ian Niven, Chief Human Resources Manager

**APPROVED**

3 MAY 2011

6.0 Date

27 April 2011

*[Handwritten signatures and initials]*  
Lord Mayor  
OM.  
Wdrew.

7.0 For E&C approval or recommendation to Council

No

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

N/A

10.0 Recommendation

That E&C approve the Group and Branch Manager appointments as set out in Attachment "A".

11.0

Divisional Manager

*[Handwritten signature]*

Colin Jensen  
Chief Executive Officer

Chairman

I Support / ~~Reject~~ the recommendation.

If reject, please state reasons.

*[Handwritten signature]*

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

## 12.0 Background

Due to the management realignment, it will be necessary to appoint SES Officers to fill the Group and Branch Manager positions resulting from the restructure.

E&C is the delegate for Council in the making of such appointments.

E&C is requested to approve the Group and Branch Manager appointments as set out in Attachment "A".

## 13.0 Consultation

- Executive Management Team

All are in agreement with the recommendation.

## 14.0 Implications of proposal

Executive Officers will be appointed to the Groups and Branches as outlined in the new organisational structure.

Approval of these appointments of the executive officers will be enacted subsequent to the approval of the new structure by Full Council.

## 15.0 Commercial in confidence

Nil

## 16.0 Vision/Corporate Plan impact

This organisational change supports Vision 2026 and the Transforming Council agenda.

## 17.0 Customer impact

The appointment of Executives to the Groups and Branches will ensure ongoing leadership and delivery of Council business.

## 18.0 Environmental impact

Nil

## 19.0 Policy impact

Nil

## 20.0 Financial impact

Nil

## 21.0 Human resource impact

In merged Groups and Branches, Executive structure will be reviewed and fewer roles overall is likely.

## 22.0 Urgency

It is desirable that the arrangements are in place before the Council meeting on 10 May 2011.

**23.0 Publicity/marketing strategy**

Nil

**24.0 Options**

- Option 1: That E&C approves the recommendation
- Option 2: That E&C amends the recommendation
- Option 3: 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.***

BCC PUBLICATION SCHEME  
10 YEAR RELEASE

## E&amp;C FORMAL SUBMISSIONS RESULTS – 09 MAY 2011

SUB NO.	FILE NO.	DIV.	TITLE	RESULT	RELEASE DATE	
					Immediate	Other
09/05-01 M	137/800/1121/192	Corporate Services	Brisbane City Enterprises Pty Ltd CAN 075 435 11 – Transfer of Shares and Deed of Novation	Approved	Yes	
09/05-02 M	137/800/1121/173	Corporate Services	Inclusion of Charitable Organisation in Appendix 'A' of the Schedule of Fees and Charges – Footprints in Brisbane Inc	Approved	Yes	
09/05-03 M	137/800/1121/197	Brisbane Infrastructure	Eleanor Schonell Bridge – Bus Terminal License	Approved		1 August 2011
09/05-04 M	137/800/1121/191	CPaS	Acquisition of land for park purposes situated at 83 Pine Road, Richlands	Approved	Yes	
09/05-05 R	161/20/439/43	CPaS	Resumption of land for Environmental Purpose situated at No 211 Underwood Road, Eight Mile Plains	Approved	N/A	N/A
09/05-06 R	112/20/711/161	CPaS	Resumption of land for Environmental Purposes situated at No 243 Underwood Road, Eight Mile Plains	Approved	N/A	N/A
09/05-07	161/295/781/31	CPaS	Yeronga Memorial Park – Approval of Final Land and Conservation Management Plan	Held		
09/05-08 M	137/800/1121/202	FaCS	The Salvation Army's Red Shield Appeal 2011	Approved	Yes	
09/05-09 M	137/800/1121/195	FaCS	Brisbane Powerhouse Funding Agreement 2011-2014	Approved	Yes	

09/05-10 M	137/800/1121/72	CPaS	Amendment to the Infrastructure Contributions Subsidy Administrative Policy	Approved	Yes	
---------------	-----------------	------	---	----------	-----	--

Present: Lord Mayor Graham Quirk, A Schrinner, G Knapp, A Cooper, D McLachlan, P Matic, M de Wit & J Simmonds

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**

137/800/1121/192

**2.0 Title**

Brisbane City Enterprises Pty Ltd ACN 075 435 111 – Transfer of Shares and Deed of Novation.

**3.0 Issue/purpose**

To seek E&C approval of the resolution of the Board of Brisbane City Enterprises Pty Ltd ACN 075 435 111 on 21 March 2011 to approve the transfer of shares held in Brisbane City Enterprises and to enter into a Deed of Novation.

**4.0 Proponent**

Colin Jensen, Chief Executive Officer

**5.0 Submission prepared by**

David Askern, Chief Legal Counsel, ext 34740

**6.0 Date**

18 April 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**

Immediate release

**10.0 Recommendation**

E&C approval is sought for:

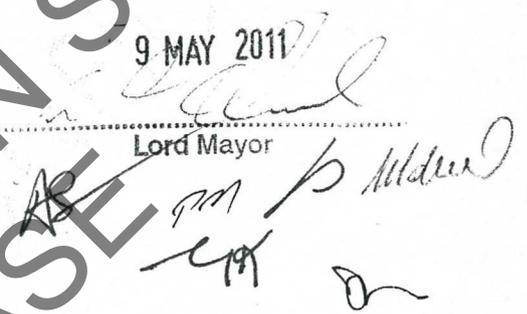
- (a) the transfer of SMEC Holdings shares in BCE to SMEC International (as set out in Resolutions of BCE, SMEC Holdings and SMEC International set out in Attachment "D"); and
- (b) the entering into a Deed of Novation and Release which replaces SMEC Holdings with SMEC International under the BCE Shareholder Agreement as set out in Attachment "E".

**11.0**

**APPROVED**

9 MAY 2011

Lord Mayor

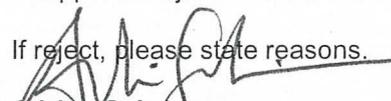



Colin Jensen  
CHIEF EXECUTIVE OFFICER

Chairman

I Support / ~~Reject~~ the recommendation.

If reject, please state reasons.



Adrian Schriener  
CHAIRMAN, FINANCE AND ECONOMIC  
DEVELOPMENT & ADMINISTRATION  
COMMITTEE

## 12.0 Background

Council is a minority shareholder in Brisbane City Enterprises Pty Ltd (**BCE**) subject to the terms of the BCE Shareholders Agreement dated 9 December 2005 between Council, BCE and SMEC Holdings Limited (**SMEC Holdings**).

The BCE Constitution (as set out in Attachment "B") allows for the transfer of shares in BCE with the unanimous approval of the directors at a properly convened meeting of the directors. Section 7.2 of the BCE Constitution indicates that Council has a right of refusal in relation to the transfer of shares in BCE.

Section 4.6 of the BCE Shareholder Agreement (as set out in Attachment "C") further provides that "*no shareholder may transfer or encumber its shares to a third party other than a Related Body Corporate without the consent in writing of the other shareholders.*"

At a meeting of the directors of BCE on 25 October 2010, it was unanimously agreed that having SMEC Holdings as BCE's 80% shareholder was problematic from a project marketing point of view and that shareholdings by SMEC International Pty Ltd ACN 065 440 619 (**SMEC International**) would be preferable.

SMEC International is a wholly owned subsidiary of SMEC Holdings and is accordingly a Related Body Corporate under the BCE Shareholder Agreement and section 50 of the *Corporations Act 2001* (Cth).

Accordingly SMEC Holdings (with the consent of SMEC International and BCE) has requested Council to:

- (a) provide its written consent for the transfer of BCE shares held by SMEC Holdings to SMEC International; and
- (b) enter into a Deed of Novation and Release which replaces SMEC Holdings with SMEC International as a party to the BCE Shareholder Agreement.

E&C approval is sought for:

- (c) the transfer of SMEC Holdings shares in BCE to SMEC International (as set out in Resolutions of BCE, SMEC Holdings and SMEC International set out in Attachment "D"); and
- (d) the entering into a Deed of Novation and Release which replaces SMEC Holdings with SMEC International under the BCE Shareholder Agreement as set out in Attachment "E".

## 13.0 Consultation

- Colin Jensen, Chief Executive Officer (21 March 2011)
- Greg Evans, Acting Chief Operating Officer (22 March 2011)
- David Askern, Chief Legal Council (23 March 2011)

All are in agreement with the recommendation.

## 14.0 Implications of proposal

Transfer of shares held by SMEC Holdings to SMEC International will enable BCE to continue to provide government consultancy services nationally and internationally using Council intellectual property.

## 15.0 Commercial in confidence

No

## 16.0 Vision/Corporate Plan impact

No

17.0 Customer impact

No

18.0 Environmental impact

No

19.0 Policy impact

No

20.0 Financial impact

No

21.0 Human resource impact

No

22.0 Urgency

In the ordinary course of business

23.0 Publicity/marketing strategy

No

24.0 Options

Option 1: Approve the recommendation

Option 2: Reject 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**  
137/800/1121/173

2.0 **Title**  
Inclusion of Charitable Organisation in Appendix 'A' of the Schedule of Fees and Charges – Footprints in Brisbane Inc

3.0 **Issue/purpose**  
To approve the inclusion of Footprints in Brisbane Inc into Appendix 'A' of the Schedule of Fees and Charges from 22 February 2011.

4.0 **Proponent**  
Greg Evans, Acting Chief Operating Officer, Corporate Services Division

5.0 **Submission prepared by**  
Paul Oberle, Acting Chief Financial Officer, Corporate Services, extension 34161

6.0 **Date**  
31 March 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 inclusion of Footprints in Brisbane Inc in Appendix 'A' of the Council's Schedule of Fees and Charges effective from 22 February 2011, being the date of their application.

11.0 **Divisional Manager**

*gca*  
Greg Evans  
ACTING CHIEF OPERATING OFFICER

I Recommend Accordingly  
*[Signature]*  
CHIEF EXECUTIVE OFFICER

**Chairman**

I Support / ~~Reject~~ the recommendation.

If reject, please state reasons.

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

**APPROVED**

9 MAY 2011

Lord Mayor

BCC 10 YEAR RELEASE SCHEME

## 12.0 Background

On 22 February 2011, Footprints in Brisbane 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 1716 (see **Attachment C**).

Approval is now sought to approve the inclusion of Footprints in Brisbane Inc into Appendix 'A' of the Schedule of Fees and Charges from the 22 February 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

Footprints in Brisbane 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 Footprints in Brisbane Inc in Appendix 'A' supports the outcomes under "Inclusive Caring Communities".

## 17.0 Customer impact

Footprints in Brisbane 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 Footprints in Brisbane 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

1.0 File number  
137/800/1121/197

**SUBMISSION TO THE ESTABLISHMENT AND CO-ORDINATION COMMITTEE**

2.0 Title  
Eleanor Schonell Bridge – Bus Terminal Licence

3.0 Issue/purpose  
To seek approval for Council to enter into a new Bus Terminal Licence with the University of Queensland, the State of Queensland, and the TransLink Transit Authority (TransLink).

4.0 Proponent  
Barry Broe, Divisional Manager, Brisbane Infrastructure Division

5.0 Submission prepared by  
Sherry Clarke, Manager of Transport Planning and Strategy Branch, x34815

6.0 Date  
9 May 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  
1 August 2011

APPROVED

9 MAY 2011

Lord Mayor

9.0 Recommendation  
That E&C approve:  
1. the entry into a new Bus Terminal Licence with the University of Queensland, TransLink and the State of Queensland in respect of the Eleanor Schonell Bridge generally as per Attachment "B" and otherwise to the satisfaction of the Manager City Assets and the Chief Legal Counsel; and  
2. the surrender of the existing Bus Terminal Licence dated the 22 March 2004 with the University of Queensland, TransLink and the State of Queensland in respect of the Eleanor Schonell Bridge.

10.0 Divisional Manager

Committee Chairman

I Support / Reject the recommendation.

If reject, please state reasons

*Barry Broe*  
Barry Broe  
Divisional Manager  
Brisbane Infrastructure  
I Recommend Accordingly

*Julian Simmonds*  
Cr Julian Simmonds  
Chairman, Public & Active Transport  
Committee

CHIEF EXECUTIVE OFFICER

## 11.0 Background

The Eleanor Schonell Bridge Link provides a bus, pedestrian and cycle connection between Dutton Park and The University of Queensland's (UQ) St Lucia Campus.

As part of the Eleanor Schonell Bridge project the UQ Lakes bus station was developed by Council, and opened on 17 December 2006. The State Government connected this facility with the Busway network (Boggo Road Busway) to allow UQ Lakes bus station to accommodate greater services from mid 2009.

To cater for the anticipated increased use, TransLink proposed that the bus station be expanded. The State Busway project proposed to fully fund a \$2m expansion in 2009/10 to include upgrading the UQ bus station waiting areas to Busway standards (from 3 stops to 6 stops) without affecting the overall footprint and to take ownership and maintenance responsibility of the upgraded bus station.

On 22 March 2004, Council entered into a Bus Terminal Licence with the State Government and The University of Queensland for the Council to licence areas of University land for the purpose of a bus terminal and bridge supports for the Eleanor Schonell Bridge.

TransLink is now the State Government entity entrusted with public transport functions. This entity was established after the Current Licence came into existence.

The Boggo Road Busway is now in operation, while the Eastern Busway from Buranda to Main Avenue Coorparoo is currently under construction by TransLink. This is due for completion late 2011.

TransLink wish to take over Area A of the Bus Terminal Licence (see Attachment "B") and intend to upgrade this facility to cater for the increase in demand for public transport.

Attachment "D" sets out the "Schedule of Responsibilities" being the proposed division of responsibilities relating to the maintenance and responsibilities of particular tasks over particular areas of the subject site.

At regular meetings during January and February 2010, representatives of The University of Queensland, along with TransLink and the State have agreed to the Deed of Licence, as contained in Attachment "B".

An E&C submission was previously submitted to E&C on the 17 February 2010 and again on 9 August 2010 for consideration and approval. In response to the submissions, E&C advised that they would not endorse such a licence for the upgrade of the UQ Lakes Bus Station and raised concerns in relation to the lack of funding for the project and the standard of maintenance and upkeep of TransLink controlled bus facilities.

TransLink Transit Authority (TTA) was requested on the 19 April 2010 to put forward their case by providing Council further details on how such maintenance requirements would be undertaken, including supporting evidence such as scheduled programs, proposed Memoranda of Understanding to ensure that this proposed new facility will be kept up to the standard the community is accustomed to. City Assets received this information on the 14 May 2010 and a summary of that information is contained in Attachment "E".

Council's Transport Planning & Strategy Branch endorse the agreement and expressed their support due to the benefits arising for future public transport users.

Based on the above information, it is recommended that E&C approve the following:

1. for Council to enter into a new Bus Terminal Licence with the University of Queensland, TransLink and the State of Queensland in respect of the Eleanor Schonell Bridge, generally in the form set out in Attachment "B" and otherwise to the satisfaction of the Manager City Assets and the Chief Legal Counsel; and
2. the surrender of the existing Bus Terminal Licence dated the 22 March 2004 with the University of Queensland, TransLink and the State of Queensland in respect of the Eleanor Schonell Bridge.

## 12.0 Consultation

- Councillor Margaret de Wit, Chairman, Infrastructure Committee
- David Askern, Chief Legal Council, Brisbane City Legal Practice
- Alan Warren, Divisional Manager, Brisbane Transport
- Joe Bannan, Manager, City Assets Branch
- Ross Evans, Contracts Technical Officer, Local Asset Services

All are in agreement with the recommendation.

