

E&C FORMAL SUBMISSIONS RESULTS 3 DECEMBER 2012

SUBMISSION NUMBER	FILE NUMBERS	DIVISION	TITLE	RESULT	RECOMMENDATION FOR PUBLIC RELEASE
03/12-01 M	137/800/1121/665 112/445/444/358	Brisbane Lifestyle	Museum of Brisbane Pty Ltd Lease Agreement for City Hall	Approved	Immediate Release
03/12-02 M	137/800/1121/661 106/335/1004/77	Brisbane Lifestyle	Festival Funding Contract for Brisbane Kite Festival	Approved	Immediate Release
03/12-03 M	137/800/1121/674 112/445/444/359	Brisbane Lifestyle	Australian Red Cross Society Lease Agreement for City Hall	Approved	Immediate Release
03/12-04 M	137/800/1121/675 112/445/444/357	Brisbane Lifestyle	50+ Activity Centre License to Operate Agreement for City Hall spaces	Approved	Immediate Release
03/12-05 M	137/800/1121/699	CPAS	Submission to Commonwealth Government on 2013-2014 Skilled Migration Program	Approved	Immediate Release
03/12-06 M	137/800/1121/520 112/265/439/164	Organisational Services	Asset Optimisation – Surplus Property Disposal	Approved	26 May 2013
03/12-07 M	137/800/1121/697	Organisational Services	Consultancies approved through the Oversight of Consultancies Special Committee (OCSC) Report April 2012 – September 2012	Approved	Not for release
03/12-08 M	137/800/1121/667	CPAS	Acquisition of land for sports park purposes at 330 and 396 Bowhill Road, Willawong	Approved	26 November 2013

E&C FORMAL SUBMISSIONS RESULTS 3 DECEMBER 2012

SUBMISSION NUMBER	FILE NUMBERS	DIVISION	TITLE	RESULT	RECOMMENDATION FOR PUBLIC RELEASE
03/12-09 M	137/800/1121/704 109/800/286/171	OLMCEO	Stores Board Submission – Building and Fire Engineering Certifier for the City Hall Restoration Project	Approved	Immediate Release
03/12-10 M	137/800/1121/705 1165/830/179/69	OLMCEO	Stores Board Submission – Significant Contracting Plan for the Supply and Deliver of Shelf Ready Library Materials	Approved	Immediate Release
03/12-11 M	137/800/1121/711 165/210/179/565	OLMCEO	Stores Board Submission – Significant Contracting Plan – Frew Park, Milton	Approved	Immediate Release
03/12-12 R	109/695/586/2	OLMCEO	Contracts and Tendering – Report to Council of Contracts accepted by Delegates for October 2012	Approved	Not Applicable
03/12-13 M	137/800/1121/691	Organisational Services	Regional Development Australia Fund (RDAF) – Round Four	Approved	Immediate Release
03/12-14 M	137/800/1121/677	OLMCEO	Renewal of Executive Service Contract – Shane MacLeod	Approved	Not for release

Present: Lord Mayor Graham Quirk, A Schrunner, K Adams, M Bourke, A Cooper, D McLachlan, P Matic & 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

137/800/1121/665

Relevant subject matter files

112/445/444/358

2.0 Title

Museum of Brisbane Pty Ltd Lease Agreement for City Hall

3.0 Issue/purpose

To seek E&C approval to enter into a community lease agreement with Museum of Brisbane Pty Ltd in City Hall.

4.0 Proponent

Paul Salvati, Divisional Manager, Brisbane Lifestyle

5.0 Submission prepared by

Stuart Pickering, Program Director, City Hall Restoration Project, Brisbane Infrastructure (ext. 34307)

6.0 Date

03 DEC 2012

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

APPROVED

9.0 Recommended for public release

Immediate release

- 3 DEC 2012

10.0 Recommendation

That E&C approve entering into a community lease agreement with the Museum of Brisbane Pty Ltd under the terms and conditions set out in Attachment B subject to the final negotiated terms and conditions being acceptable to the Manager, Community Lifestyle and the Chief Legal Counsel.

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

11.0
Divisional Manager

Chairman

I Support / Reject the recommendation.

If reject, please state reasons.

K Adams

Paul Salvati
DIVISIONAL MANAGER
BRISBANE LIFESTYLE

Councillor Krista Adams
CHAIRMAN
BRISBANE LIFESTYLE COMMITTEE

I Recommend Accordingly

.....
CHIEF EXECUTIVE OFFICER

BC 10 YEAR PUBLIC RELEASE SCHEME CONFIDENTIAL

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12.0 Background

On 1 November 2012 Museum of Brisbane operations transitioned out of Brisbane City Council and to Museum of Brisbane Pty Ltd (the Company). The Company is a wholly-owned company of Council.

The lease agreement will establish tenant and landlord responsibilities and rights. As the Company is a separate entity, an official lease arrangement needs to be formalised for the spaces that the company will occupy in City Hall.

Prior to the closure of City Hall, the Museum occupied substantial floor space on the ground floor and in the basement of the building. As a result of the restoration, the Museum will be moving into modern, purpose built exhibition spaces and will also occupy a slightly larger area. Prior to restoration, the floor area was 1753m² excluding storage and after the restoration it will increase to 1818m².

On 20 September 2012, Colliers International provided market appraisal for the leasing of the Museum spaces. The appraisal estimated the base rental to be between redacted /m²/annum excluding GST, any outgoings and leasing incentives (Attachment C).

It is proposed that the base rental be redacted/m² per annum, which equates to \$ redacted per annum. To provide the Company with certainty, it is proposed that a five-year lease will be entered into with no increase in rent. The funding agreement between Council and the Museum will ensure that the necessary budget will be allocated to the Museum to cover these costs. This arrangement will ensure transparency between Council and the Company.

Outgoings such as electricity and water will be the responsibilities of the Company. Details of the proposed terms of lease are provided in Attachment B.

E&C approval is now sought to enter into a community lease agreement with the Museum of Brisbane Pty Ltd under the terms and conditions set out in Attachment B subject to the final negotiated terms and conditions being acceptable to the Manager, Community Lifestyle and the Chief Legal Counsel

List of attachments:

- Attachment A: E&C Release Statement
- Attachment B: Terms of Lease Agreement for Museum of Brisbane
- Attachment C: Museum of Brisbane lease appraisal by Colliers International

13.0 Consultation

- Craig Silva, Solicitor, Brisbane City Legal Practice – 17 September 2012
- Kent Stroud, Branch Manager, Community Lifestyle – 15 October 2012
- Lorraine Gregory, Manager, Manager Healthy And Vibrant Communities – 22 October 2012
- Pauline Davis, Commercial Leasing Manager, Asset Management – 6 September 2012
- Glenn Gomez, Manager, Asset Portfolio Management, Asset Management, Brisbane Infrastructure – 06 November 2012
- Greg Swain, Corporate Communication Manager, Corporate Communication – 06 November 2012

All are in agreement with the recommendation.

14.0 Implications of proposal

Secure a five-year tenure for Museum of Brisbane Pty Ltd in City Hall.