## 13.0 Implications of proposal

The Bus Terminal Licence provides certainty in relation to the rights and obligations of the various parties in relation to the maintenance and operation of the Bridge, Bus Terminal and Bio-retention basin.

## 14.0 Commercial in confidence

No.

## 15.0 Vision/Corporate Plan impact

Advancing the Transport Plan for Brisbane 2008-2026.

The transport plan reflects Council's plan to balance investment in public transport, walking and cycling with an efficient road network.

The transport plan has been updated to take account of:

- South East Queensland Regional Plan and Infrastructure Plan and Program
- TransApex
- Brisbane's draft City Shape Implementation Strategy
- City Centre Master Plan
- TransLink Transit Authority Network Plan

Since publication of the 2008 Transport Plan, Brisbane City Council has:

- implemented the two BUZ (Bus Upgrade Zones) routes in addition to the existing nine routes
- introduced 360 low-floor air-conditioned low emission buses

## 16.0 Customer impact

Nil

## 17.0 Environmental impact

Nil

## 18.0 Policy impact

Nil

## 19.0 Financial impact

Annual funding is currently made available to allow for the ongoing maintenance requirements needed to ensure that the needs of the bridge structure, bio-retention basins, and all approach roads are maintained at a high level. Savings will be achieved due to TransLink taking ownership of the existing bus terminal and drivers facilities (Area A) shown in Attachment "C".

Such savings are as follows:

- Attending to Graffiti and vandalism issues : \$15,000.00 per annum
  - Power supply to the facility: \$3,000.00 per annum
  - General Maintenance and routine cleansing activities to the bus terminal, surroundings and drivers facility : \$50,000.00 per annum
- Total: \$68,000 p.a.**

## 20.0 Human resource impact

Nil

## 21.0 Urgency

High priority. TransLink have indicated constant interest during 2010 to progress the construction works for the expansion of the UQ Lakes bus station to ensure the expansion is completed as soon as possible. The bus station will remain operational during the construction period.

## 22.0 Publicity/marketing strategy

The signing of the Deed may provide a media opportunity to further enhance the goodwill developed between the parties in relation to this project.

## 23.0 Options

Option 1: Approve the recommendation.

Option 2: Not approve the recommendation.

Option 3: Part approve and part reject the recommendations.

**Option 1 is the preferred option.**

**SUBMISSION TO THE ESTABLISHMENT AND COORDINATION COMMITTEE**

**1.0 File number**

137/800/1121/191

**2.0 Title**

Acquisition of land for park purposes situated at 83 Pine Road, Richlands

**3.0 Issue/purpose**

To seek E&C approval to acquire land for park purposes situated at 83 Pine Road, Richlands

**4.0 Proponent**

Andrew Chesterman, Divisional Manager, City Planning & Sustainability Division

**5.0 Submission prepared by**

Helen Favelle, Senior Planner, Natural Environment & Sustainability Branch, x34678

**6.0 Date**

9 May 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**

Immediate release

**10.0 Recommendation**

That E&C approve the acquisition of property situated at 83 Pine Road, Richlands, for district sports park purposes, for \$2,200,000 (inclusive of GST) on terms and conditions acceptable to the Chief Legal Counsel, Brisbane City Legal Practice and the Manager, Natural Environment & Sustainability.

**11.0 Divisional Manager**

**Committee Chairman**

Support /  Reject the recommendation.

If reject, please state reasons



Andrew Chesterman  
DIVISIONAL MANAGER  
CITY PLANNING & SUSTAINABILITY DIVISION

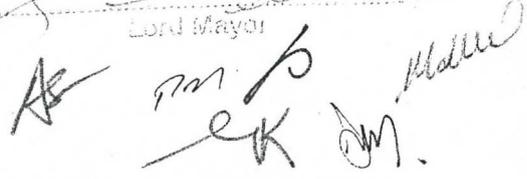
Cr Peter Matic  
CHAIRMAN ENVIRONMENT, PARKS  
& SUSTAINABILITY COMMITTEE

I Recommend Accordingly

.....  
CHIEF EXECUTIVE OFFICER

BCC 10 YEAR RELEASE SCHEME

APPROVED  
7 9 MAY 2011  
Lord Mayor



## 12.0 Background

The subject site is situated at 83 Pine Road Richlands (Lot 8 on Registered Plan 49601.) The property is currently classified as Future Industry in *Brisbane City Plan 2000* and is 1.6438 hectares (refer to site plan at attachment 1, outlined in red). The subject site is bound to the south by Pine Road, to the east and west by Future Industry land and to the north by General Industry land. 83 Pine Road has a current development approval for subdivision and industrial uses.

The site is within the *Draft Richlands Wacol Corridor Neighbourhood Plan* area. This plan is currently with the Queensland Government for first state interest check following Brisbane City Council (Council) approval on 19 March 2011. This property forms part of a future district sport and recreation park identified in the draft neighbourhood plan, (refer to attachment 2). This property will address a deficiency in the provision of park facilities in the Richlands area which is undergoing significant growth.

An independent valuation was obtained and has determined a fair market value of \$2,200,000 (excluding GST) (refer to attachment 3).

The property owner has been contacted and was originally asking [redacted] for the site. Following negotiations an offer was received to sell to Council for \$2,200,000 (inclusive of GST), as evidenced by the attached Contract of Sale (refer attachment 4). A condition of the offer is that the property owner may leaseback the property for a period of one year at a total rental of \$1 plus sewerage and water charges. Development of the park cannot proceed until properties adjoining this site on each side are also acquired. Therefore, the leaseback will not interfere with the proposed park development timetable, will ensure that the property is kept in a clean and tidy condition during the period of the tenancy and is therefore considered acceptable.

Purchase of the property now will avoid future additional expense should the property be developed by the owner in accordance with the current development approval.

The offer is considered acceptable and is now recommended for acceptance.

It is recommended that E&C approve the acquisition of property situated at 83 Pine Road, Richlands, for district sports park purposes, for \$2,200,000 (inclusive of GST) on terms and conditions acceptable to the Chief Legal Counsel, Brisbane City Legal Practice and the Manager, Natural Environment & Sustainability.

### List of Attachments:

- Attachment A - Summary
- Attachment 1 - Site plan
- Attachment 2 - Map D Richlands Central Precinct
- Attachment 3 - Valuation summary
- Attachment 4 - Extract of Contract of Sale

## 13.0 Consultation

- Cf Peter Matic, Chairman Environment, Parks & Sustainability Committee (4/3/2011)
- John Jordan, Manager Natural Environment & Sustainability (4/3/2011)
- Shane MacLeod, Manager Local Asset Services (15/4/2011)
- Philip Rowland, Land Manager, City Property (13/3/2011)
- Craig Stevens, Manager, Corporate Communication (13/3/2011)

All consulted above are in agreement with the recommendation.

## 14.0 Implications of proposal

The acquisition of this property is an opportunity to secure land to offer a range of potential sport and recreation uses for the current and future community in this area.

## 15.0 Commercial in confidence

No

## 16.0 Vision/Corporate Plan impact

This acquisition directly contributes to *Program 6 – Subtropical City- Parks & Recreation; 6.2 City of attractive parks*. Brisbane will be a green city with attractive parks providing varied opportunities for leisure while protecting our heritage. Acquiring this site satisfies the Corporate Plan action:

- *Use development approvals, financial contributions and infrastructure charges to continue a program of land acquisition and increase the public park estate by approximately 60 hectares.*

## 17.0 Customer impact

The acquisition of this property positively contributes to Brisbane's open space network providing for informal recreation and sporting activities that meet the needs of the growing community.

## 18.0 Environmental impact

The acquisition of this property positively contributes to the open space network for the city.

## 19.0 Policy impact

This property is identified as sport and recreation area in the *draft Richlands Wacol Corridor Neighbourhood Plan* and replaces an existing recommendation in *Richlands Area Infrastructure Contributions Planning Scheme Policy*. This will secure district sporting facilities to meet the needs of a growing population and provide for a range of potential uses.

## 20.0 Financial impact

Funds are available in the 2010-2011 Parks Infrastructure Charges Program budget.

## 21.0 Human resource impact

Nil

## 22.0 Urgency

In the normal course of business.

## 23.0 Publicity/marketing strategy

On contract settlement a media release may be issued by the Chairman of Environment Parks and Sustainability.

## 24.0 Options

- Option 1: *Approve the recommendation*  
Option 2: *Do 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**

137/800/1121/202

**2.0 Title**

The Salvation Army's Red Shield Appeal 2011

**3.0 Issue/purpose**

To seek E&C approval to donate \$5,000 to the 2011 Salvation Army's Red Shield Appeal

**4.0 Proponent**

Vicki Pethybridge, Divisional Manager, Families and Community Services

**5.0 Submission prepared by**

Kent Stroud, Branch Manager, Community Services ext 35952

**6.0 Date**

9 May 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 to donate \$5,000 to The Salvation Army's Red Shield Appeal 2011

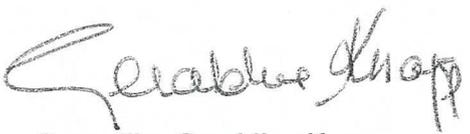
**11.0**

Divisional Manager

Chairman

Support /  Reject the recommendation.

If reject, please state reasons.



Vicki Pethybridge  
DIVISIONAL MANAGER  
FAMILIES AND COMMUNITY SERVICES

Councillor Geraldine Knapp  
CHAIRMAN  
FAMILIES AND COMMUNITY SERVICES  
COMMITTEE

Recommend Accordingly

  
CHIEF EXECUTIVE OFFICER

NO YEAR RELEASE SCHEME

APPROVED

9 MAY 2011

Lord Mayor

## 12.0 Background

The Red Shield Appeal is a yearly nationwide fundraising appeal to meet the budget needs for the Salvation Army's many community service programs.

Over 1,000,000 Australians are helped by the Salvation Army every year. In any given week the Salvation Army provide:

- more than 5,000 beds for the homeless
- more than 100,000 meals for the hungry
- between 5,000 and 8,000 food vouchers
- assistance to more than 500 people addicted to drugs, alcohol or gambling
- refuge to more than 500 victims of abuse
- training and jobs to more than 1,000 people through Employment Plus
- aged car services to around 3,000 elderly people
- chaplain support to more than 1,000 people in courts and prisons
- Family Tracing services which help locate missing family members

Council has provided a donation of \$5,000 to the Appeal for the past three years. These cheques have previously been handed over by the Lord Mayor at the annual Red Shield Appeal breakfast.

E&C approval is now sought to donate \$5,000 to The Salvation Army's Red Shield Appeal 2011.

## 13.0 Consultation

Nil

## 14.0 Implications of proposal

Nil

## 15.0 Commercial in confidence

Nil

## 16.0 Vision/Corporate Plan impact

The donation to The Red Shield Appeal delivers on Vision 2026 themes of Friendly, Safe City including the following city wide outcomes of:

- Inclusive, Caring communities and
- Connected and Engaged Communities.

## 17.0 Customer impact

Nil

## 18.0 Environmental impact

Nil

## 19.0 Policy impact

Nil

## 20.0 Financial impact

Funding is available within Program 5.

## 21.0 Human resource impact

Nil

## 22.0 Urgency

In the normal course of business

**23.0 Publicity/marketing strategy**

Will be in liaison with the Lord Mayor's Administration Office for the cheque presentation at the Breakfast Launch

**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.***

BCC PUBLICATION SCHEME  
10 YEAR RELEASE

**1.0 File number**

137/800/1121/195

**2.0 Title**

Brisbane Powerhouse Funding Agreement 2011-2014

**3.0 Issue/purpose**

To seek E&C approval to enter into a funding agreement with the Brisbane Powerhouse Pty Ltd for the period from 1 July 2011 to 30 June 2014.

**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, ext 34725

**6.0 Date**

9 May 2011

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

For E&C approval

**APPROVED**

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

N/A

9 MAY 2011

**9.0 Recommendation for public release**

For immediate release

*[Handwritten signatures and initials]*  
Lord Mayor

**10.0 Recommendation**

That E&C approve to enter into a funding agreement of \$3 million per annum with Brisbane Powerhouse Pty Ltd for the period from 1 July 2011 to 30 June 2014 as set out in Attachment B and subject to the final negotiated terms and conditions being acceptable to the Manager, Community Services and the Chief Legal Counsel.

**11.0**

Divisional Manager

Chairman

Support  Reject the recommendation.  
If reject, please state reasons.

*[Handwritten signature]*

*[Handwritten signature: Geraldine Knapp]*

Vicki Pethybridge  
DIVISIONAL MANAGER  
FAMILIES AND COMMUNITY SERVICES  
I Recommend Accordingly

Councillor Geraldine Knapp  
CHAIRMAN FAMILIES AND COMMUNITY  
SERVICES COMMITTEE

*[Handwritten signature]*  
CHIEF EXECUTIVE OFFICER

10 YEAR RELEASE SCHEME

## 12.0 Background

On 11 February 2000, Council established Brisbane Powerhouse Pty Ltd as a wholly owned subsidiary to operate and manage the Brisbane Powerhouse facility at 119 Lamington Street, New Farm. The facility has three performance spaces in which it presents music, comedy, dance and theatre as well as staging exhibitions in its public spaces. It also has function spaces, two restaurant / bars and a small number of commercial tenancies. It operates seven days a week.

In the 2006-2007 budget, Council provided a \$3.5 million capital injection to the Brisbane Powerhouse to allow for the expansion of the facilities. Since the Brisbane Powerhouse reopened there have been significant increases in revenue, expenditure and attendances. In 2009-10 financial year, the turnover of the Brisbane Powerhouse was almost \$10million. Attachment C provides a summary of Council expenditure on Brisbane Powerhouse over the past 10 years.

The Brisbane Powerhouse enjoys a strong reputation, nationally and internationally, as a leader in the presentation of innovative arts practice, and thereby contributes to Brisbane's ambition as Australia's new world city.

Maintaining Council's 2010-11 funding level for the next three years enables the Brisbane Powerhouse to grow in stature and reputation, while encouraging the continued development of a broader corporate and Government support mix.

That E&C approval is now sought to enter into a funding agreement of \$3 million per annum with Brisbane Powerhouse Pty Ltd for the period from 1 July 2011 to 30 June 2014 as set out in Attachment B and subject to the final negotiated terms and conditions being acceptable to the Manager, Community Services and the Chief Legal Counsel.

## 13.0 Consultation

- Richard Ferret, Policy Liaison Officer to Chairman, Families and Community Services
- Kent Stroud, Manager Community Services
- Michael Peterson, Acting Manager Creative Communities
- Charlie Cush, Manager Creative Communities

Have been consulted and are in agreement with the recommendation.

Karyn Wernham, Solicitor BCLP has assisted with the review of the agreement.

## 14.0 Implications of proposal

Current agreements with Brisbane Powerhouse concludes on 30 June 2011.

It is important for Brisbane Powerhouse to have triennial funding. In the arts, planning one of two years in advance is a normal part of business. Without secure triennial funding, Brisbane Powerhouse would not be able to undertake good planning, on any level – strategically, financially or artistically.

The major changes in the draft funding agreement from the previous agreements are:

- No CPI increases over the life of the agreement; and
- Additional performance measures.

## 15.0 Commercial in confidence

No

**16.0 Vision/Corporate Plan impact**

The Brisbane Powerhouse is critical to achieving the 2026 vision of a vibrant, creative city, The Festival also aligns with Program 5.1 Thriving Arts and Culture in delivering a community that is innovative, creative and participating in the cultural life of our diverse and vibrant city, specifically "5.1 Thriving Arts and Culture": Brisbane will be a diverse and vibrant city that encourages and supports opportunities for creativity, innovation and participation in cultural life by the whole community.

**17.0 Customer impact**

Ensuring that payments to the Brisbane Powerhouse are made within the context of a robust funding agreement is important for the effective management of the Brisbane Powerhouse.

**18.0 Environmental impact**

Nil

**19.0 Policy impact**

Nil

**20.0 Financial impact**

Funding is available in Program 5 under 'Recurring Operations Contracts'.

**21.0 Human resource impact**

Nil

**22.0 Urgency**

In the normal course of business

**23.0 Publicity/marketing strategy**

A publicity and marketing strategy will be developed with Marketing and Communications Branch.

**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**

137/800/1121/72

**2.0 Title**

Amendment to the Infrastructure Contributions Subsidy Administrative Policy

**3.0 Issue/purpose**

To adopt the Infrastructure Contributions Subsidy Administrative Policy

**4.0 Proponent**

Andrew Chesterman, Divisional Manager, City Planning and Sustainability Division

**5.0 Submission prepared by**

Kerry Doss, Manager City Planning (ext 34220)

**6.0 Date**

9 May 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 the E&C approve the Infrastructure Contributions Subsidy Administrative Policy as outlined in Attachment "B"

**11.0**

Divisional Manager

Andrew Chesterman  
Divisional Manager  
City Planning & Sustainability Division

**Committee Chairman**

I Support / Reject the recommendation.

If reject, please state reasons

Cr Amanda Cooper  
Chairman  
Neighbourhood Planning and Development  
Assessment Committee

I Recommend Accordingly

.....  
CHIEF EXECUTIVE OFFICER

BCC 10 YEAR RELEASE SCHEME

APPROVED

9 MAY 2011

Lord Mayor

*[Handwritten signatures and initials]*

*[Handwritten signature]*

## 12.0 Background

On 5 October 2009, Establishment & Coordination Committee approved a subsidy administrative policy for development applications lodged up to 30 June 2010. Under that policy, a subsidy applied to infrastructure contributions imposed as conditions on development approvals and calculated under the High Growth and Infill Infrastructure Contributions Planning Scheme Policies (PSP). Generally, this policy provided a subsidy for all five infrastructure networks (Community Purposes, Transport, Waterways, Water Supply and Sewerage).

The circumstances in which the subsidy is available is set out in the subsidy advice to the condition of the development approval. The subsidy advice states that the subsidy is available until the end of the financial year following the financial year in which the development approval takes effect.

Applications lodged in the 2009/2010 financial year are provided a subsidy for all five infrastructure networks.

The 2010/2011 budget continues to provide funding for a subsidy (up to 35%) of infrastructure contributions calculated under the City-Wide Waterways, Transport and Community Purposes Infrastructure PSP for development approvals lodged during and taking effect in the 2010/2011 financial year. The budget does not provide funding for a subsidy of infrastructure contributions calculated under the City-Wide Water Supply or Sewerage PSP for development approvals lodged during and taking effect in the 2010/2011 financial year. The subsidy for water and sewerage was not continued as Queensland Urban Utilities (QUU) did not fund subsidy or reduction of those contributions for 2010/2011.

Based on the above, the current programme for reducing the subsidy was as follows:

- a. 2010/2011 – The subsidy is no longer available for water supply and sewerage charges on applications lodged after 30 June 2010;
- b. 2011/2012 – The subsidy will no longer be available for waterways, transport or community purposes charges on applications lodged after 30 June 2011;
- c. 2012/2013 – No residual subsidy expenditure will be outstanding.

Council is currently reviewing all aspects of its financial operations in relation to infrastructure charges following an announcement by the Queensland Government that it will reform the infrastructure charges framework in Queensland from mid 2011. The proposed reforms will reduce the infrastructure charges payable for many development approvals after the implementation date. They may also have a negative impact on Council's infrastructure charges revenue.

To recognise the change in the infrastructure charges framework, it is proposed to reduce the subsidy given the proposed State Government reforms. It is therefore proposed to amend the subsidy administrative policy of 5 October 2009 to provide for a compressed timeframe for phasing out of the subsidy. The proposed changes will result in the following general changes:

- a. 2010/2011
  - the subsidy is no longer available for water supply and sewerage charges on applications lodged after 30 June 2010, and
  - to obtain the subsidy (up to a maximum of 35% on transport, community purposes and waterways where applicable) in 2010/2011 payment must be made before close of business 24 June 2011;
- b. 2011/2012 – No subsidy will apply to applications lodged after 30 June 2011. For applications already in the system the subsidy will be reduced to 15% on all networks (where applicable) and must be paid by close of business on 31 December 2011. No subsidy will be applied after this date and no residual subsidy expenditure will be outstanding post this date.

For the purposes of Council's Budget the 2010/2011 Financial Year ends at close of business on 24 June 2011.

Under the *Urban Land Development Authority Act 2007*, some areas of Brisbane have been declared to be Urban Development Areas and the City Plan does not apply to those areas. The Infrastructure Contributions Subsidy Administrative Policy excludes any land included in any Urban Development Area.

It is recommended that the E&C approve the Infrastructure Contributions Subsidy Administrative Policy as outlined in Attachment "B".

**List of Attachments:**

- A - Summary
- B - Infrastructure Contributions Subsidy Administrative Policy

**13.0 Consultation**

- Councillor Amanda Cooper, Councillor, Chairman Neighbourhood Planning and Development Assessment Committee
- Tony Chadwick, Team Leader/Solicitor, Brisbane City Legal Practice
- Andrew Chesterman, Divisional Manager, City Planning and Sustainability Division
- Kerry Doss, Manager, City Planning Branch
- Andrea Kenafake, Manager, Development Assessment Branch

All of the above are in agreement with the recommendations.

**14.0 Implications of proposal**

The proposed amendment to the Infrastructure Contributions Subsidy Administrative Policy will align the Council's policy framework with the council's budget for the 2010/2011 financial year.

**15.0 Commercial in confidence**

No.

**16.0 Vision/Corporate Plan impact**

The proposal is consistent with corporate goals. The Corporate Plan has several references to the need to plan for infrastructure. The Infrastructure Contributions PSP will continue to provide for well planned and user-pays infrastructure which is a Council priority under the "Future Brisbane" program. The Subsidy Administrative Policy will also contribute to the "City Governance" program to ensure a fair, accountable and transparent contribution regime.

**17.0 Customer impact**

Existing approvals contain guidelines with respect to the application of the Subsidy Administrative Policy. The guidelines to the conditions of approval clearly state the applicant's obligations with regard to the payment of infrastructure charges. The applicant accepted these conditions on the basis of their total liability, including the subsidy. Although Council is not legally committed to honour this subsidy, the decision to not honour the subsidy after 24 June 2011 will be unpopular with the development industry.

The phasing reduction of the subsidy and early communication with customers will lessen this impact.

**18.0 Environmental impact**

The planning philosophy of the Infrastructure Contributions PSP is based on creating infrastructure which is sustainable and minimizes impacts on the city's environment. The outcomes of a City Wide system will ensure sustainable planning and delivery of infrastructure and protection of environmental values. Subsidising contributions is consistent with delivery of these outcomes.

**19.0 Policy impact**

There is no amendment of the Infrastructure Contributions PSP proposed by the adoption of the Subsidy Administrative Policy.

## 20.0 Financial impact

The proposal is likely to require an increase on the subsidy budget in this financial year because more applicants will seek to pay their charges prior to the expiration of the subsidy period on 24 June 2011. The 2010/2011 Council budget provides a total of \$33.4m for the projected subsidy expenditure. The anticipated increase in the number of applications for the subsidy for the remainder of this financial year is estimated to result in the subsidy requiring an increase of \$43.5m.

There is likely to be a significant increase in revenue in this financial year and a decrease in revenue next financial year as applicants seek to pay their charges early as described above. This additional revenue is estimated at \$67m.

There will be a substantial reduction in the amount of money needed to be budgeted for subsidy expenditure in the coming financial years if this amendment to the Subsidy Administrative Policy is approved because it will reduce the number of development applications which will be eligible for a subsidy. Overall the proposal is estimated to reduce expenditure on the Subsidy Administrative Policy in the 2011-2012 financial year from approximately \$23 million to approximately \$3 million.

## 21.0 Human resource impact

The implementation of the Infrastructure Contributions PSPs and Infrastructure Contributions Subsidy Administrative Policy is largely undertaken through the Infrastructure Calculations Group and Plan Sealing Section Development Assessment Branch, with strategic support given by the Strategic Infrastructure Planning Unit, City Planning Branch. An increase in normal workload will be experienced in these areas in June 2011 but no additional resources will be required.

## 22.0 Urgency

In the normal course of business.

## 23.0 Publicity/marketing strategy

Notification of the changed subsidy will be done as a mail out to the development Industry, including letters to applicants with existing approvals affected by the change. Specific direct contact will also be made with peak industry groups.

## 24.0 Options

**Option 1:** Approve the policy set out in Attachment "B"

**Option 2:** Not approve the recommendations and modify or defer the proposals.

**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.

## E&amp;C FORMAL SUBMISSIONS RESULTS - 16 MAY 2011

SUB NO.	FILE NO.	DIV.	TITLE	RESULT	RELEASE DATE	
					Immediate	Other
16/05-01	134/800/286/3	Corporate Services	Brisbane City Council - Revenue Policy 2011/2012	Held	N/A	N/A
16/05-02	134/800/286/3	Corporate Services	Amendment to Brisbane City Council Rates & Charges - Revenue Policy 2010/2011	Held	N/A	N/A
16/05-03 M	137/800/1121/193	Corporate Services	Renewal of lease at 49 Cribb Street, Milton	Approved	Yes	
16/05-04 M	137/800/1121/212	Corporate Services	Sale of Lot 154 Trade Coast Central to Sasgar Pty Ltd	Approved		June 2012
16/05-05 R	109/695/586/2	OLMCEO	Contracts and Tendering - Report to Council of Contracts accepted by Delegates (February)	Approved	N/A	N/A
16/05-06 M	137/800/1121/187	Brisbane Infrastructure	Monthly Project Report - March 2011	Approved	N/A	N/A
16/05-07 R	182/20/439/9	Brisbane Infrastructure	Oxley Road and Clewley Street Intersection Upgrade Project, Corinda	Approved	N/A	N/A
16/05-08 M	137/800/1121/211	CPaS	Resumption of land for Park Purposes situated at 5 & 7 Wellington Road, East Brisbane	Approved	Yes	
16/05-09 R	161/295/781/31	CPaS	Yeronga Memorial Park - Approval of Final Land and Conservation Management Plan	Approved	N/A	N/A

E&C FORMAL SUBMISSIONS RESULTS – 16 MAY 2011

SUB NO.	FILE NO.	DIV.	TITLE	RESULT	RELEASE DATE	
					Immediate	Other
16/05-10 R	109/800/286/125	OLMCEO	Alteration of the Standing Committee Names	Approved	N/A	N/A

Present: Lord Mayor Graham Quirk, A Schinner, G Knapp, A Cooper, D McLachlan, P Matic, M de Wit & J Simmonds.

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**

137/800/1121/193

**2.0 Title**

Renewal of lease at 49 Cribb Street, Milton

**3.0 Issue/purpose**

To approve the renewal of the lease at 49 Cribb Street, Milton

**4.0 Proponent**

Greg Evans, Acting Chief Operating Officer, Ext: 39110

**5.0 Submission prepared by**

Wendy Lucey, Property Officer, City Property, Ext: 34711

**6.0 Date**

16 May 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**

Immediate release

**10.0 Recommendation**

That the E&C Committee approves the renewal of the lease at 49 Cribb Street, Milton on the following terms:

- (a) Gross Rental \$50,000 +GST per annum (\$44.56 per square metre +GST)
- (b) Area 1122m<sup>2</sup>
- (c) Rent Reviews Greater of CPI or 5% annually with market reviews in 2013, 2016 & 2019
- (d) Lease Term Ten (10) years
- (e) Commencement Date 1 July 2011
- (f) Expiry Date 30 June 2021

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**

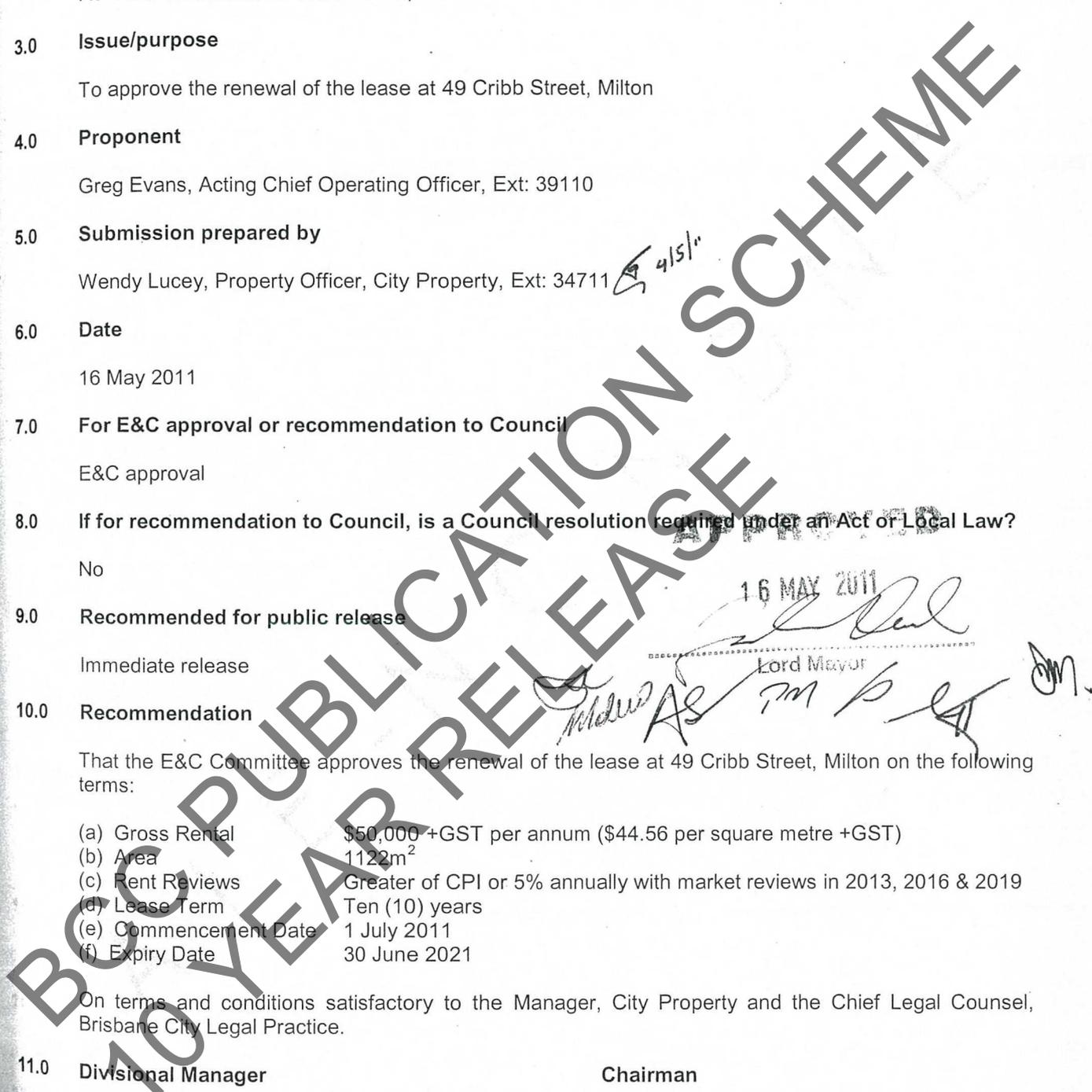
I Recommend Accordingly

CHIEF EXECUTIVE OFFICER

**Chairman**

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

Councillor Adrian Schrinner  
**DEPUTY LORD MAYOR**  
**CHAIRMAN, FINANCE, ECONOMIC**  
**DEVELOPMENT AND ADMINISTRATION**  
**COMMITTEE**



4/5/11

16 MAY 2011

Lord Mayor

## 12.0 Background

Council has leased Railway Land at 49 Cribb Street, Milton, described as Lot 2 on Registered Plan 160559, containing an area of 1122m<sup>2</sup> since 1 July 1979 for traffic signal purposes. The initial lease term expired on 30 June 1988. The lease was renewed for a further 9 years and from 1 July 1997 the lease has been renewed on a yearly basis. In June 2001, due to possible impacts of the Suncorp (Previously known as Lang Park) Stadium and Milton Railway Station redevelopments, it was decided by Queensland Rail (QR) to allow Council to remain in occupation on a monthly basis which has continued until present day.