15.0 Commercial in confidence

No

16.0 Vision/Corporate Plan impact

The submission is consistent with the Corporate Vision Theme of "Vibrant and Creative City".

The proposal is consistent with the Organisation 2014 Strategy of Serving Brisbane through Customer Focus.

17.0 Customer impact

Approval to enter into a community lease agreements with Museum of Brisbane Pty Ltd will allow the tenant to re-establish their long term operations in City Hall thus providing a broad range of opportunities for the public to participate in arts, cultural and community focused programs.

18.0 Environmental impact

Nil

19.0 Policy impact

Nil

20.0 Financial impact

Commercial rental of \$636,000 per annum will be charged however the amount is offset by the grant of \$636,000.

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: 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 PUBLIC INFORMATION SCHEME
10 YEAR RELEASE

SUBMISSION TO THE ESTABLISHMENT AND COORDINATION COMMITTEE

1.0 File number

137/800/1121/661

Relevant subject matter files

106/335/1004/77

2.0 Title

Festival funding contract for Brisbane Kite Festival

3.0 Issue/purpose

To seek E&C approval to

1. Rescind the decision made on 5 September 2011 in relation to the Rotary Club of Carindale being funded \$10,000 per year for a period of three years to deliver the Brisbane Kite Festival; and
2. Fund the Rotary Club of Port of Brisbane \$10,000 for one year to deliver the Brisbane Kite Festival.

4.0 Proponent

Paul Salvati, Divisional Manager, Brisbane Lifestyle

5.0 Submission prepared by

Neville Wilmott, Program and Business Services Manager, ext 35807

APPROVED

- 3 DEC 2012

6.0 Date

0 3 DEC 2012

[Handwritten signature]
 Lord Mayor
AS TS pm KA p
[Handwritten initials]

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:

1. Rescind the decision made on 5 September 2011 in relation to the Rotary Club of Carindale being funded \$10,000 per year for a period of three years to deliver the Brisbane Kite Festival; and
2. Fund the Rotary Club of Port of Brisbane \$10,000 for one year to deliver the Brisbane Kite Festival.

11.0 DIVISIONAL MANAGER

[Handwritten signature of Paul Salvati]

**Paul Salvati
DIVISIONAL MANAGER
BRISBANE LIFESTYLE**

CHAIRMAN

I Support / ~~Reject~~ the recommendation.

If reject, please state reasons.

K Adams

Councillor Krista Adams

CHAIRMAN

BRISBANE LIFESTYLE COMMITTEE

I Recommend Accordingly

[Handwritten signature]
.....
CHIEF EXECUTIVE OFFICER

10 YEAR RELEASE SCHEME

12.0 Background

On 5 September 2011, E&C approved new funding agreements for City-wide and Community Festivals. Various organisations were endorsed for two year festival contracts for the 2011/2012 and 2012/2013 financial years with an optional one year extension in the 2013/2014 financial year pending successful evaluation of the festival.

The Brisbane Kite Festival was approved for this funding. The event was initially held under the lead of the Rotary Club of Carindale who was the original entity who received festival funding in the previous submission. However, the Rotary Club of Carindale has requested that responsibility be moved to the Rotary Club of the Port of Brisbane.

The Rotary Club of Port of Brisbane has traditionally run the Brisbane Kite Festival with the assistance from the Rotary Clubs of Balmoral, Carindale, and Moreton Bay. At the time of drafting the contract, advice was provided to Council that the single entity accepting financial responsibility for the festival would be the Rotary Club of Carindale. Two years have lapsed and the Rotary Club of Port of Brisbane is now the primary entity for the festival and have sought to accept financial responsibility for the final term of the contract.

E&C approval is now sought:

1. Rescind the decision made on 5 September 2011 in relation to the Rotary Club of Carindale being funded to deliver the Brisbane Kite Festival \$10, 000 per year for a period of 3 years; and
2. Fund the Rotary Club of Port of Brisbane \$10,000 for a one year to deliver the Brisbane Kite Festival.

13.0 Consultation

- Kent Stroud, Manager, Community Lifestyle
- Lorraine Gregory, Manager, Healthy and Vibrant Communities, Community Lifestyle
- Greg Swain, Corporate Communication Manager, Corporate Communication

All are in agreement with the recommendation.

14.0 Implications of proposal

To deliver certainty to festival organisers that, the funded festival will proceed in the 2012/13 and 2013/14 financial years.

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*. It also incorporates the following themes 'Friendly, Safe City' and 'Regional and World City'.

It will deliver the following City-wide outcomes of the 2012/13 – 2016/17 Corporate Plan of an 'Outstanding city profile', 'Inclusive, caring communities', 'Connected and engaged Communities', 'Healthy economy' and 'Learning and informed communities'.

17.0 Customer impact

Approval of this recommendation allows the funded organisation to proceed with the planning and production of their festival program.

18.0 Environmental impact

Nil

19.0 Policy impact

Nil

20.0 Financial impact

Funding is available in the allocation for Recurrent Operations Contracts for 2013-2014, under Service 5.1.1.1 Festivals and Events.

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: 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 PUBLIC INFORMATION SCHEME
10 YEAR RELEASE
CONFIDENTIAL

SUBMISSION TO THE ESTABLISHMENT AND COORDINATION COMMITTEE

1.0 Primary file number

137/800/1121/674

Relevant subject matter files

112/445/444/359

2.0 Title

Australian Red Cross Society Lease Agreement for City Hall

3.0 Issue/purpose

To seek E&C approval to enter into a community lease agreement with Australian Red Cross Society.

4.0 Proponent

Paul Salvati, Divisional Manager, Brisbane Lifestyle

5.0 Submission prepared by

Stuart Pickering, Program Director, City Hall Restoration Project, Brisbane Infrastructure (ext. 34307)

6.0 Date

03 DEC 2012

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

APPROVED

9.0 Recommended for public release

Immediate release

3 DEC 2012

[Handwritten signatures]
Lord Mayor

10.0 Recommendation

That E&C approve entering into a community lease agreement with the Australian Red Cross Society under the terms and conditions set out in Attachment B subject to the final negotiated terms and conditions being acceptable to the Manager, Community Lifestyle and the Chief Legal Counsel.

11.0

Divisional Manager

[Handwritten signature of Paul Salvati]

Chairman

I Support / ~~Reject~~ the recommendation.

If reject, please state reasons.

[Handwritten signature: K Adams]

Paul Salvati
DIVISIONAL MANAGER
BRISBANE LIFESTYLE

Councillor Krista Adams
CHAIRMAN
BRISBANE LIFESTYLE COMMITTEE

I Recommend Accordingly

[Handwritten signature]
CHIEF EXECUTIVE OFFICER

12.0 Background

Prior to the closure of City Hall on 31 December 2009, the Australian Red Cross Society had a well-established, long term operation in the basement of the building. Their establishment had two main areas of operations:

Red Cross Cafe

The café, in partnership with Council and other stakeholders, operated as a social enterprise café and hospitality training facility for marginalised people. It also provided limited off-site catering services. The café premises also had access to shower facilities that were provided during hours of operation.