As of 1 July 2009, the category of this land changed from freehold to corridor. All corridor agreements must have a defined start and end date, thus the need to move to a ten (10) year lease term, rather than a month to month basis. There has been no impact on the site by either of the above developments and QR has proposed that the lease be a ten (10) year term with a greater of CPI or 5% annual increase.

It is therefore recommended that the E&C Committee approves the renewal of the lease at 49 Cribb Street, Milton on the following terms:

(a) Gross Rental	\$50,000 +GST per annum (\$44.56 per square metre +GST)
(b) Area	1122m <sup>2</sup>
(c) Rent Reviews	Greater of CPI or 5% annually with market reviews in 2013, 2016 & 2019
(d) Lease Term	(10) ten years
(e) Commencement Date	1 July 2011
(f) Expiry Date	30 June 2021

Or 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, Deputy Mayor, Chairman, Finance, Economic Development & Administration Committee
- Councillor Peter Matic, Councillor for Toowong Ward (4/05/2011)
- Barry Broe, Divisional Manager, Brisbane Infrastructure (3/05/2011)
- David Askern, Chief Legal Counsel, Brisbane City Legal Practice (13/04/2011)
- Greg Swain, Acting Media & P R Manager, Marketing and Communications 15/04/2011)
- Eric Bradley, Senior Program Officer Transport Systems, Brisbane Infrastructure (14/04/2011)
- Emma Felsman, Business Services Manager, City Property (14/04/2011)

All are in agreement with the recommendation.

## 14.0 Implications of proposal

Secure tenure to site for traffic control facility.

## 15.0 Commercial in confidence

No

## 16.0 Vision/Corporate Plan impact

The submission is consistent with the Corporate Vision Theme of a friendly, safe city.

## 17.0 Customer impact

The renewal of the lease would allow the signalling to continue to service the residents of Brisbane.

## 18.0 Environmental impact

No environmental issues associated with this proposal.

## 19.0 Policy impact

Nil

20.0 **Financial impact**

The rental costs are covered by the Operational Property Management base budget.

21.0 **Human resource impact**

Nil

22.0 **Urgency**

Nil

23.0 **Publicity/marketing strategy**

Nil

24.0 **Options**

*Option 1: That E&C 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 PUBLICATIONS SCHEME  
10 YEAR RELEASE

**SUBMISSION TO THE ESTABLISHMENT AND COORDINATION COMMITTEE**

**1.0 File number**

137/800/1121/212

**2.0 Title**

Sale of Lot 154 at Trade Coast Central to Sasgar Pty Ltd

**3.0 Issue/purpose**

To approve the sale of Lot 154 at Trade Coast Central by Trade Coast Land Pty Ltd to Sasgar Pty Ltd.

**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**

16 May 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**

June 2012

**10.0 Recommendation**

That the E&C Committee approve the sale of Lot 154 at Trade Coast Central by Trade Coast Land Pty Ltd to Sasgar Pty Ltd at a price of redacted (plus GST) at redac/m<sup>2</sup> of land area 5,914 m<sup>2</sup> and on terms and conditions satisfactory to the Manager, City Property and the Chief Legal Counsel, Brisbane City Legal Practice.

Divisional Manager

Chairman

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

**Councillor Adrian Schrinner  
DEPUTY MAYOR  
CHAIRMAN FINANCE, ECONOMIC  
DEVELOPMENT AND ADMINISTRATION  
COMMITTEE**

Greg Evans  
ACTING CHIEF OPERATING OFFICER

I Recommend Accordingly

  
CHIEF EXECUTIVE OFFICER

10 YEAR RELEASE SCHEME

APPROVED

16 MAY 2011

Lord Mayor

## 11.0 Background

Trade Coast Land Pty Ltd (TCL) is a proprietary company wholly owned by Brisbane City Council to protect Council's interests in relation to the development and sale of land within Trade Coast as defined within the Development Agreement entered into with Trade Coast Central Pty Ltd (TCC).

The current directors of TCL are Ian Walker, Manager, Commercial Property Development, Divisional Project Management Office, Corporate Services Division and Greg Evans, Acting Chief Operating Officer.

On 8 November 2004, TCL and TCC entered into a Development Agreement to subdivide, sell and develop land at Trade Coast with the following requirements:

1. Displays world's best practice in urban design and planning.
2. Establishes a 'gateway' image for the site comprising the land, giving high exposure, quality public spaces and an effective master-planned environment.
3. Incorporates successfully the principles of social, environmental and economic sustainability.
4. Is respectful of and integrates with, surrounding development and land uses.
5. Promotes and pursues innovation, excellence and responsible economic growth on the land for the City of Brisbane.
6. Is viable from a commercial, profitable and financing perspective.

To date the final configuration of Lot 154 comprises 5,914m<sup>2</sup> (refer Attachment B) and the sale has been based on redact/m<sup>2</sup> of land area to produce a sale price of redacted (plus GST). The base land price for this parcel approved by the E&C Committee in September 2010 is redact/m<sup>2</sup> although for a larger land parcel. TCC has also obtained an independent opinion of the value of the land parcel of redac/m<sup>2</sup> to redact/m<sup>2</sup> (refer Attachment C). The sale price acknowledges a predominately industrial use site.

Accordingly, the sale of Lot 154 to Sasgar Pty Ltd represents a value for money proposition given the subdued market for industrial zoned land.

TCC has negotiated an acceptable transaction based on the market value. The sale is conditional upon the following requirements being satisfied prior to settlement which must be no more than 12 months from the date of the contract:

1. The Seller/Developer (TCC) obtaining Building/Development Approval; and
2. The Seller/Developer (TCC) obtaining registration of plans for subdivision and recording of the Community Management Statement for the creation of the lot;

with settlement to occur within 14 days of achieving all of the above (refer Attachment D for the sale contract).

On this basis, the Directors of TCL recommend approval of this sale.

E&C Committee approval is now sought for the sale of Lot 154 at Trade Coast Central by Trade Coast Land to Sasgar Pty Ltd at a price of redacted (plus GST) at redact/m<sup>2</sup> of land area 5,914m<sup>2</sup> and on terms and conditions satisfactory to the Manager, City Property and the Chief Legal Counsel, Brisbane City Legal Practice.

**12.0 Consultation**

- Councillor Adrian Schrunner, Deputy Mayor, Chairman Finance, Economic Development and Administration Committee
- Sunil Madan, Director, Divisional Project Management Office – 28/04/2011
- David Askern, Chief Legal Counsel, Brisbane City Legal Practice – 28/04/2011
- Emma Felsman, Business Services Manager, City Property – 27/04/2011
- Craig Stevens, Manager, Corporate Communication, Marketing and Communication Branch – 27/04/2011

All are in agreement with the recommendation.

**13.0 Implications of proposal**

Approval of this submission will enable the sale of a further lot in the Trade Coast development on a value for money basis.

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

**14.0 Commercial in confidence**

No

**15.0 Vision/Corporate Plan impact**

This submission is consistent with the following:

Corporate Vision Theme:	Smart and Prosperous City
Council Program:	City Governance
Service Focus:	Manage Council's finances and assets effectively to provide the best value for money for ratepayers

**16.0 Customer impact**

This submission facilitates the continuing achievement of the goals identified for Trade Coast Land Pty Ltd.

**17.0 Environmental impact**

Nil

**18.0 Policy impact**

Consistent with current policy

**19.0 Financial impact**

The sale of Lot 154 will realise approximately <sup>redacted</sup> in revenue (calculated by multiplying the base land rate of <sup>redacted</sup>/m<sup>2</sup> by the land area of 5914m<sup>2</sup>) to TCL under the Development Agreement as the base land price payable under the Development Agreement.

**20.0 Human resource impact**

Nil

**21.0 Urgency**

Approval is required as a matter of urgency to ensure Trade Coast Land Pty Ltd can respond to Trade Coast Central Pty Ltd in a timely manner.

**22.0 Publicity/marketing strategy**

N/A

**23.0 Options**

Option 1: Approve the recommendation

Option 2: No approve the recommendation

**Option 1 is the preferred option.**

BCC PUBLICATION SCHEME  
10 YEAR RELEASE

**SUBMISSION TO THE ESTABLISHMENT AND COORDINATION COMMITTEE**

1.0 **File number**

137/800/1121/187

2.0 **Title**

Monthly Project Report – March 2011

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**

Paul Oberle, A/Chief Financial Officer, Corporate Services, 3403 4161.

6.0 **Date**

14 April, 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**

Not for release.

10.0 **Recommendation**

That E&C accept the Monthly Project Report.

11.0

Divisional Manager

**APPROVED**

16 MAY 2011

*[Handwritten signatures]*  
.....  
Lord Mayor

**Chairman**

I Support / Reject the recommendation.

If reject, please state reasons.

*[Handwritten signature]*  
**Councillor Adrian Schrinner,  
Deputy Mayor,  
Chairman, Finance, Economic Development  
and Administration Committee**

*[Handwritten signature]*

**Barry Broe  
DIVISIONAL MANAGER,  
Brisbane Infrastructure Division**

I Recommend Accordingly

.....  
**CHIEF EXECUTIVE OFFICER**

**BCC 10 YEAR PUBLICATION 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 **\*\*\*\*\*MARCH 2011 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 March 2011.*

*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**

137/800/1121/211

**2.0 Title**

Resumption of land for Park Purposes situated at 5 & 7 Wellington Road East Brisbane

**3.0 Issue/purpose**

To seek approval for a private property land resumption in settlement of a compensation claim.

**4.0 Proponent**

Andrew Chesterman, Divisional Manager, City Planning and Sustainability

**5.0 Submission prepared by**

Brad Wilson, Principal, Parks and Environmental Planning, Natural Environment and Sustainability

**6.0 Date**

16 May 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**

For immediate release

**10.0 Recommendation**

That E&C progress the claim for compensation for the properties situated at 5 & 7 Wellington Road, East Brisbane by the giving of Notices of Intention to Resume.

**11.0**

Divisional Manager



Andrew Chesterman  
DIVISIONAL MANAGER  
CITY PLANNING & SUSTAINABILITY  
DIVISION

Chairman

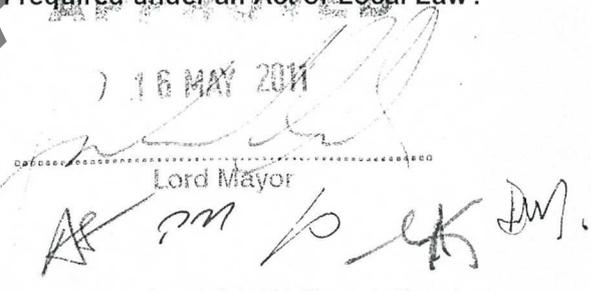
I Support / Reject the recommendation.  
If reject, please state reasons.

Cr Peter Matic  
CHAIRMAN ENVIRONMENT, PARKS &  
SUSTAINABILITY COMMITTEE

I Recommend Accordingly

CHIEF EXECUTIVE OFFICER

BCC 10 YEAR RELEASE SCHEME

16 MAY 2011  
Lord Mayor  


## 12.0 Background

The subject properties situated at 5 & 7 Wellington Road East Brisbane are 486m<sup>2</sup> and 536m<sup>2</sup> in size respectively and are designated as Parkland Area under City Plan 2000. The subject properties are described as Lot 1 and Lot 29 on Registered Plan 51249. The subject sites are vacant but are surfaced to operate as hardstand and car park. The sites are outlined in red on the map at attachment 1.

The subject properties were formerly included in the Light Industry Area of City Plan 2000. The Woolloongabba Centre Neighbourhood Plan amended the City Plan 2000 to include the sites in the Parkland Area. This amendment took effect when Brisbane City Council (Council) approved the Neighbourhood Plan in March 2009. "Map B: Woolloongabba Centre Streetscape and Public Realm Improvements" shows the sites as "new open space link" and is included at attachment 2 (the subject properties are outlined in red). It is this amendment to the Area Classification which has triggered the claim for compensation sought by the land owner. This follows the owner lodging a development application under the Superseded Planning Scheme which was refused by Council.

The amendment to the Area Classification and the subsequent refusal of the development application combine to provide the owner with the option to apply for compensation under section 5.4.3 of the *Integrated Planning Act 1997* (IPA.) The owner has lodged a claim for compensation in the amount of ~~redacted~~. A claim for compensation under section 5.4.3 of IPA may be made within two years of the amendment coming into effect. This claim has been received within that time frame.

Council's options in consideration of the claim for compensation are to grant the entire claim, part of the claim and reject the rest of the claim, or refuse the entire claim. It is also open to Council to decide the claim by issuing a Notice of Intention to Resume under the *Acquisition of Land Act 1967*.

It is recommended that E&C progress the claim for compensation for the properties situated at 5 & 7 Wellington Road, East Brisbane, by the giving of Notices of Intention to Resume.

### List of Attachments:

- (A) Summary of Decision
- (B) Schedule "A" – property details
- (1) Location Map
- (2) Woolloongabba Centre Neighbourhood Plan Map B

## 13.0 Consultation

Cr Peter Matic, Chairman Environment, Parks & Sustainability Committee (27 April 2011)  
Margaret Barrett, A/Manager, Natural Environment & Sustainability Branch (27 April 2011)  
Jon Skelton, Senior Acquisitions Officer, City Property (29 April 2011)  
Katherine Johnson, Solicitor, Brisbane City Legal Practice (27 April 2011)  
Lachlan Carkeet, Team Leader, City Planning (27 April 2011)  
Shane MacLeod, Manager, Local Asset Services (29 April 2011)  
Craig Stevens, Manager, Marketing & Communication (27 April 2011)

All consulted are in agreement with the recommendation.

## 14.0 Implications of proposal

Private property will be resumed for Park Purposes and there are no adverse implications. Compensation for the land proposed to be resumed is the focus of current and future negotiations with the affected landowner.

## 15.0 Commercial in confidence

No

**16.0 Vision/Corporate Plan impact**

The Parks Infrastructure Charges Program supports the Living in Brisbane 2026 Vision for a Green and Biodiverse City by providing new recreation opportunities in conjunction with the growth of the city.

**17.0 Customer impact**

The recommendation is aligned with the expectation of the owner that Council acquires the land.

**18.0 Environmental impact**

The acquisition of these sites will provide additional park in Woolloongabba improving local amenity.

**19.0 Policy impact**

These acquisitions deliver on recommendations made in the Woolloongabba Centre Neighbourhood Plan and are consistent with Council practice of pursuing resumption of privately owned land, following full and proper assessment of options and consultation with affected owners.

**20.0 Financial impact**

A financial liability is not recognised until Council resolves to complete the resumption in accordance with the Acquisition of Land Act 1967 which will not occur until the 2011– 2012 financial year. An allocation will be made in 2011-12 Parks Infrastructure Charges Program on approval of compensation.

**21.0 Human resource impact**

Nil

**22.0 Urgency**

Urgent. As required by the provisions of IPA, Council must make a decision on the property owner's claim for compensation by 20 May 2011.

**23.0 Publicity/marketing strategy**

Publicity will occur once the property has come into Council ownership as per the Parks Acquisition Program Media Plan.

**24.0 Options**

Option 1: Approve the recommendation proposed by this submission upon which City Property Branch will prepare and issue Notices of Intention to Resume the subject sites thereby deciding the claim in favour of the applicant.

Option 2: Grant part of the claim, acquire one of the two identified lots and reject the balance of the claim.

Option 3: Reject the claim for compensation made by the applicant.

**Option 1 is the preferred and recommended option.**

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

E&C FORMAL SUBMISSIONS RESULTS - 23 MAY 2011

SUB NO.	FILE NO.	DIV.	TITLE	RESULT	RELEASE DATE	
					Immediate	Other
23/05-01 R	106/268/608/1	FaCS	Community Grants Policy	Amended	N/A	N/A
23/05-02 M	137/800/1121/221	OLMCEO	Stores Board Submission – Amendment to Significant Procurement Activity Plan for the Provision of Educting, Jet Rodding, CCTV Inspection and Root Cutting Services	Approved	Yes	
	109/830/826/55					
23/05-03 M	137/800/1121/180	CPaS	2010/2011 Native Wildlife Carer Grants – Round 2	Approved	Yes	
23/05-04 M	137/800/1121/201	FaCS	Museum of Brisbane Exhibition Program for 2011 and 2012	Approved	N/A	N/A
23/05-05 M	137/800/1121/87	FaCS	Footpath Dining Local Law 2011	Approved	Yes	
	155/455/468/14					
23/05-06 R	109/695/586/6	OLMCEO	Report of the Audit Committee Meeting on 10 May 2011	Approved	N/A	N/A
23/05-07 M	137/800/1121/72	CPaS	Amendment to the Infrastructure Contributions Subsidy Administrative Policy	Approved	Yes	
23/05-08 R	109/800/286/218	CPaS	Amendments to the Rochedale Urban Community Local Plan	Amended	N/A	N/A

E&C FORMAL SUBMISSIONS RESULTS – 23 MAY 2011

SUB NO.	FILE NO.	DIV.	TITLE	RESULT	RELEASE DATE	
					Immediate	Other
23/05-09 R	109/695/583/3	OLMCEO	Flood Response Review Board Report	Approved	N/A	N/A

Present: Lord Mayor Graham Quirk, A Schrunner, G Knapp, A Cooper, D McLachlan, P Matic, M de Wit & J Simmonds.

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 **Primary file number**  
137/800/1121/221

**Related subject matter files**  
109/830/826/55

2.0 **Title**

Stores Board Submission – Amendment to Significant Procurement Activity Plan for the Provision of Educting, Jet Rodding, CCTV Inspection and Root Cutting Services

3.0 **Issue/purpose**

To seek approval from the Establishment & Coordination Committee to amend the Significant Procurement Activity Plan for the Provision of Educting, Jet Rodding, CCTV Inspection and Root Cutting Services as follows:

(a) to establish a Corporate Procurement Arrangement (CPA) in the form of a Panel Arrangement (Contract) for the Provision of Educting, Jet Rodding, CCTV Inspection and Root Cutting Services with the following recommended panel participants for an initial Term of one year with an optional Additional Period of up to one year:

- Transpacific Industries Solutions Pty Ltd (Transpac);
- Kembla Watertech Pty Ltd (Kembla); and
- Waste Trans (Qld) Pty Ltd (Waste Trans).

(b) to establish a Corporate Procurement Arrangement (CPA) in the form of a Pre-qualified Register for the Provision of Educting, Jet Rodding, CCTV Inspection and Root Cutting Services with the following recommended participants for an initial Term of one year with an optional Additional Period of up to one year:

- ITS Trenchless Pty Ltd;
- Drainflow Pty Ltd;
- Power Pumping Pty Ltd; and
- Supervax Pty Ltd.

(c) to issue a Request for Proposal (RFP) for the Provision of Educting, Jet Rodding, CCTV Inspection and Root Cutting Services. The RFP will establish a suitable Corporate Procurement Arrangement (CPA) for a Term of seven years.

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**

17 May 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

**APPROVED**

23 MAY 2011

Lord Mayor

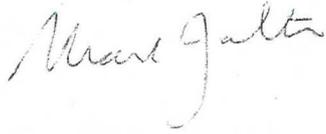
Handwritten signatures and initials of council members and the Lord Mayor, including names like 'SC', 'AS', 'P', 'TAN', 'LH', and 'JM'.

9.0 **Recommended for public release**

Immediate release

10.0 **Recommendation**

That the Establishment and Co-ordination Committee approve the attached submission



11.0 **Mark Johnston**  
**ACTING CORPORATE RISK MANAGER**



**Colin Jensen**  
**CHIEF EXECUTIVE OFFICER**

**BCC PUBLICATION SCHEME**  
**10 YEAR RELEASE**

## 12.0 Background

The Chief Executive Officer and the Stores Board considered the attached scheduled submission on Tuesday 17 May 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
V110187-10/11	Provision of Educting, Jet Rodding, CCTV Inspection and Root Cutting 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 **Primary file number**  
137/800/1121/180

**Related subject matter files**

2.0 **Title**  
2010/2011 Native Wildlife Carer Grants – Round 2

3.0 **Issue/purpose**  
To seek approval for the allocation of funding for the 2010/2011 Native Wildlife Carer Grants – Round 2.

4.0 **Proponent**  
Andrew Chesterman, Divisional Manager, City Planning and Sustainability Division

5.0 **Submission prepared by**  
Sharyn Holden, Sustainability Incentives Project Officer, Natural Environment & Sustainability, City Planning & Sustainability (extension 39281)

6.0 **Date**  
6 June 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. **APPROVED**

9.0 **Recommended for public release**  
Immediate release

10.0 **Recommendation**  
That the 2010/2011 Native Wildlife Carer Grants – Round 2 be approved as per the recommendations as set out in Attachment B.

11.0  
Divisional Manager



Andrew Chesterman  
DIVISIONAL MANAGER  
CITY PLANNING AND SUSTAINABILITY DIVISION  
I Recommend Accordingly

Chairman

I Support / Reject the recommendation.

If reject, please state reasons.



Cr Peter Matic  
CHAIRMAN ENVIRONMENT, PARKS AND  
SUSTAINABILITY COMMITTEE

BCC 10 YEAR PUBLICATION RELEASE SCHEME

## 12.0 Background

Brisbane City Council's (Council) community grants programs have been developed over the last 16 years to provide strategic funding to local, non-profit organisations that are seeking to develop and improve programs and services in the areas of arts, culture and heritage, community development, active sport and recreation participation, sustainability, and the environment.

There are four separate grant programs managed by the Natural Environment and Sustainability Branch, covering five themes (Lord Mayor's Sustainability Grants, Native Wildlife Carer Funding Program, Cultivating Community Gardens, Environmental Grants Program – Biodiversity and Other Environmental Projects and Environmental Grants Program – Waterway Management Projects).

Funding for the Lord Mayor's Sustainability Grants, Cultivating Community Gardens and Environmental Grants Programs has been redirected towards the flood recovery effort. The amount allocated to the Native Wildlife Carer grants for Round 2 2010/11 has been increased in response to the large number of native fauna that were injured or became sick as a result of the January flood.

Of the 23 applications received for Round 2 of the Native Wildlife Carer grants program, 20 are recommended for either full or part funding, representing \$58,730.32 of the \$133,000 allocated in the 2010/2011 Native Wildlife Carer Funding Program grants budget. The funds approved in Round 1 totalled \$49,729.07, with Round 2 available budget being \$83,270.93.

Attachment B lists the individual applications that are recommended, and Attachment C lists the individual applications that are not recommended. Attachment D provides the program guidelines.

The assessment process involved the applications being assessed against eligibility criteria by Council officers from related work areas. Appropriate Council officers were consulted during the assessment process (refer to 13.0 below).

A review of the recommendations has been undertaken by the Comparative Assessment Committee, comprising the Manager, Natural Environment and Sustainability Branch, executive officers from Natural Environment and Sustainability Branch, and by senior policy staff. The draft recommendations were been circulated to the Chairman, Environment, Parks and Sustainability Committee for consultation.

It is recommended that E&C approve the funding for the 2010/2011 Native Wildlife Carer Grants Round 2 as per the recommendations set out in Attachment B.

### Summary of Attachments

Attachment A	Public Release Notification Summary
Attachment B	Schedule of Applications Recommended by the Assessment Committee
Attachment C	Schedule of Applications Not Recommended by the Assessment Committee
Attachment D	Native Wildlife Carer Grant Program Guidelines

## 13.0 Consultation

- Cr Peter Matic Chairman, Environment, Parks and Sustainability Committee (16/05/11)
- John Jordan Manager, Natural Environment and Sustainability (11/05/11)
- Margaret Barrett Program Outcome Manager, Natural Environment & Sustainability (11/05/11)
- Carolyn Honeywill Principal Officer, Green Communities Initiatives (11/05/11)

All are in agreement with the recommendation.

## 14.0 Implications of proposal

Successful applicants will be able to proceed with their projects, and continue their work with native wildlife.

Unsuccessful applicants may contact Council to discuss their applications and may be unable to proceed with their projects.

Relevant applicants who received partial funding or whose applications are declined will be contacted and assisted to resubmit applications for future rounds of funding as appropriate.

**15.0 Commercial in confidence**

No.

**16.0 Vision/Corporate Plan impact**

The Native Wildlife Carer grants are linked to the following 2010/2011 Corporate Plan themes, strategies and programs:

- Green and Biodiverse City
- Program 1 - CitySmart – Biodiverse City.

**17.0 Customer impact**

Approval of the 2010/2011 Native Wildlife Carer grants program, Round 2, will provide valuable support to community-based organisations and individuals managing wildlife welfare and assisting biodiversity conservation.

**18.0 Environmental impact**

The Native Wildlife Carer Grant Program, Round 2, will support community groups and individuals in caring for the local environment and wildlife.

**19.0 Policy impact**

The processes followed were carried out in accordance with the Guidelines for the Native Wildlife Carer Grant Program (refer to Attachment D) that have previously been approved by the Establishment and Co-ordination Committee.

**20.0 Financial impact**

The recommended allocation to 20 applicants for Round 2 will result in \$58,730.32 spent from the available budget of \$83,270.93 (after Round 1 expenditure) in service 1.2.1.1.

**21.0 Human resource impact**

Nil.

**22.0 Urgency**

In order for funds to be accrued in this financial year, the E & C decision is sought as soon as possible.

**23.0 Publicity/marketing strategy**

All applicants will be advised of the results of their submission within 10 working days of approval by the E & C. Successful applicants will receive a letter from the Lord Mayor.

A communication strategy involving media and public relations opportunities will be prepared by Corporate Marketing, Corporate Strategy Office in consultation with the Natural Environment and Sustainability Branch and follow the requirements for approval. Media releases will not be distributed until applicants have been formally advised of the outcomes.

Marketing and communication will be linked to ongoing communications for *Growing a Green Heart Together*, the community plan that supports Brisbane's journey to become Australia's most sustainable city.

24.0 Options

- Option 1: That E&C approves the recommendations as set out in Attachment B and C.
- Option 2: That E&C does not approve the recommendations as set out in Attachment B and C.
- Option 3: That E&C recommends variance to the assistance provided.

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**

137/800/1121/201

**2.0 Title**

Museum of Brisbane Exhibitions Program for 2011 and 2012

**3.0 Issue/purpose**

To seek E&C approval to revise the Museum of Brisbane Exhibitions Program for 2011 and 2012.

**4.0 Proponent**

Vicki Pethybridge, Divisional Manager, Families and Community Services

**5.0 Submission prepared by**

Peter Denham, Director, Museum of Brisbane

**6.0 Date**

23 May 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 immediate release**

No

**10.0 Recommendation**

That E&C approve the revised Museum of Brisbane Exhibitions Program for 2011 and 2012 as set out in Attachment B.

23 MAY 2011  
*[Signature]*  
Lord Mayor  
*[Signatures]*

**11.0 Divisional Manager**

*[Signature]*  
Vicki Pethybridge  
DIVISIONAL MANAGER  
FAMILIES AND COMMUNITY SERVICES DIVISION

**Chairman**

I Support /  Reject the recommendation.

If reject, please state reasons.

*[Signature]*  
Councillor Geraldine Knapp  
CHAIRMAN FAMILIES AND COMMUNITY  
SERVICES COMMITTEE

I Recommend Accordingly

*[Signature]*  
CHIEF EXECUTIVE OFFICER

BCC PUBLIC RELEASE APPROVED  
NO YEAR RELEASE SCHEME



**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**

Marketing and Communications and Museum of Brisbane will prepare a communication strategy for the release the revised program and dates to publicise the revised exhibitions program for 2011 and 2012.

**24.0 Options**

*Option 1: That E&C approve the revised Museum of Brisbane Exhibition Program for 2011 and 2012 as set out in Attachment B.*

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

*Option 3: That E&C consider different Museum of Brisbane exhibition programming that has been recommended in Option1, Attachment B.*

**Option 1 is the preferred and recommended 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 Primary file number**

137/8001121/87

**Related subject matter files**

155/455/468/14

**2.0 Title**

Footpath Dining Local Law 2011

**3.0 Issue/purpose**

To seek E&C approval to continue the local law making process for the proposed *Footpath Dining Local Law 2011*.

**4.0 Proponent**

Vicki Pethybridge, Divisional Manager, Families and Community Services Division

**5.0 Submission prepared by**

Felicia Duncan, Principal Officer Legislation, Business Alignment, Compliance and Regulatory Services

**6.0 Date**

23 May 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**

Immediate release

**10.0 Recommendation**

That E&C resolve in accordance with Attachment "B".

**11.0**

Divisional Manager



Vicki Pethybridge  
DIVISIONAL MANAGER  
FAMILIES AND COMMUNITY  
SERVICES DIVISION

I Recommend Accordingly

  
CHIEF EXECUTIVE OFFICER

**APPROVED**

23 MAY 2011

Lord Mayor

Chairman

I Support / Reject the recommendation.

If reject, please state reasons.

  
Councillor Geraldine Knapp  
CHAIRMAN  
FAMILIES AND COMMUNITY SERVICES  
COMMITTEE

## 12.0 Background

On 22 March 2011, Council resolved to propose to make the *Footpath Dining Local Law 2011*, ("the proposed local law"). Attachment "C" contains a copy of the proposed local law.

Under the requirements of the *City of Brisbane Act 2010*, ("the Act") and Council's local law making Procedure, public comment was sought on the proposed local law from 28 March to 15 April, being the required 15 business days. A notice calling for submissions was published in *The Courier-Mail*, on Council's website, and displayed on the public notices cabinet at Brisbane Square. Copies of the proposed local law were available at the Brisbane Square Customer Service Centre and could be downloaded from Council's website.

One submission in regards to the proposed local law was received during the consultation period and is noted in the submissions summary at Attachment "D".

A submission from the Spinal Injuries Association was received after the consultation period had concluded. Given that the Association is a lobby group within the disability sector, the late submission has been included in the submissions summary and two amendments to the proposed local law, in response to the submission, have been made. Five other disability associations, the Disability Council of Queensland and the Department of Communities were also directly notified, however none of these entities made any comments to the law as proposed.

As the proposed local law contains a permit regime, possible anti-competitive provisions were identified and a Public Interest Test on the identified provisions was conducted concurrently with public consultation on the proposed local law. The following key stakeholders were directly consulted by mail:

- Disability support groups;
- Disability Services;
- Relevant Industry associations; and
- Current footpath dining permit holders.

One external submission and four internal submissions were received in regards to the Public Interest Test and are summarised in the submissions table at Attachment "D".