Red Cross Night Cafe

Two nights per week, or in line with funding provided by Council and other partners, Red Cross delivered community support services to young people by providing:

- a safe place as a respite from street dwelling
- a nutritious meal
- positive engagement with youth worker and service providers in a safe, non-threatening environment
- access to shower facilities during these nights
- access to service providers and provision of referral information

The closure of City Hall forced the relocation of the Red Cross Cafe to an alternative location on a temporary basis. Their lease at the time covered a five-year period between 8 September 2008 and 30 April 2013. Although they surrendered their lease agreement, Council gave its commitment to the Australian Red Cross Society that their original premises in City Hall will be made available to them upon the reopening of the building. The Australian Red Cross Society has been part of the design process and provided input into the final finishes of their dedicated areas. Their premises will be ready for occupation as of 1 February 2013.

The return of the Red Cross Café to City Hall will allow the organisation to re-establish its operations and expand their services which deliver key benefits to the community in a central CBD location in partnership with Council.

E&C approval is now sought to enter into a community lease agreement with the Australian Red Cross Society under the terms and conditions set out in Attachment B subject to the final negotiated terms and conditions being acceptable to the Manager, Community Lifestyle and the Chief Legal Counsel.

List of attachments:

- Attachment A: E&C Release Statement
- Attachment B: Terms of Lease Agreement for Australian Red Cross Society

13.0 Consultation

- Craig Silva, Solicitor, Brisbane City Legal Practice – 17 September 2012
- Kent Stroud, Branch Manager, Community Lifestyle – 15 October 2012
- Lorraine Gregory, Manager, Healthy And Vibrant Communities – 22 October 2012
- Pauline Davis, Commercial Leasing Manager, Asset Management – 6 September 2012
- Glenn Gomez, Manager, Asset Portfolio Management, Asset Management, Brisbane Infrastructure – 06 November 2012
- Greg Swain, Corporate Communication Manager, Corporate Communication – 06 November 2012

All are in agreement with the recommendation.

14.0 Implications of proposal

Secure a five-year tenure for the Australian Red Cross Society in City Hall.

15.0 Commercial in confidence

No

16.0 Vision/Corporate Plan impact

The submission is consistent with the Corporate Vision Theme of 'Safe Communities', 'Inclusive and caring communities' and 'Connected and engaged communities'.

The proposal is consistent with the Organisation 2014 Strategy of Serving Brisbane through Customer Focus.

17.0 Customer impact

Approval to proceed to enter into a community lease agreement with the Australian Red Cross Society will allow the tenant to re-establish their long-term operations in City Hall. This establishment will provide subsidised retail café and catering services to the community.

18.0 Environmental impact

Nil

19.0 Policy impact

Nil

20.0 Financial impact

Annual lease revenue from Red Cross will be \$1.00 plus \$4.00 for outgoings. Actual costs for utilities will be covered in the City Hall operational budget under Program 5.6 – City Icons.

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: 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 Primary file number

137/800/1121/675

Relevant subject matter files

112/445/444/357

2.0 Title

50+ Activity Centre License to Operate Agreement for City Hall spaces

3.0 Issue/purpose

To seek E&C approval to enter into a License to Operate Agreement for City Hall Spaces with the 50+ Activity Centre.

4.0 Proponent

Paul Salvati, Divisional Manager, Brisbane Lifestyle

5.0 Submission prepared by

Stuart Pickering, Program Director, City Hall Restoration Project, Brisbane Infrastructure (ext. 34307)

6.0 Date

03 DEC 2012

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

APPROVED

9.0 Recommended for public release

Immediate release

- 3 DEC 2012

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

10.0 Recommendation

That E&C approve entering into a License to Operate Agreement with the 50+ Activity Centre under the terms and conditions set out in Attachment B subject to the final negotiated terms and conditions being acceptable to the Manager, Community Lifestyle and the Chief Legal Counsel.

11.0

Divisional Manager

[Signature]

Paul Salvati
DIVISIONAL MANAGER
BRISBANE LIFESTYLE

Chairman

I Support / Reject the recommendation.

If reject, please state reasons.

K Adams

Councillor Krista Adams
CHAIRMAN
BRISBANE LIFESTYLE COMMITTEE

I Recommend Accordingly

[Signature]
.....
CHIEF EXECUTIVE OFFICER

12.0 Background

The Brisbane Pensioners Clubrooms started on 16 December 1965 in Rya House later moving into to Daniell House. In March 1973, the then Lord Mayor Clem Jones, approved for the group to move its operations into City Hall. The new clubrooms in City Hall included a card room, reading and chess room, TV, handicraft room, large concert room, office, store, kitchen, servery and toilets.

In 2002, the group had to relocate from City Hall due to safety concerns on the roof and large scale building renovations to the YWCA at 147 Wharf Street, Brisbane City. The group temporarily returned to City Hall in February 2006 facilitated by the then Lord Mayor Campbell Newman. The group remained in the newly refurbished quarters in the Sherwood room until the closure of City Hall for major restoration works on 31 December 2009. Since then the group has been located on level 3 at 157 Ann Street. Council has given its undertaking that the refurbished City Hall will again provide a home for the club. Functional and architectural design works have created purpose built, modern and spacious rooms for members of 50+ Activity Centre. The City Hall operations budget covers the outgoing costs of the Centre.

By operating the 50+ Activity Centre, Council delivers on its core community service objectives and actively engages seniors under its Seniors Strategy 2012-2017.

E&C approval is now sought to enter into a License to Operate Agreement with the 50+ Activity Centre generally under the terms and conditions set out in Attachment B subject to the final negotiated terms and conditions being acceptable to the Manager, Community Lifestyle and the Chief Legal Counsel.

List of attachments:

- Attachment A: E&C Release Summary
- Attachment B: Terms of License to Operate Agreement for 50+ Activity Centre

13.0 Consultation

- Craig Silva, Solicitor, Brisbane City Legal Practice – 17 September 2012
- Kent Stroud, Branch Manager, Community Lifestyle – 15 October 2012
- Lorraine Gregory, Manager, Manager Healthy And Vibrant Communities – 22 October 2012
- Pauline Davis, Commercial Leasing Manager, Asset Management – 6 September 2012
- Glenn Gomez, Manager, Asset Portfolio Management, Asset Management, Brisbane Infrastructure – 06 November 2012
- Greg Swain, Corporate Communication Manager, Corporate Communication – 06 November 2012

All are in agreement with the recommendation.

14.0 Implications of proposal

Secure a five-year tenure for the 50+ Activity Centre in City Hall.

15.0 Commercial in confidence

No

16.0 Vision/Corporate Plan impact

The submission is consistent with the Corporate Vision Theme of *'Inclusive and caring communities'* and *'Connected and engaged communities'*.

The proposal is consistent with the Organisation 2014 Strategy of Serving Brisbane through Customer Focus.