A draft report on the Public Interest Test has been prepared and is contained in Attachment "E". The draft report is of no effect until adopted by Council resolution and until after the Minister for Local Government gives consent for Council to proceed to make the proposed local law.

The Act also requires Council to consult with State Government entities about proposed local laws. The following State Government entities (all of which have asked to be consulted about local laws for roadside vending or commercial activities on roads) were consulted about the proposed local law:

- Department of Employment, Economic Development and Innovation;
- Department of Communities;
- Queensland Health;
- Department of Public Works; and
- Department of Transport and Main Roads.

The State Government responses and proposed Council actions in response are summarised in the submissions table at Attachment "D".

Under the *Transport Operations (Road Use Management) Act 1995*, Council requires the consent of the Chief Executive of the Department of Transport and Main Roads to make a local law about footpath dining on State controlled roads. Unless this permission is granted by the Chief Executive for the Department of Transport and Main Roads, Council would be unable to grant, renew or revoke permits along State controlled roads. Council did receive feedback from Department of Transport and Main Road regarding the proposed local law, however this feedback did not include consent from their Chief Executive. Negotiations are continuing to gain this permission.

It is therefore recommended that E&C resolve as per Attachment "B".

### 13.0 Consultation

- David Askern, Chief Legal Counsel (May 2011)
- Brett Turville, Manager, Compliance and Regulatory Services (March 2011)
- Luke Riley, A/Business Alignment Manager, Local Asset Services (March 2011)
- Kerry Doss, Manager, City Planning (March 2011)
- Kent Stroud, Branch Manager, Community Services (March 2011)
- Beverley Homel, Solicitor, Brisbane City Legal Practice (March 2011)

All are in agreement with the recommendation.

### 14.0 Implications of proposal

Approval of this submission will allow the process for consultation on the new local law to continue.

### 15.0 Commercial in confidence

Nil

### 16.0 Vision/Corporate Plan impact

This proposal delivers on the following program outcome in the corporate plan:

7.1 Improve and streamline local laws to reduce red tape and improve useability of the laws for customers and officers.

This proposal is in line with Vision 2026- Vibrant, Creative City.

### 17.0 Customer impact

The new law will benefit business by setting out current regulatory powers and procedures in a clear and transparent format. Consultation has been undertaken with the public.

### 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

The proposed local law and subordinate local law was advertised for public consultation in accordance with the Local Law Making Procedure in newspapers and on the Council web site from 28 March to 15 April 2011.

#### 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 officers recommendation is not followed, then the reasons for the 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**

137/800/1121/72

**Related subject matter files**

**2.0 Title**

Amendment to the Infrastructure Contributions Subsidy Administrative Policy

**3.0 Issue/purpose**

To adopt the Infrastructure Contributions Subsidy Administrative Policy

**4.0 Proponent**

Andrew Chesterman, Divisional Manager, City Planning and Sustainability Division

**5.0 Submission prepared by**

Kerry Doss, Manager City Planning (ext 34220)

**6.0 Date**

23 May 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 the E&C approve the Infrastructure Contributions Subsidy Administrative Policy as outlined in Attachment "B".

**11.0**

Divisional Manager



Andrew Chesterman  
Divisional Manager  
City Planning & Sustainability Division

I Recommend Accordingly

  
CHIEF EXECUTIVE OFFICER

**Committee Chairman**

I Support / Reject the recommendation.

If reject, please state reasons

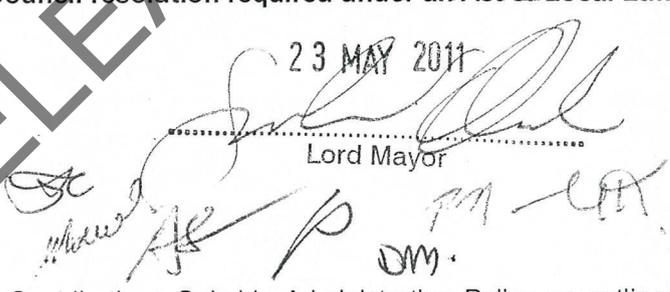


Cr Amanda Cooper  
Chairman  
Neighbourhood Planning and Development  
Assessment Committee

**APPROVED**

23 MAY 2011

Lord Mayor



BCC 10 YEAR RELEASE SCHEME

## 12.0 Background

On 5 October 2009, Establishment & Coordination Committee approved a subsidy administrative policy for development applications lodged up to 30 June 2010. Under that policy, a subsidy applied to infrastructure contributions imposed as conditions on development approvals and calculated under the High Growth and Infill Infrastructure Contributions Planning Scheme Policies (PSP). Generally, this policy provided a subsidy for all relevant infrastructure networks (Community Purposes, Transport, Waterways and, to a limited extent, Water Supply and Sewerage).

The circumstances in which the subsidy is available is set out in the subsidy advice to the condition of the development approval. The subsidy advice states that the subsidy is available until the end of the financial year following the financial year in which the development approval takes effect.

On 9 May 2011 Establishment & Coordination Committee amended the policy to phase-out the subsidy over the remainder of the 2011 calendar year, reducing the subsidy from 35% to 15%, to 0. It also reduced the timeframe over which the subsidy was available.

Council is currently reviewing all aspects of its financial operations in relation to infrastructure charges following an announcement by the Queensland Government that it will reform the infrastructure charges framework in Queensland from mid 2011. The proposed reforms will reduce the infrastructure charges payable for many development approvals after the implementation date. They may also have a negative impact on Council's infrastructure charges revenue.

Following the Queensland Government's release of the Sustainable Planning (Housing Affordability and Infrastructure Charges Reform) Amendment Bill 2011 on 10 May 2011, it is now proposed to further amend the Policy to extend the period of eligibility and increase the subsidy during that period. It is proposed to phase-out the subsidy as follows:

1. A subsidy is no longer available for water supply and sewerage charges on applications lodged after 30 June, 2010 because Queensland Urban Utilities has not provided for a subsidy after this date;
2. A subsidy is no longer available any approval for water supply and sewerage charges if not paid before June 30, 2011;
3. For applications approved before the introduction of standard charges, a subsidy for the Transport, Community Purposes and Waterways networks is available if paid by close of business on 31 May 2012.
4. No subsidy will be available for any networks for applications decided after the introduction of standard charges (estimated to be 1 July 2011).

Under the *Urban Land Development Authority Act 2007*, some areas of Brisbane have been declared to be Urban Development Areas and the City Plan does not apply to those areas. The Infrastructure Contributions Subsidy Administrative Policy excludes any land included in any Urban Development Area.

It is recommended that the E&C approve the Infrastructure Contributions Subsidy Administrative Policy as outlined in Attachment "B".

### List of Attachments:

- A - Summary
- B - Infrastructure Contributions Subsidy Administrative Policy

## 13.0 Consultation

- Councillor Amanda Cooper, Chairman Neighbourhood Planning and Development Assessment Committee
- Tony Chadwick, Team Leader/Solicitor, Brisbane City Legal Practice
- Andrew Chesterman, Divisional Manager, City Planning and Sustainability Division
- Kerry Doss, Manager, City Planning Branch
- Andrea Kenafake, Manager, Development Assessment Branch

All of the above are in agreement with the recommendations.

#### **14.0 Implications of proposal**

The proposed amendment to the Infrastructure Contributions Subsidy Administrative Policy will align Council's policy framework with Council's budget for the 2010/2011 financial year and will influence the budget for the 2011/2012 financial year.

#### **15.0 Commercial in confidence**

No.

#### **16.0 Vision/Corporate Plan impact**

The proposal is consistent with corporate goals. The Corporate Plan has several references to the need to plan for infrastructure. The Infrastructure Contributions PSP will continue to provide for well planned and user-pays infrastructure which is a Council priority under the "Future Brisbane" program. The Subsidy Administrative Policy will also contribute to the "City Governance" program to ensure a fair, accountable and transparent contribution regime.

#### **17.0 Customer impact**

Some customers have advice stating that their subsidy is available if paid prior to 30 June 2012. This proposal will bring the latest day for payment forward by one month. All affected customers will be notified.

#### **18.0 Environmental impact**

The planning philosophy of the Infrastructure Contributions PSP is based on creating infrastructure which is sustainable and minimizes impacts on the city's environment. The outcomes of a City Wide system will ensure sustainable planning and delivery of infrastructure and protection of environmental values. Subsidising contributions is consistent with delivery of these outcomes.

#### **19.0 Policy impact**

There is no amendment of the Infrastructure Contributions PSP proposed by the adoption of the Subsidy Administrative Policy.

#### **20.0 Financial impact**

This proposal will reduce revenue by an estimated \$67 million (and decrease expenditure by an estimated \$43 million) compared to the forecast in 3<sup>rd</sup> budget review for the 2010/2011 financial year. It will increase revenue in the 2011/2012 financial year by \$41 million and increase the expenditure by approximately \$32 million.

#### **21.0 Human resource impact**

The implementation of the Infrastructure Contributions PSPs and Infrastructure Contributions Subsidy Administrative Policy is largely undertaken through the Infrastructure Calculations Group and Plan Sealing Section Development Assessment Branch, with strategic support given by the Strategic Infrastructure Planning Unit, City Planning Branch. An increase in normal workload will be experienced in these areas in June 2011 but no additional resources will be required.

#### **22.0 Urgency**

In the normal course of business.

#### **23.0 Publicity/marketing strategy**

Notification of the changed subsidy will be done as a mail out to the development Industry, including letters to applicants with existing approvals affected by the change. Specific direct contact will also be made with peak industry groups.

**24.0 Options**

**Option 1:** Approve the policy set out in Attachment "B"

**Option 2:** Not approve the recommendations and modify or defer the proposals.

**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 – 30 MAY 2011

SUB NO.	FILE NO.	DIV.	TITLE	RESULT	RELEASE DATE	
					Immediate	Other
30/05-01 R	134/800/286/3	Corporate Services	Brisbane City Council – Revenue Policy 2011/2012	Approved	N/A	N/A
30/05-02 R	134/800/286/3	Corporate Services	Amendment to Brisbane City Council Rates & Charges – Revenue Policy 2010/2011	Approved	N/A	N/A
30/05-03 M	137/800/1121/220	Corporate Services	Inclusion of Charitable Organisation in Appendix 'A' of the Schedule of Fees and Charges – SOS – Survivors of Suicide Bereavement Support Association Inc (SOSBSA)	Approved	Yes	
30/05-04 M	137/800/1121/218	Corporate Services	ESRI International's 2011 Special Achievement in GIS Award – BCC Floodmap	Approved	Yes	
30/05-05 R	106/590/785/13 204/83/5(1)	OLMCEO	Long-Term Community Plan	Approved	N/A	N/A
30/05-06 R	137/520/148/2	OLMCEO	Oversight of Consultancies Special Committee	Approved	N/A	N/A
30/05-08 R	109/105/219/11 109/105/219/9 109/105/219/10	OLMCEO	Annual Procurement Policy and Contracting Plan 2011/12	Approved	N/A	N/A
30/05-09 M	137/800/1121/233 106/335//1004/17	FaCS	Festival Funding Contract for Hamilton Festival	Approved	Yes	

E&C FORMAL SUBMISSIONS RESULTS – 30 MAY 2011

SUB NO.	FILE NO.	DIV.	TITLE	RESULT	RELEASE DATE	
					Immediate	Other
30/05-10 R	109/305/710/18	Brisbane Infrastructure	Proposed Brisbane Infrastructure Restructure 2011	Approved	N/A	N/A
30/05-11 M	137/800/1121/228	Brisbane Infrastructure	Clem Jones Tunnel (CLEM7) – Council consent to Debt Financier Arrangements – Substitution of Merrill Lynch International Bank Limited with SC Lowy Financial (HK) Limited	Approved	Yes	
30/05-12 M	137/800/1121/229	Brisbane Infrastructure	Clem Jones Tunnel (CLEM7) – Council consent to Debt Financier Arrangements – Substitution of Deutsche Bank with Cowell & Lee Asia Credit Opportunities Fund	Approved	Yes	
30/05-13 R	131/590/273/5 131/590/273/4	CPaS	Outdoor Recreation Management Strategy for Brisbane's Natural Areas 2011 - 2021	Approved	N/A	N/A
30/05-14 R	152/160/516/235	CPaS	Draft Oxley Darra Neighbourhood Plan	Approved	N/A	N/A
30/05-15 R	152/160/881/230	CPaS	Toombul Nundah Neighbourhood Plan	Approved	N/A	N/A
30/05-16 M	137/800/1121/225	CPaS	Consent to Native Title Determination – Quandamooka Lands Council Aboriginal Corporation	Approved	Yes	
30/05-17 R	152/160/414-04	CPaS	Infrastructure Agreement for Water's Edge, West End	Amended	N/A	N/A
30/05-18 R	152/160/516/264	CPaS	Draft Moggill Bellbowrie District Neighbourhood Plan	Amended	N/A	N/A

**E&C FORMAL SUBMISSIONS RESULTS – 30 MAY 2011**

SUB NO.	FILE NO.	DIV.	TITLE	RESULT	RELEASE DATE	
					Immediate	Other
30/05-19 R	155/455/468/15	FaCS	Advertisements Amending Local Law 2011 & Advertisement Amending Subordinate Local Law 2011	Approved	N/A	N/A
30/05-20 R	134/268/608/3	Corporate Services	QUU Participation Agreement Proposed Participation Return Policy Amendment	Approved	N/A	N/A
30/05-21 R	140/465/1002/221	Corporate Services	Continued participation in Queensland Urban Utilities Pty Ltd	Approved	N/A	N/A
30/05-22 R	155/190/12/5 109/105/219/10/ 204/147(P1) 371/2(4) 137/268/608/1 204/145	OLMCEO	State Government Legislative Requirements – Update of Policies	Approved	N/A	N/A
30/05-23 M	88/156	OLMCEO	Appointment of Divisional Manager, Organisational Services	Approved	N/A	N/A
30/05-24 M	99-49554(A1)	OLMCEO	Appointment of Chief Financial Officer and Renewal of Executive Service Contract	Approved	N/A	N/A

Present: Lord Mayor Graham Quirk, A Schrinner, G Knapp, A Cooper, D McLachlan, P Matic, M de Wit & J Simmonds.

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**

137/800/1121/220

**2.0 Title**

Inclusion of Charitable Organisation in Appendix 'A' of the Schedule of Fees and Charges - SOS - Survivors of Suicide Bereavement Support Association Inc (SOSBSA)

**3.0 Issue/purpose**

To approve the inclusion of SOS - Survivors of Suicide Bereavement Support Association Inc (SOSBSA) into Appendix 'A' of the Schedule of Fees and Charges from 5 April 2001.

**4.0 Proponent**

Greg Evans, Acting Chief Operating Officer, Corporate Services Division

**5.0 Submission prepared by**

Paul Oberle, Acting Chief Financial Officer, Corporate Services, extension 37884

**6.0 Date**

11 May 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 inclusion of SOS - Survivors of Suicide Bereavement Support Association Inc (SOSBSA) in Appendix 'A' of the Council's Schedule of Fees and Charges effective from 5 April 2001, being the date of their application.

**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.

Adrian Schinner  
Councillor Adrian Schinner  
DEPUTY MAYOR  
CHAIRMAN, FINANCE, ECONOMIC  
DEVELOPMENT AND ADMINISTRATION  
COMMITTEE

APPROVED

30 MAY 2011

Lord Mayor

BC 10 YEAR RELEASE SCHEME CONFIDENCE

## 12.0 Background

On 5 April 2011, SOS -Survivors of Suicide Bereavement Support Association Inc (SOSBSA) 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 1287 (see **Attachment C**).