17.0 Customer impact

Approval to proceed to enter into a license to operate agreement with 50+ Activity Centre will allow the tenant to re-establish their long-term operations in City Hall. The club will provide regular classes, activities and opportunities for social engagements for its members.

18.0 Environmental impact

Nil

19.0 Policy impact

Nil

20.0 Financial impact

Funds for outgoings for areas occupied by the 50+ Activity Centre will be made available in the City Hall operations budget under Program 5.6 – City Icons.

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: 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 PUBLIC INFORMATION SCHEME
10 YEAR RELEASE
CONFIDENCE

SUBMISSION TO THE ESTABLISHMENT AND COORDINATION COMMITTEE

1.0 Primary file number

137/800/1121/699

Related subject matter files

Nil.

2.0 Title

Submission to Commonwealth Government on 2013-2014 Skilled Migration Program

2.0 Issue/purpose

To seek E&C approval to send comments to the Federal Department of Immigration and Citizenship on the 2013-14 Skilled Migration Program.

4.0 Proponent

Vicki Pethybridge, Divisional Manager, City Planning and Sustainability.

5.0 Submission prepared by

John Cowie, Economic Development Manager, City Planning and Economic Development, x34794.

6.0 Date

03 DEC 2012

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 "Attachment B" to be forwarded electronically to the Department of Immigration and Citizenship as Council's submission on the 2013-2014 Skilled Migration Program.

11.0

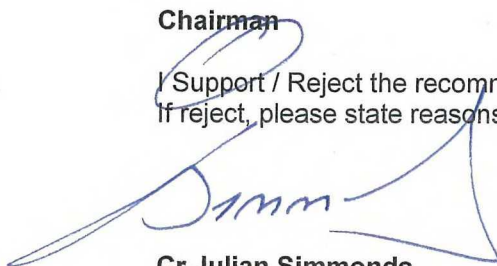
Divisional Manager



**Vicki Pethybridge
DIVISIONAL MANAGER
CITY PLANNING AND SUSTAINABILITY**

Chairman

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



**Cr Julian Simmonds
CHAIRMAN
FINANCE, ECONOMIC DEVELOPMENT
AND ADMINISTRATION COMMITTEE**

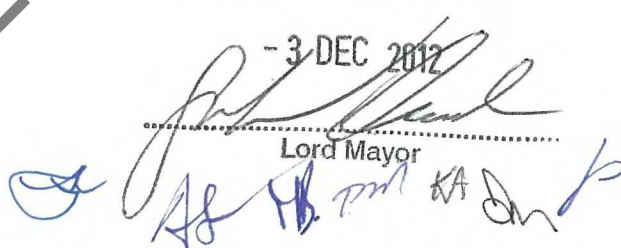
I Recommend Accordingly


CHIEF EXECUTIVE OFFICER

APPROVED

- 3 DEC 2012

Lord Mayor



BC SUBPUBLICATIONS SCHEME
10 YEAR RELEASE

12.0 Background

The Australian Government Department of Immigration and Citizenship (DIAC) undertake annual consultations on the composition and size of its Migration Program for the next financial year. Mishka Foster represented Council at the most recent consultations on the Skilled Migration 'stream' of the Migration Program on 9 November 2012.

The total number of places available in the Migration Program for the current financial year is 190,000 with 68% of the total in the Skilled Migration stream. For 2013-2014, DIAC is proposing the same total number of places and the same proportion for the Skilled Migration stream and is seeking feedback on whether this is sufficient to meet the requirements of the Brisbane labour market.

Recent analysis of the 2011 Census and the Regional Development Australia (Brisbane) commissioned report 'Skill Shortages in the Greater Brisbane Labour Market' (Synergy, 2014) demonstrate that Brisbane requires more skilled migrants than it receives and that Brisbane will have acute skills shortages in experienced Managers and Professionals over the next decade to 2021.

Skills shortages were identified in the 'Brisbane's Unique Windows of Opportunity' report and this submission implements a commitment in the 'Brisbane Economic Development Plan 2012-2031'. The Queensland Government previously restricted most skilled migrants from settling in South East Queensland but regional restrictions on inward migration have recently been rescinded and no longer present a major obstacle to inward migration.

"Attachment B" contains the body of Council's proposed submission to the Federal Government and includes links to the evidence used to support the position being advanced.

It is therefore recommended that E&C approve "Attachment B" to be forwarded electronically to the Department of Immigration and Citizenship as Council's submission on the on the 2013-2014 Skilled Migration Program.

Attachments:

- Attachment A - E&C Decision Summary
- Attachment B - Council's submission on the on the 2013-2014 Skilled Migration Program

13.0 Consultation

- Steve Crevillen, Workforce Planning Consultant, Organisational Services, 20 Nov 2012.
- David Askern, Chief Legal Counsel, 20 Nov 2012.
- Greg Swain, Communication Manager, Corporate Communication, 20 Nov 2012.

All are in agreement with the recommendation.

14.0 Implications of proposal

None.

15.0 Commercial in confidence

No.

16.0 Vision/Corporate Plan impact

This submission addresses Council's Living in Brisbane 2026 vision of building a strong and prosperous economy. It also implements a priority action under the Brisbane Economic Development Plan 2012-2031 relating to attracting and retaining skilled workers.

17.0 Customer impact

This action benefits the businesses of Brisbane.

18.0 Environmental impact

None.

19.0 Policy impact

Implementation of the Brisbane Economic Development Plan 2012-2031.

20.0 Financial impact

N/A.

21.0 Human resource impact

None.

22.0 Urgency

Urgent. This submission is to be provided to the Australian Government by 7 Dec 2012, representing an extension to its original tight deadline.

23.0 Publicity/marketing strategy

N/A.

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.

BCA PUBLIC ACCESS SCHEME
10 YEAR RELEASE

SUBMISSION TO THE ESTABLISHMENT AND COORDINATION COMMITTEE**1.0 Primary file number**

137/800/1121/520

Relevant subject matter files

112/265/439/164

2.0 Title

Asset Optimisation – Surplus Property Disposal

3.0 Issue/purpose

To seek approval to sell Council land at 49 Lawrence Road, Aspley

4.0 Proponent

Sue Rickerby
 A/Divisional Manager
 Organisational Services Division
 Ext: 80093

5.0 Submission prepared by

Richard Butler
 Senior Corporate Property Advisor
 Asset Optimisation
 Organisational Services Division
 Ext: 37222

6.0 Date

03 DEC 2012

APPROVED

03 DEC 2012

Lord Mayor

7.0 For E&C approval or recommendation to Council

For E&C Committee approval

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

No

9.0 Recommended for public release

26 May 2013

BCG PUBLIC RELEASE SCHEME
 10 YEAR RELEASE SCHEME

10.0 Recommendation

It is recommended that the E&C Committee approve:

1. The sale of 49 Lawrence Road, Aspley by either auction or tender, and otherwise on terms and conditions satisfactory to the Project Director, Asset Optimisation or Chief Legal Counsel, Brisbane City Legal Practice;
2. The Project Director, Asset Optimisation to appoint a registered real estate agent for this sale;
3. Reserve price as set out in Attachment B calculated on the basis that such a price is either equal to, greater than or 5% less than the valuation; and
4. In the event that 49 Lawrence Road, Aspley, previously offered for sale by either auction or tender, was not sold then Council may dispose of this property via private treaty on the basis that such a price is either equal to, greater than or 5% less than the valuation of the property.

11.0

Divisional Manager



**Sue Rickerby
A/DIVISIONAL MANAGER
ORGANISATIONAL SERVICES**

Chairman

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



**Councilor Julian Simmonds
CHAIRMAN FINANCE, ECONOMIC
DEVELOPMENT AND ADMINISTRATION
COMMITTEE**

I Recommend Accordingly

.....
CHIEF EXECUTIVE OFFICER

BCC PUBLICATION SCHEME
10 YEAR RELEASE

12.0 Background

The Asset Optimisation Project (AOP), in consultation with relevant areas of Council, has identified 49 Lawrence Road, Aspley as underutilised land surplus to Council requirements and suitable for disposal. 49 Lawrence Road, Aspley is a vacant parcel of land that has a site area of 1,113sqm and a Low Density Residential zoning. This land was not impacted by the flood of January 2011 and has no heritage issues.

The current market value of this property has been assessed at \$370,000 (GST not applicable) on 30 October 2012, by Propell Valuers (see Attachment B).

It is recommended that the E&C Committee approve:

1. The sale of 49 Lawrence Road, Aspley by either auction or tender, and otherwise on terms and conditions satisfactory to the Project Director, Asset Optimisation or Chief Legal Counsel, Brisbane City Legal Practice;
2. The Project Director, Asset Optimisation to appoint a registered real estate agent for this sale;
3. Reserve price as set out in Attachment B, calculated on the basis that such a price is either equal to, greater than or 5% less than the valuation; and
4. In the event that 49 Lawrence Road, Aspley, previously offered for sale by either auction or tender, was not sold then Council may dispose of this property via private treaty on the basis that such a price is either equal to, greater than or 5% less than the valuation of the property.

13.0 Consultation

- David Askern, Chief Legal Counsel, Brisbane City Legal Practice (7 November 2012)
- Karlene Ferguson, Director Asset Optimisation, Organisational Services (7 November 2012)
- Stephen Minns, Finance Coordinator (7 November 2012)
- Greg Swain, Communications Manager, Marketing and Communications (7 November 2012)
- Joe Bannan, Branch Manager, Asset Management (2 June 2011)
- Glenn Gomez, Asset Portfolio Manager, Asset Management (31 January 2012)
- Brad Wilson, Environment Planning & Assets Portfolio Manager, Natural Environment Water & Sustainability (15 February 2012)
- Lachlan Carkeet, Principal Urban Planner, City Planning & Economic Development (18 April 2011)
- Lorraine Gregory, Manager Healthy and Vibrant Communities, Brisbane Lifestyle (20 April 2011)
- Terry Baker, Senior Land Acquisition & Tenure Officer, City Projects Office (20 April 2011)
- Sherry Clarke, Manager, Transport Planning and Strategy (18 May 2011)
- Cyril Godwin, Principal Engineer, Traffic & Transport, Development Assessment (8 April 2011)
- Jenny Rose, Leasing Coordinator, Queensland Urban Utilities (10 January 2012)

All of the above are in agreement with the recommendation.

14.0 Implications of proposal

Nil

15.0 Commercial in confidence

No

16.0 Vision/Corporate Plan impact

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

17.0 Customer impact

Nil

18.0 Environmental impact

Nil

19.0 Policy impact

Nil

20.0 Financial impact

The sale of vacant land listed in Table 1 will realise approximately \$370,000 in revenue in 2012/13. The cost of disposing of this property will be approximately \$14,910 comprising:

- Valuations costs \$660 inc. GST;
- Sales commission will be approximately 2.5% of the sale proceeds e.g. \$9,250 if sold at valuation;
- Advertising costs will be approximately \$4,000; and
- Conveyance costs of \$1,000 based on Brisbane City Legal Practice charges.

The costs of disposal can be covered from current budget.

21.0 Human resource impact

Nil

22.0 Urgency

During the course of normal business

23.0 Publicity/marketing strategy

Nil

24.0 Options

Option 1: Approve the recommendation

Option 2: Not approve the recommendation

Option 1 is the preferred option.

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

BCC PUBLIC RELEASE
10 YEAR RELEASE
PUBLIC INFORMATION SCHEME

SUBMISSION TO THE ESTABLISHMENT AND COORDINATION COMMITTEE

1.0 Primary file number
137/800/1121/697

Related subject matter files
Nil.

2.0 Title
Consultancies approved through the Oversight of Consultancies Special Committee (OCSC) Report April 2012 – September 2012.

3.0 Issue/purpose
To inform the Establishment and Coordination Committee details of Submissions approved through the Oversight of Consultancies Special Committee for the months April 2012 – September 2012.

4.0 Proponent
Michael Byrne, Chief Procurement Officer, Organisational Services Division.

5.0 Submission prepared by
Mark Johnston, Acting Corporate Risk Manager, Organisational Services Division.

6.0 Date
03 DEC 2012

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 E&C approve the report for the consultancies approved through the Oversight of Consultancies Special Committee during the period of April 2012 – September 2012.