Approval is now sought to approve the inclusion of SOS -Survivors of Suicide Bereavement Support Association Inc (SOSBSA) into Appendix 'A' of the Schedule of Fees and Charges from the 5 April 2001.

## 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 evidenced by the provision of a Certificate of Registration as a Charity.

All are in agreement with the recommendation.

## 14.0 Implications of proposal

SOS -Survivors of Suicide Bereavement Support Association Inc (SOSBSA) 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 SOS -Survivors of Suicide Bereavement Support Association Inc (SOSBSA) Inc in Appendix 'A' supports the outcomes under "Inclusive Caring Communities".

## 17.0 Customer impact

SOS - Survivors of Suicide Bereavement Support Association Inc (SOSBSA) 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 SOS -Survivors of Suicide Bereavement Support Association Inc (SOSBSA) 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 PUBLIC INFORMATION SCHEME  
10 YEAR RELEASE

**SUBMISSION TO THE ESTABLISHMENT AND COORDINATION COMMITTEE**

**1.0 File number**

137/800/1121/218

**2.0 Title**

ESRI International's 2011 Special Achievement in GIS Award – BCC Floodmap

**3.0 Issue/purpose**

To seek E&C approval for Jeff Sangster, Spatial Information Operations Manager, Information Services, to attend the 2011 ESRI International User Conference in San Diego from July 10-15 2011, to accept the Special Achievement in GIS (SAG) award on behalf of Council and to speak about this award at the Homeland Security Plenary.

**4.0 Proponent**

Greg Evans, A/Chief Operations Officer,

**5.0 Submission prepared by**

Nick Brant, Chief Information Officer  
Corporate Services Division,

**6.0 Date**

23 May 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**

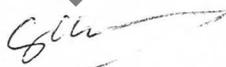
Immediate release.

**10.0 Recommendation**

That E&C grant approval for Jeff Sangster, Spatial Information Operations Manager, Information Services, to attend the 2011 ESRI International User Conference in San Diego from July 10-15 2011, to accept the Special Achievement in GIS (SAG) award on behalf of Council and to speak about this award at the Homeland Security Plenary, at a cost to Council of \$1100. *Flights to be arranged in line with council Policy.*

**11.0**

Divisional Manager

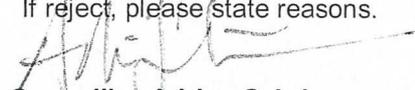


Greg Evans  
A/CHIEF OPERATIONS OFFICER



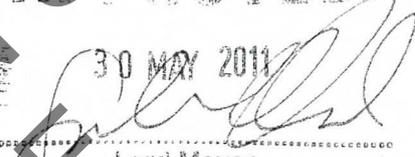
Chairman

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

  
Councillor Adrian Schrinner  
DEPUTY MAYOR  
CHAIRMAN FINANCE AND ECONOMIC  
DEVELOPMENT AND ADMINISTRATION  
COMMITTEE

I Recommend Accordingly

.....78.....  
CHIEF EXECUTIVE OFFICER

**APPROVED**  
30 MAY 2011  
  
Lord Mayor  
DM.

**BCC 10 YEAR RELEASE SCHEME**

## 12.0 Background

Brisbane City Council (BCC) has been selected to receive a Special Achievement in GIS (SAG) award at the 2011 ESRI International User Conference. This award is given to user sites around the world to recognize outstanding work with GIS technology. BCC has been selected from more than 100,000 other world wide nominations.

In bestowing this internationally recognised award on the BCC, Esri Inc. acknowledges the innovative work undertaken by the Council's Spatial Information Operations Manager, Mr Jeff Sangster, and his team. More specifically, the award honours the efforts of Mr Sangster and his colleagues in building the online flood map that was widely used during the Brisbane flood crisis earlier this year.

Esri Inc. has scheduled the presentation of this coveted award to coincide with its annual UserConference, to be held in San Diego California, on the 11 – 15 July 2011. **See Attachment A**

ESRI will be highlighting all the SAG Award winners at [www.esri.com/sag](http://www.esri.com/sag). ESRI's goal is to showcase BCC and its important contributions in GIS to our global community.

## 13.0 Consultation

- Gilbert Clark, Manager, Managed ICT Services
- Nick Brant, Chief Information Officer

All are in agreement with the recommendation.

## 14.0 Implications of proposal

There are no implications to this proposal as Council has no current tenders currently out to market. Council has had and continues to have a working relationship with ESRI Australia for the past 8 years.

## 15.0 Commercial in confidence

No

## 16.0 Vision/Corporate Plan impact

This is a significant award and recognition of Council's efforts in GIS. In particular this award highlights and recognises the efforts of Council in using innovative GIS technologies to assist in the 2011 flood response.

## 17.0 Customer impact

Nil.

## 18.0 Environmental impact

Nil.

## 19.0 Policy impact

Nil.

## 20.0 Financial impact

ESRI Australia have offered to meet the airfares and accommodation costs. Admission to the conference is free to all ESRI clients who maintain current software maintenance costs. There will be estimated costs of approximately \$1100 for meals, taxis and personal allowances. Funds are available within Information Services Budget GL code 1.24.3530.106.000.000.628.000.00

## 21.0 Human resource impact

Nil.

## 22.0 Urgency

High. A response to the invitation is required before 2 June 2011.

### 23.0 **Publicity/marketing strategy**

The award to Council represents an opportunity to promote Councils world's best efforts, capabilities and resources to provide for the City of Brisbane and its population.

### 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.***

BCC PUBLICATION SCHEME  
10 YEAR RELEASE

**SUBMISSION TO THE ESTABLISHMENT AND COORDINATION COMMITTEE**

1.0 **Primary file number**  
Cabinet in Confidence File Number 137/800/1121233

**Related subject matter files**  
File Number 106/335/1004/17: Festival Funding Contracts 2010-13 and Leading Organisation Contracts 2010-11

2.0 **Title**  
Festival funding Contract for Hamilton Festival

3.0 **Issue/purpose**  
To seek E&C approval to  
1. Rescind the decision made on 23 August 2010 in relation to Hamilton Festival Inc to be funded to deliver the Hamilton Festival  
2. Approve the Racecourse Road Hamilton Events Inc to be funded to deliver the Hamilton Festival

4.0 **Proponent**  
Vicki Pethybridge, Divisional Manager, Brisbane Lifestyle

5.0 **Submission prepared by**  
Michael Peterson, Acting Manager Creative Communities, Community Services Branch, Ph: 302 74639

6.0 **Date**  
30 May 2011

7.0 **For E&C approval or recommendation to Council**  
APPROVED  
30 MAY 2011  
Lord Mayor

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:

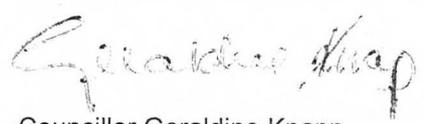
1. Rescind the decision made on 23 August 2010 in relation to Hamilton Festival Inc to be funded to deliver the Hamilton Festival; and
2. Approve the Racecourse Road Hamilton Events Inc to be funded to deliver the Hamilton Festival.

11.0 **DIVISIONAL MANAGER**  


Vicki Pethybridge  
DIVISIONAL MANAGER  
BRISBANE LIFESTYLE

**CHAIRMAN**  
I Recommend Accordingly  
  
.....  
CHIEF EXECUTIVE OFFICER

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

  
Councillor Geraldine Knapp  
CHAIRMAN  
FAMILIES AND COMMUNITY SERVICES  
COMMITTEE

## 12.0 Background

On 23 August 2010, E&C approved new funding agreements for City-wide and Community Festivals, and Cultural Support. Various organisations were endorsed for new two year festival contracts for the 2010/2011 and 2011/2012 financial years with an optional one year extension in the 2012/2013 financial year pending successful evaluation of the festival.

The Hamilton Festival was one of the festivals approved for this funding however the event is unable to proceed under Hamilton Festival Inc. Since the initial E&C submission, Hamilton Festival Inc has changed its registered name of incorporation to Racecourse Road Hamilton Events Inc.

The Racecourse Road Hamilton Events Inc is now recommended as the festival funding recipient for the delivery of the Hamilton Festival for 2010-13.

Approval is now sought for E&C to:

1. Rescind the decision made on 23 August 2010 in relation to Hamilton Festival Inc to be funded to deliver the Hamilton Festival; and
2. Approve the Racecourse Road Hamilton Events Inc to be funded to deliver the Hamilton Festival.

## 13.0 Consultation

- Kent Stroud, Manager, Community Services Branch, Families and Community Services (25/4/2011)
- Lorraine Gregory, Manager, Healthy and Vibrant Communities, Community Services Branch, Families and Community Services (25/4/2011)
- Councillor David MacLachlan, Hamilton Ward Councillor (21/4/2011)

All are in agreement with the recommendation.

## 14.0 Implications of proposal

To deliver certainty to festival organisers, the funded festival will be able to proceed with planning and production of their festival for the 2010-2011 and 2011-2012 financial years with a one year option to extend in the 2012-2013 financial year pending successful evaluation of the festival.

The cultural support towards organisations will be able to proceed with the annual planning.

## 15.0 Commercial in confidence

No

## 16.0 Vision/Corporate Plan impact

The festival is linked to the Vibrant, Creative City theme of *Our shared vision: Living in Brisbane 2026* and will deliver on the Learning and Informed Communities, Connected and Engaged Communities, and Outstanding City Profile outcomes in the 2007-2011 Corporate Plan. The festival contributes to the *Lord Mayors Creative City Vision* and Brisbane's new branding campaign *Australia's New World City*.

## 17.0 Customer impact

The Racecourse Road Hamilton Events Inc organisation will be able to proceed with the planning and production of the Hamilton Festival.

## 18.0 Environmental impact

Nil

**19.0 Policy impact**

The proposal is in accordance with the 2010/2011 Budget.

**20.0 Financial impact**

Nil - The proposal is in accordance with the 2010/2011 Budget: with funding in – Service 5.1.1.1 Festivals and Events. Hamilton Festival for 2010/11 is \$16,000.

**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: That E&C approve

- a. Rescinding the decision made on 23 August 2010 in relation to Hamilton Festival Inc to be funded to deliver the Hamilton Festival; and
- b. Racecourse Road Hamilton Events Inc to be funded to deliver the Hamilton Festival.

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.***

**SUMMARY OF ATTACHMENTS**

**Attachment A** Establishment and Coordination Committee Formal Submission Summary: Festival Funding Contracts 2010-13 and Leading Organisation Contracts 2010-11

**SUBMISSION TO THE ESTABLISHMENT AND COORDINATION COMMITTEE**

**1.0 Primary file number**

137/800/1121/228.

**Related subject matter files**

**2.0 Title**

Clem Jones Tunnel (CLEM7) – Council consent to Debt Financier Arrangements – Substitution of Merrill Lynch International Bank Limited with SC Lowy Financial (HK) Limited.

**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, City Projects Office, Ext.37329.

**6.0 Date**

30 May 2011.

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

For E&C approval.

APPROVED

30 MAY 2011

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**

For immediate release.

**10.0 Recommendation**

The Establishment and Coordination Committee consent to the substitution of Merrill Lynch International Bank Limited, and its rights, obligations and interests, with SC Lowy Financial (HK) Limited, in accordance with Clause 10.3(b) of the Debt Finance Side Deed.

**11.0**

Divisional Manager

Chairman

Support /  Reject the recommendation.  
If reject, please state reasons.

*Barry Broe*  
Barry Broe  
DIVISIONAL MANAGER  
BRISBANE INFRASTRUCTURE

*M. de Wit*  
Councillor Margaret de Wit  
CHAIRMAN INFRASTRUCTURE  
COMMITTEE

I Recommend Accordingly

.....  
CHIEF EXECUTIVE OFFICER

## 12.0 Background

On 23 May 2006, Brisbane City 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 the Debt Financing Documents such as the "Debt Finance Side Deed" and "Loan Note Subscription Agreement".

By way of letter dated 13 May 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 SC Lowy Financial (HK) Limited.

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 SC Lowy Financial (HK) Limited do 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 SC Lowy Financial (HK) Limited is not as significant.

SC Lowy Financial (HK) Limited is described by the Security Trustee as an investment fund registered in Hong Kong. The CLEM7 team and its advisor Clayton Utz have confirmed the view that the request should be agreed by Council as there are no particular reasons for withholding consent.

As the amount of debt to be transferred is below A\$30,000,000, the request also seeks a waiver of the minimum hold requirement for a proposed incoming financier. Clause 34.1(b)(ii)(B) of the CLEM7 Loan Note Subscription Agreement allows for debt to be transferred provided no Financier has an interest less than A\$30,000,000. Again, the CLEM7 team and its advisor Clayton Utz have 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 Merrill Lynch International Bank Limited and its rights, obligations and interests, with SC Lowy Financial (HK) Limited, in accordance with Clause 10.3(b) of the Debt Finance Side Deed.

## 13.0 Consultation

- Barry Broe, Divisional Manager Brisbane Infrastructure
- Greg Evans, Acting Chief Operating Officer
- David Askern, Chief Legal Counsel
- Scott Stewart, Executive Manager City Projects Office
- Craig Stevens, Manager Corporate Communication

All are in agreement with the recommendation.

**14.0 Implications of proposal**

The proposed recommendation will endorse the substitution of the current Debt Financier, Merrill Lynch International Bank Limited, with the proposed substitute of SC Lowy Financial (HK) Limited.

**15.0 Commercial in confidence**

No.

**16.0 Vision/Corporate Plan impact**

This action is consistent with the Accessible City (Service 3.3.2.1 TransApex) 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, Merrill Lynch International Bank Limited, with the proposed substitute of SC Lowy Financial (HK) Limited.

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 Primary file number**

137/800/1121/229.

**Related subject matter files**

**2.0 Title**

Clem Jones Tunnel (CLEM7) – Council consent to Debt Financier Arrangements – Substitution of Deutsche Bank with Cowell & Lee Asia Credit Opportunities Fund.

**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, City Projects Office, Ext 37329.

**6.0 Date**

30 May 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**

The Establishment and Coordination Committee consent to the substitution of Deutsche Bank, and its rights, obligations and interests, with Cowell & Lee Asia Credit Opportunities Fund, in accordance with Clause 10.3(b) of the Debt Finance Side Deed.

**11.0**

Divisional Manager

Chairman

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

*M. de Wit*  
**Councillor Margaret de Wit  
CHAIRMAN  
INFRASTRUCTURE COMMITTEE**

I Recommend Accordingly

*[Signature]*  
CHIEF EXECUTIVE OFFICER

*5/15/11*  
*23/5/11*  
*Behae*  
**Barry Broe  
DIVISIONAL MANAGER  
BRISBANE INFRASTRUCTURE**

**10 YEAR RELEASE SCHEME**

**APPROVED**

30 MAY 2011

*[Signatures]*  
Lord Mayor  
*[Initials]*

## 12.0 Background

On 23 May 2006, Brisbane City 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 the Debt Financing Documents such as the "Debt Finance Side Deed" and "Loan Note Subscription Agreement".

By way of letter dated 13 May 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 Cowell & Lee Asia Credit Opportunities Fund.

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 Cowell & Lee Asia Credit Opportunities Fund do 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 Cowell & Lee Asia Credit Opportunities Fund is not as significant.

Cowell & Lee Asia Credit Opportunities Fund is described by the Security Trustee as an investment fund registered in the Cayman Islands. The CLEM7 team and its advisor Clayton Utz have confirmed the view that the request should be agreed by Council as there are no particular reasons for withholding consent.

As the amount of debt to be transferred is below A\$30,000,000, the request also seeks a waiver of the minimum hold requirement for a proposed incoming financier. Clause 34.1(b)(ii)(B) of the CLEM7 Loan Note Subscription Agreement allows for debt to be transferred provided no Financier has an interest less than A\$30,000,000. Again, the CLEM7 team and its advisor Clayton Utz have confirmed the view that the request should be agreed by Council as there are no particular reasons for withholding consent.