11.0

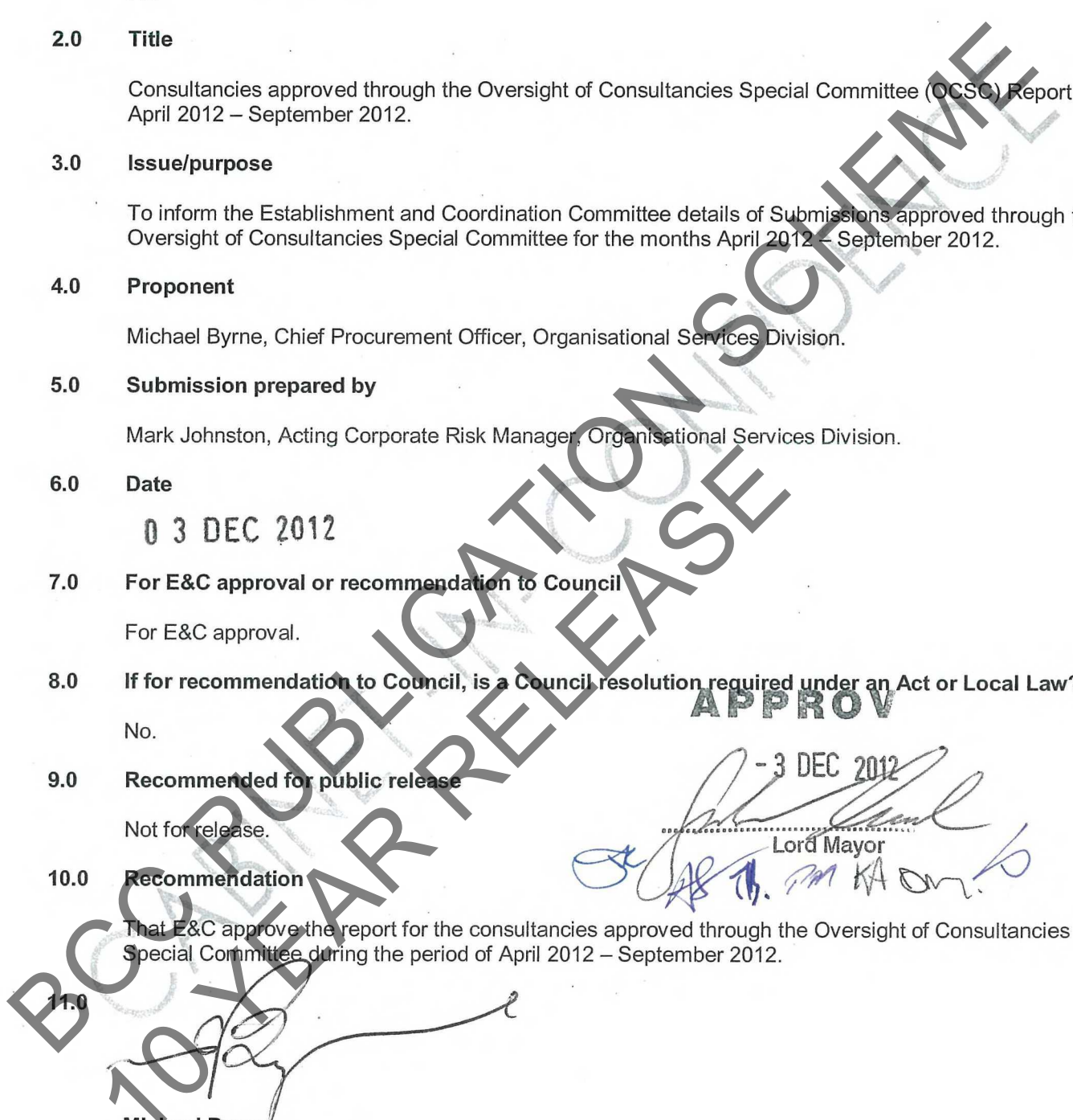
Michael Byrne
Chief Procurement Officer
ORGANISATIONAL SERVICES

APPROVED
- 3 DEC 2012

Lord Mayor

I Recommend Accordingly

CHIEF EXECUTIVE OFFICER



12.0 Background

The OCSC meets on a weekly basis and consists of the Councillor Julian Simmonds, Chairman, Finance, Economic Development & Administration Committee, and Councillor Angela Owen-Taylor. The CEO is the Executive Officer to the Committee and Strategic Procurement Office (SPO) provide secretariat services.

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

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

E&C is requested to approve the E&C approve the report for the consultancies approved through the Oversight of Consultancies Special Committee during the period of April 2012 – September 2012 as set out in Attachment "B".

13.0 Consultation

- Oversight of Consultancies Special Committee
- Relevant Divisional Officers

All are in agreement with the recommendation.

14.0 Implications of proposal

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

15.0 Commercial in confidence

Not Applicable.

16.0 Vision/Corporate Plan impact

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

17.0 Customer impact

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

18.0 Environmental impact

Not applicable.

19.0 Policy impact

Not applicable.

20.0 Financial impact

Funding for the approved consultancies has been provided in Divisional budgets.

21.0 Human resource impact

Not applicable.

22.0 Urgency

Normal course of business.

23.0 Publicity/marketing strategy

Not applicable.

24.0 Options

Option 1: Approve the recommendation

Option 2: Amend the recommendation

Option 3: Not approve the recommendation

BCC PUBLICATION SCHEME
10 YEAR RELEASE

SUBMISSION TO THE ESTABLISHMENT AND COORDINATION COMMITTEE

1.0 Primary file number

137/800/1121/667

2.0 Title

Acquisition of land for sports park purposes at 330 and 396 Bowhill Road, Willawong

3.0 Issue/purpose

To seek approval to negotiate to acquire land for sports park purposes at 330 and 396 Bowhill Road, Willawong.

4.0 Proponent

Vicki Pethybridge, Divisional Manager, City Planning & Sustainability Division

5.0 Submission prepared by

Helen Favelle, Principal Program Officer, Network Planning and Acquisition, Natural Environment, Water & Sustainability Branch, Extn. 34678.

6.0 Date

03 DEC 2012

APPROVED

03 DEC 2012

7.0 For E&C approval or recommendation to Council

For E&C approval

Lord Mayor

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

No

9.0 Recommended for public release

Other period as specified by the Chairman (26 November 2013)

10.0 Recommendation

That the Establishment and Coordination Committee grant approval to negotiate to acquire 330 and 396 Bowhill Road, Willawong for sports park purposes.

11.0 Divisional Manager



Vicki Pethybridge
**DIVISIONAL MANAGER
CITY PLANNING AND SUSTAINABILITY DIVISION**

Committee Chairman

I Support / ~~Reject~~ the recommendation.

If reject, please state reasons



Cr Matthew Bourke
**CHAIRMAN ENVIRONMENT, PARKS
AND SUSTAINABILITY COMMITTEE**

I Recommend Accordingly


.....
CHIEF EXECUTIVE OFFICER

12.0 Background

The subject site comprises two properties at 330 and 396 Bowhill Road, Willawong (Lot 9 on RP 78873 and Lot 10 on SL3553). These properties are currently classified as Rural Land in *Brisbane City Plan 2000*, and have a combined site area of 8.3338 hectares (refer "Attachment B"). The subject site is bound to the north and west by Bowhill Road, to the east by Sport and Recreation land (Bowhill Road Park -D0704), to the south east by Environmental Protection land and south west by Rural land. The properties include non-owner-occupied residential dwellings with ancillary sheds and machinery storage areas.

The subject site adjoins the existing Bowhill Road Park (Park number D0704) which is leased to the Gaelic Football Association. The acquisition of these two properties for metropolitan sports park purposes would allow for the expansion of the existing sports park to metropolitan standard. This is consistent with a recommendation in the *Priority Infrastructure Plan* to address a deficiency in the provision of a sports park in the southern region of Brisbane which is undergoing significant growth.

The site is within the draft Lower Oxley North Neighbourhood Plan area and its proposed use is consistent with the preliminary planning intent for this area. The subject site is not currently included in the *Priority Infrastructure Plan* as future public park infrastructure.

Independent valuations were obtained on 16 November 2012 for 330 Bowhill Road for up to \$800,000 and for 396 Bowhill Road for up to \$1.4 million (refer "Attachment D and E").

It is recommended that E&C grant approval to negotiate to acquire 330 and 396 Bowhill Road, Willawong for sports park purposes.

List of Attachments

- Attachment A: Summary of the decision
- Attachment B: Aerial photo of the subject properties
- Attachment C: Proposed expansion
- Attachment D: Valuation 330 Bowhill Road, Willawong
- Attachment E: Valuation 396 Bowhill Road, Willawong

13.0 Consultation

- John Jordan, Manager, Natural Environment, Water & Sustainability Branch (9/11/12)
- Tim Wright, Manager, Asset Services Branch (29/10/12)
- Peter Hillas, Manager, Land Acquisition, City Projects Office (29/10/12)
- Craig Stevens, Manager, Corporate Communication (29/10/12)
- Mark Pattermore, Operations Manager, City Planning & Economic Development (29/10/12)
- David Askern, Chief Legal Counsel, Brisbane City Legal Practice (16/11/12)

All are in agreement with the recommendation.

14.0 Implications of proposal

The acquisition of these properties is an opportunity to secure metropolitan sport and recreation land to meet the needs of the current and future community of Brisbane.

15.0 Commercial in confidence

No

16.0 Vision/Corporate Plan impact

This acquisition directly contributes to the *Living in Brisbane 2026 Vision* for a Clean, Green and Well Designed Subtropical City, as well as the Corporate Plan - Program 1 Sustainable, Clean and Green outcomes for Brisbane to have a network of parks providing varied opportunities for recreation.

17.0 Customer impact

The acquisition of these properties positively contributes to Brisbane's open space network providing for the enhancement of sporting facilities that meet the needs of the growing community.

The properties are non-owner occupied.

18.0 Environmental impact

The acquisition of these properties positively contributes to the open space network for the city and will allow for revegetation of the waterway on the western boundary of the subject site.

19.0 Policy impact

The acquisition of the subject site will contribute to achieving the Open Space Policy – OS01 objective for the community to be able to safely and actively enjoy our open spaces through a range of sporting, cultural and recreation facilities, programs and events.

20.0 Financial impact

Funding is available in the Parks Infrastructure Charges Program 2012-13 budget.

21.0 Human resource impact

Nil

22.0 Urgency

In the normal course of business.

23.0 Publicity/marketing strategy

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

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 Primary file number
137/800/1121/704.

Related subject matter files
109/800/286/171.

2.0 Title
Stores Board Submission – Building and Fire Engineering Certifier for the City Hall Restoration Project.

3.0 Issue/purpose
To seek approval from the Establishment & Coordination to amend the contract with Certis Pty Ltd (Certis), in relation to Building and Fire Engineering Certification for the City Hall Restoration Project.

4.0 Proponent
Colin Jensen, Chief Executive Officer.

5.0 Submission prepared by
Mark Johnston, Acting Corporate Risk Manager, Organisational Services Division.

6.0 Date
03 DEC 2012

7.0 For E&C approval or recommendation to Council

For E&C approval.

APPROVAL
- 3 DEC 2012
[Signature]
Lord Mayor
AB 16 pm KA DM

8.0 If for recommendation to Council, is a Council resolution required under an Act or Local Law?
No.

9.0 Recommended for public release
Immediate release.

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

11.0 Mark Johnston
ACTING CORPORATE RISK MANAGER
ORGANISATIONAL SERVICES

[Signature]
Colin Jensen
CHIEF EXECUTIVE OFFICER

BCO 70 YEAR RELEASE SCHEME

12.0 Background

The Chief Executive Officer and the Stores Board considered the attached scheduled submission on 27 November 2012.

The submission is recommended 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
R100047-09/10	Building and Fire Engineering Certifier for the City Hall Restoration Project	For E&C approval.

13.0 Consultation

- The Chief Executive Officer
- Divisional Manager, City Planning & Sustainability Division
- 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
137/800/1121/705.

Related subject matter files
1165/830/179/69.

2.0 Title

Stores Board Submission – Significant Contracting Plan for the Supply and Delivery of Shelf Ready Library Materials.

3.0 Issue/purpose

To seek approval from the Establishment & Coordination Committee of a procurement strategy and to issue documents on file, as summarised in the attached Significant Contracting Plan (SCP), to establish a Corporate Procurement Arrangement (CPA) in the form of a Panel Arrangement (Contract) in relation to the Supply and Delivery of Shelf Ready Library Materials.

4.0 Proponent

Colin Jensen, Chief Executive Officer.

5.0 Submission prepared by

Mark Johnston, Acting Corporate Risk Manager, Organisational Services Division.

6.0 Date

03 DEC 2012

7.0 For E&C approval or recommendation to Council

For E&C approval.

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

No.

9.0 Recommended for public release

Immediate release.

10.0 Recommendation

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

11.0 Mark Johnston
ACTING CORPORATE RISK MANAGER
ORGANISATIONAL SERVICES

Colin Jensen
CHIEF EXECUTIVE OFFICER

BCCP 10 YEAR RELEASE SCHEME APPROVED - 3 DEC 2012 Lord Mayor

Mark Johnston

Colin Jensen

[Handwritten signatures and initials]

12.0 Background

The Chief Executive Officer and the Stores Board considered the attached scheduled submission on 27 November 2012.

The submission is recommended 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
SPO130079-12/13.	Supply and Delivery of Shelf Ready Library Materials.	For E&C approval .

13.0 Consultation

- The Chief Executive Officer
- Divisional Manager, Brisbane Lifestyle
- 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:
137/800/1121/711

Related subject matter files:
165/210/179/565

2.0 Title:
Stores Board Submission – Significant Contracting Plan – Frew Park, Milton.

3.0 Issue/purpose:
To seek approval from the Establishment & Coordination Committee of a Significant Contracting Plan in relation to the Redevelopment of Frew Park, Milton.

4.0 Proponent:
Colin Jensen, Chief Executive Officer.

5.0 Submission prepared by:
Mark Johnston, Acting Corporate Risk Manager, Organisational Services Division.

6.0 Date:
03 DEC 2012

7.0 For E&C approval or recommendation to Council:
For E&C approval. *[Signatures]*
- 3 DEC 2012
Lord Mayor

8.0 If for recommendation to Council, is a Council resolution required under an Act or Local Law?:
No.

9.0 Recommended for public release:
Immediate Release.

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

[Signature: Mark Johnston]
**11.0 Mark Johnston
ACTING CORPORATE RISK MANAGER
ORGANISATIONAL SERVICES**

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

BCC 10 YEAR RELEASE SCHEME APPROVED

12.0 Background:

The Chief Executive Officer and the Stores Board considered the attached scheduled submission on 27 November 2012.

The submission is recommended 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
CPO130105-12/13	Significant Contracting Plan – Frew Park, Milton.	For E&C approval.

13.0 Consultation:

- The Chief Executive Officer;
- Executive Manager City Projects Office, Brisbane Infrastructure;
- Stores Board; and
- 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 to meet Council approved programs.

18.0 Environmental impact:

Tenders will be 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
137/800/1121/691

2.0 Title
Regional Development Australia Fund (RDAF) – Round Four

3.0 Issue/purpose
To seek approval to submit an expression of interest to the Regional Development Australia Fund (RDAF) – Round Four.