The Establishment and Coordination Committee consent is sought to permit the substitution of Deutsche Bank and its rights, obligations and interests, with Cowell & Lee Asia Credit Opportunities Fund, in accordance with Clause 10.3(b) of the Debt Finance Side Deed.

## 13.0 Consultation

- Barry Broe, Divisional Manager Brisbane Infrastructure
- Greg Evans, Acting Chief Operating Officer
- David Askern, Chief Legal Counsel
- Scott Stewart, Executive Manager City Projects Office
- Craig Stevens, Manager Corporate Communication

All are in agreement with the recommendation.

**14.0 Implications of proposal**

The proposed recommendation will endorse the substitution of the current Debt Financier, Deutsche Bank, with the proposed substitute of Cowell & Lee Asia Credit Opportunities Fund.

**15.0 Commercial in confidence**

No.

**16.0 Vision/Corporate Plan impact**

This action is consistent with the Accessible City (Service 3.3.2.1 TransApex) 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, Deutsche Bank, with the proposed substitute of Cowell & Lee Asia Credit Opportunities Fund.

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 Primary file number  
137/800/1121/225

Related subject matter files  
158/210/179/12-02

2.0 Title

Consent to Native Title Determination – Quandamooka Lands Council Aboriginal Corporation

3.0 Issue/purpose

To consider Council's position on the draft Federal Court of Australia Minute of Consent Order relating to the Native Title Claim of the Quandamooka Lands Council Aboriginal Corporation.

4.0 Proponent

Andrew Chesterman, Divisional Manager City Planning & Sustainability Division

5.0 Submission prepared by

Margaret Barrett, Program Outcome Manager Subtropical City & Biodiversity

6.0 Date

30 May 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?

NA

9.0 Recommended for public release

Immediate release

10.0 Recommendation

That the E&C approves the draft Federal Court of Australia Minute of Consent Order as outlined in Attachment "B"

11.0  
Divisional Manager



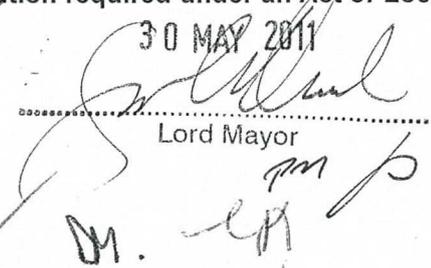
Andrew Chesterman  
DIVISIONAL MANAGER  
CITY PLANNING & SUSTAINABILITY DIVISION

I Recommend Accordingly

CHIEF EXECUTIVE OFFICER

**APPROVED**

30 MAY 2011



Lord Mayor

Chairman

Support /  Reject the recommendation.  
If reject, please state reasons.



Peter Matic  
CHAIRMAN ENVIRONMENT PARKS &  
SUSTAINABILITY COMMITTEE

## 12.0 Background

In December 1994, the Quandamooka Lands Council Aboriginal Corporation (QLC) filed an application with the Federal Court of Australia for a determination of native title over an area of land and water as outlined in the Quandamooka application, (attachment B). A copy of the claim area map is shown in attachment C.

In September 1995, the Federal Court accepted the Quandamooka application and referred the matter to the National Native Title Tribunal (NNTT) to assist the parties through a structured mediation process.

In December 1995, Brisbane City Council (Council) applied to become a party (respondent) to the Application on the basis that part of the claim area included lands that formed part of the local authority area for the City of Brisbane namely, to the low water mark on Moreton Island. Council has certain interests over the beaches affected by the claim. These interests include *inter alia*:-

- access by Barge Transport and private craft to the foreshore areas;
- use of the foreshore areas by the residents and visitors to the Island;
- maintenance of State Emergency Services functions on the Island; and
- control and management of foreshore areas in accordance with an Environmental Management Plan.

In addition, Council also carries out various works on Moreton Island that includes:-

- Road maintenance;
- Building and Town Planning Compliance;
- Waste Management; and
- The mobile Library Service.

In December 1998, Council and QLC executed an Accord that was intended as a gesture of recognition and goodwill between the parties and a basis for any future agreements.

Since 1998, Council has participated in various mediations conducted by the NNTT and attended Federal Court proceedings. However, Council's participation has been in the context of ensuring that Council's interests are protected and overseeing the proceedings rather than opposing the Quandamooka application. In essence, the claim area essentially covers Stradbroke Island (which falls under the jurisdiction of Redland Regional Council) and the foreshores at the southern end of Moreton Island (part of Council).

Under auspices of the NNTT, a mediation program was agreed by the parties and endorsed by the Federal Court. As a result, the parties to the claim have been working towards finalising the terms for a consent determination and now these negotiations are drawing to an end. It is expected that the Federal Court will issue a consent determination on 4 July 2011.

As such, Deputy President Sosso of NNTT, has recently written to Council advising that he is required to report to the Federal Court by 31 May 2011 with regard to the status of negotiations and to inform the Court whether the particular parties will be consenting to the determination. A copy of the letter and the draft Consent Order is outlined in attachment B. Further, the Deputy President has requested that Council inform him no later than 30 May 2011 whether Council will consent to the determination.

The draft Order sets out the basis for a consent determination by the Court. Essentially, the order outlines:-

- where native title exists within the claim area;
- where native title does not exist within the claim area;
- the areas within the claim area which the Quandamooka People have the right to possess, occupy, use and enjoy to the exclusion of all others; and
- the areas within the claim area where the Quandamooka People have various non-exclusive rights.

In considering the draft order, it is important to note that the majority of the order items do not apply to Council. Council's interest falls within the non-exclusive area identified in Schedule 6 being the land and waters below the high water mark on Moreton Island. Further, Council's interest is covered by the non-exclusive rights identified in Item 4(c) and Item 9 and are recorded in Schedule 7 at Item 14.

It is therefore recommended that E&C approves the draft Federal Court of Australia Minute of Consent Order as outlined in Attachment "B".

**List of Attachments:**

- Attachment A - Summary
- Attachment B – Letter from NNTT and consent order
- Attachment C – Map of Quandamooka claim area

**13.0 Consultation**

- Councillor Peter Matic Chairman Environment Parks & Sustainability Committee (23/05/2011)
- Councillor Geraldine Knapp Chairman Families and Community Services Committee (20/05/2011)
- Craig Silva Solicitor, Brisbane City Legal Practice (18/05/2011)
- Kelly McKellar-Nathan Senior Program Officer Indigenous Aspirations (19/05/2011)
- Craig Stevens Manager Marketing & Communication

All are in agreement with the recommendation.

**14.0 Implications of proposal**

Council's involvement in this matter is minimal given that the claim area only covers Council's local government area between the high water mark and the low water mark on the southern end of Moreton Island. The claim does not cover the Island's land as such. Consenting to the determination will not impact on Council's role as the local government authority for Moreton Island nor will the consent impact on Council's rights and interests in the area. Further, consenting to the determination will maintain the goodwill between Council and the Quandamooka people.

Other respondents, including but not limited to, the Commonwealth of Australia, the State of Queensland, Redlands City Council, Stradbroke Ferries Limited and Stradbroke Rutile Pty Ltd have indicated their support for the consent determination order. If Council decides not to provide its consent then the Council may be required to defend its position at the Federal Court hearing that has been set down for 4 July 2011.

**15.0 Commercial in confidence**

NA

**16.0 Vision/Corporate Plan impact**

The draft Federal Court of Australia Minute of Consent contributes to achieving the 2026 Vision and is aligned with Council's Indigenous Aspirations Strategy.

**17.0 Customer impact**

Consenting to the determination will not impact on Council's role as the local government authority for Moreton Island nor will the consent impact on Council's rights and interests in the area. Further, consenting to the determination will maintain the goodwill between the Council and the Quandamooka people.

**18.0 Environmental impact**

Nil

#### 19.0 Policy impact

The Indigenous Aspirations Strategy builds on Council's commitment to creating a world class city that values its history and looks to its future with equal passion. Council recognises and respects the specific role Traditional Owners play in the city and their unique relationships with the land and water.

The draft Federal Court of Australia Minute of Consent corresponds with the Indigenous Aspirations Strategy and more importantly, meets Council's legal and social obligations with regards to native title.

#### 20.0 Financial impact

Nil

#### 21.0 Human resource impact

Nil

#### 22.0 Urgency

Urgent. The Deputy President has requested that Council inform him no later than 30 May 2011 whether the Council will consent to the determination.

#### 23.0 Publicity/marketing strategy

At the direction of the Chairman Environment Parks & Sustainability

#### 24.0 Options

*Option 1:* That E&C approves the draft Federal Court of Australia Minute of Consent Order

*Option 2:* That E&C not approve the draft Federal Court of Australia Minute of Consent Order and provide direction

*Option 3:* That E&C reserves Council's consent

**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**

88156

**2.0 Title**

Appointment of Divisional Manager, Organisational Services

**3.0 Issue/purpose**

To propose the direct appointment of Greg Evans, Chief Financial Officer, currently relieving as Chief Operating Officer, as Divisional Manager, Organisational Services

**4.0 Proponent**

Colin Jensen, Chief Executive Officer

**5.0 Submission prepared by**

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

**6.0 Date**

24 May 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

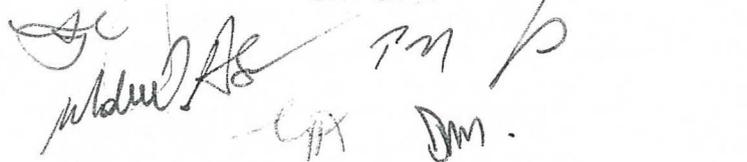
**10.0 Recommendation**

That Establishment and Coordination Committee approve the direct appointment of Greg Evans as Divisional Manager, Organisational Services, on an Executive Services Contract, with total remuneration in accordance with the assessed job value for the role.

**11.0**  
Chief Executive Officer

  
Colin Jensen  
Chief Executive Officer

APPROVED

  
24 MAY 2011  


## 12.0 Background

On 19 May 2009, Establishment and Coordination Committee approved the appointment of Greg Evans as Chief Financial Officer following a full merit based assessment process. Of the final three candidates for this role, Greg Evans was a highly recommended candidate in a field of three very competent final candidates.

Since his appointment, Greg Evans has performed creditably in the role of Chief Financial Officer having now assisted the Administration in the preparation of two budgets and having managed the financial affairs of Brisbane City Council during a time of very high complexity following the 2011 Brisbane River Flooding event, the Global Financial Crisis and the impact of Council's Credit Rating Review.

Since 9 February 2011, Greg has also acted in the role of Acting Chief Operating Officer taking responsibility for all aspects of Corporate Services, and more recently Organisational Services, and key aspects of Council's Transformational agenda, including the Support Services Project, the realignment of the BaSE Project and funding strategies to recover funds from the Federal Government under the Natural Disaster, Response and Recovery Arrangements.

Consideration has been given to the other internal candidates who might possibly be interested in lodging an expression of interest in the role of Divisional Manager, Organisational Services. Discussions have occurred with all concerned who have either indicated that Greg Evans is a colleague who has performed well in his Corporate and Organisational Services roles and they would support his appointment to the position, or that they would not compete for the appointment against him.

It is recommended that Establishment and Coordination Committee approve the direct appointment of Greg Evans as Divisional Manager, Organisational Services, on an Executive Services Contract, with total remuneration in accordance with the assessed job value for the role.

## 13.0 Consultation

- Peter Rule, Executive Manager, Office of the Chief Executive Officer

## 14.0 Implications of proposal

Direct appointment of Greg Evans to this role will allow Council to rapidly consolidate key management appointments in Council's new organisational structure.

## 15.0 Commercial in confidence

No

## 16.0 Vision/Corporate Plan impact

N/A

## 17.0 Customer impact

N/A

## 18.0 Environmental impact

N/A

## 19.0 Policy impact

N/A

## 20.0 Financial impact

N/A

**21.0 Human resource impact**

N/A

**22.0 Urgency**

An early decision will assist the speed of Council structural realignment.

**23.0 Publicity/marketing strategy**

At discretion of Lord Mayor

**24.0 Options**

*Option 1: To approve the recommendation*

*Option 2: To 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**

99-49554(A1)

**2.0 Title**

Appointment of Chief Financial Officer and Renewal of Executive Service Contract

**3.0 Issue/purpose**

To propose the direct appointment of Paul Oberle, Commercial Manager, Brisbane City Works, currently Acting Chief Financial Officer, as Chief Financial Officer, Organisational Services and to approve the renewal of his Contract of Employment for (3) three years..

**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**

25 May 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

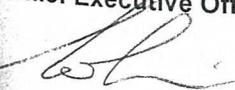
**10.0 Recommendation**

That Establishment and Coordination Committee approve:

- (a) the direct appointment of Paul Oberle as Chief Finance Officer, Organisational Services, on an Executive Services Contract, with total remuneration in accordance with the assessed job value of the role; and
- (b) the extension of his Contract of Employment for a further (3) three years.

**11.0**

Chief Executive Officer



Colin Jensen  
Chief Executive Officer

**APPROVED**

30 MAY 2011



BCC 10 YEAR RELEASE SCHEME

## 12.0 Background

Paul Oberle was first employed by Brisbane City Council as Chief Financial Officer, Brisbane Water on 12 October 1998. His role was subsequently redesignated Manager, Corporate Services, Brisbane Water in 2003. He undertook an overseas placement with Brisbane City Enterprises as a Financial Management Specialist, for the Nairobi, Kenya Water Board from 14 November 2005 followed by a short career break.

On return to Council in 2008 Paul was allocated to work as Manager, Corporate Regional Water Reform Project with the South East Queensland Council of Mayors. On completion of the project Paul returned to Council and was placed in the role of Commercial Manager, Brisbane City Works. From 28 February 2011 Paul was placed as Acting Chief Financial Officer, Corporate Services Division and he remains acting in this role.

Paul has performed to a high level of achievement across all roles in which he has been placed. In particular he has recently demonstrated a capacity to contribute strongly in the role of Acting Chief Financial Officer in the development of Council's 2011/2012 FY Budget.

There are no other likely internal contenders for the role of Chief Financial Officer. Given the significant financial issues facing Council in implementing the Support Services Branch, on 1 July 2011, the financial impacts on Council following the recent Credit Rating Review and the 2011 Brisbane River Flooding event, there is a need for continuity of personnel and effort in this key finance role.

It is proposed that Paul Oberle be direct appointed to the role of Chief Financial Officer, Organisational Services.

Further, Paul Oberle's Contract of Employment is due to expire on 11 October 2011. Hence, it is also proposed to extend his Contract of Employment for a further (3) three years.

It is recommended that Establishment and Coordination Committee approve:

- (a) the direct appointment of Paul Oberle as Chief Finance Officer, Organisational Services, on an Executive Services Contract, with total remuneration in accordance with the assessed job value of the role; and
- (b) the extension his Contract of Employment for a further (3) three years.

## 13.0 Consultation

- Greg Evans, Acting Chief Operating Officer
- Peter Rule, Executive Manager, Office of the Chief executive

All are in agreement with the recommendation.

## 14.0 Implications of proposal

Direct appointment of Paul Oberle to this role will allow Council to consolidate key appointments in Council's new management structure.

## 15.0 Commercial in confidence

No

## 16.0 Vision/Corporate Plan impact

N/A

## 17.0 Customer impact

N/A

## 18.0 Environmental impact

N/A

19.0 Policy impact

N/A

20.0 Financial impact

N/A

21.0 Human resource impact

N/A

22.0 Urgency

N/A

23.0 Publicity/marketing strategy

At discretion of Lord Mayor

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