4.0 Proponent
Greg Evans, Divisional Manager, Organisational Services

5.0 Submission prepared by
Paul Oberle, Chief Financial Officer

6.0 Date
03 DEC 2012

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

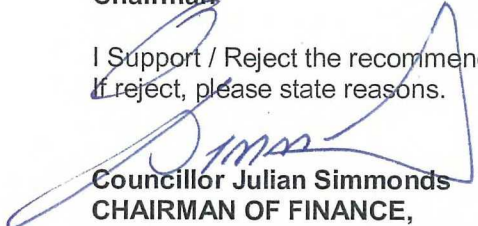
9.0 Recommended for public release
N/A

10.0 Recommendation
That the Establishment and Coordination Committee approve submitting an expression of interest to the Regional Development Australia Fund (RDAF) – Round Four administered by the Department of Regional Australia, Local Government, Arts and Sport seeking funding assistance of \$5,000,000 (excl GST).

11.0
Divisional Manager

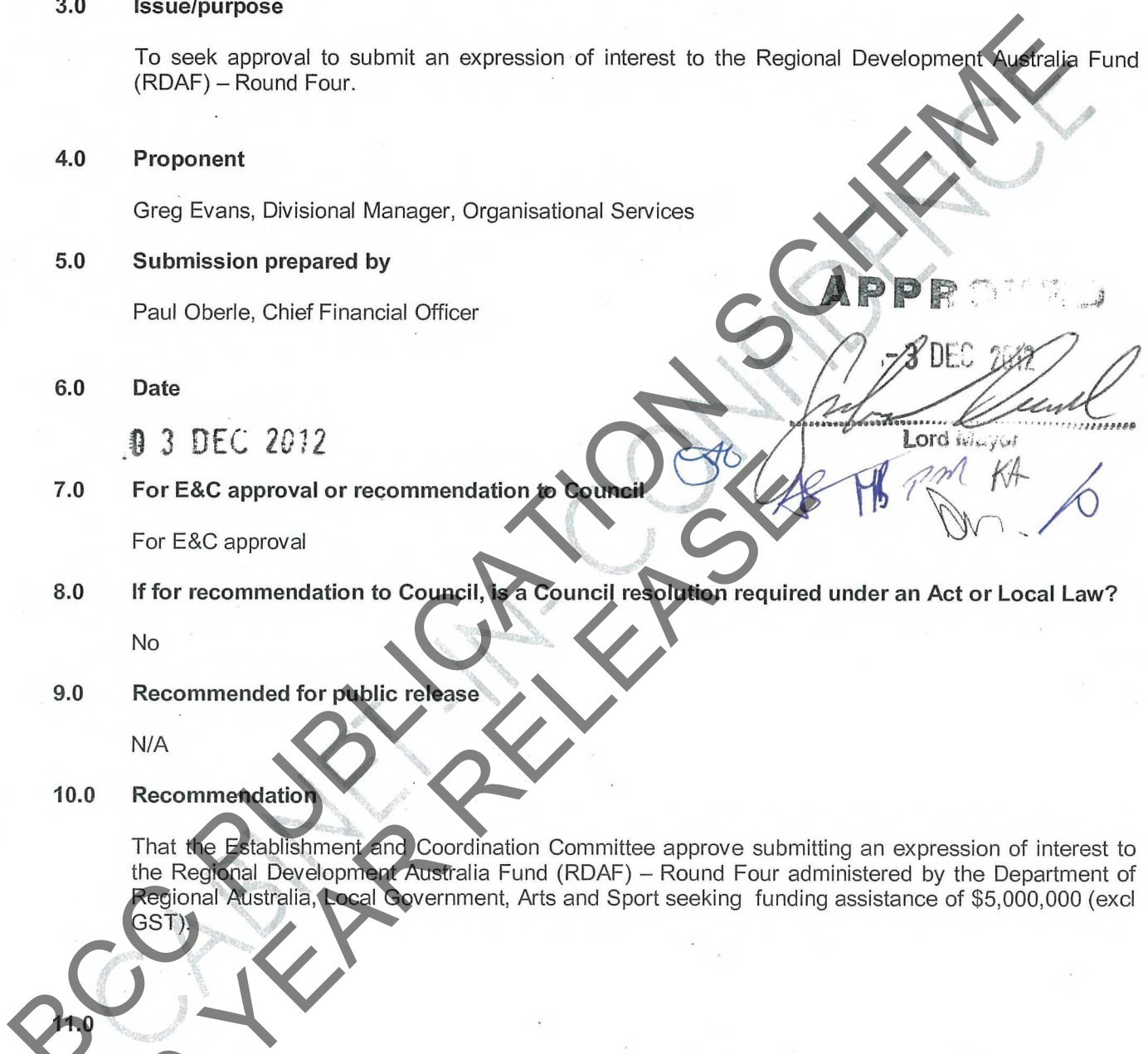

Greg Evans
DIVISIONAL MANAGER
ORGANISATIONAL SERVICES

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


Councillor Julian Simmonds
CHAIRMAN OF FINANCE,
ECONOMIC DEVELOPMENT AND
ADMINISTRATION COMMITTEE

I Recommend Accordingly

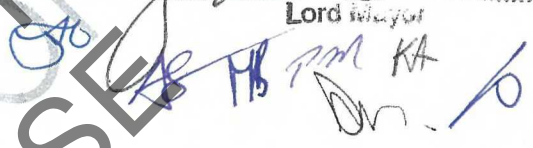
.....
CHIEF EXECUTIVE OFFICER



APPROVED

03 DEC 2012

Lord Mayor



12.0 Background

The RDAF administered by the Department of Regional Australia, Local Government, Arts and Sport supports the infrastructure needs of regional Australia. Nearly \$1 billion has been allocated to the program. The program funds capital infrastructure projects which are identified as priorities by local communities.

Round Three and Four have been opened concurrently. Round Four will provide \$175 million for strategic infrastructure projects. Grants of between \$500,000 and \$15 million are available in Round Four. Projects should have a strong focus on regional benefits, with preference given to projects that deliver benefits beyond their region and provide long term regional benefits, including jobs.

Council has previously applied in both Round One and Two but was not successful and does not qualify for applications in Round Three.

Council can only submit one expression of interest (EOI). Each RDA committee will consider all submitted EOIs submitted from across their region and can select up to three projects to proceed to full application. Notifications of outcomes of the EOI process will occur on 13 February 2013 with full applications due by 11 April 2013. Successful projects will be announced by the Minister on the 12 July 2013, with funding agreements negotiated and executed with six months of announcement.

A suitable project has been identified by working with areas across Council to identify potential projects. Preference has been given to projects that are already approved in Council's budget. . The biggest challenge has been to identify an infrastructure project that has a broad regional impact or that benefits regions outside Brisbane City Council boundaries.

The recommended project is the Southside Performing Arts Centre (SPAC).

Key project information:

- the facility will be similar (although not of the same scale) to the Brisbane Powerhouse and will include formal and informal performance spaces as well as meeting rooms and offices
- sites in the Sunnybank area close to local shopping centres are being considered
- the project is one of the key short term deliverables of the "Creative Cultural Strategy" which was identified for development through the *Unique Windows of Opportunity Paper* and *Council's Economic Development Plan*
- there is a lack of this type of community facility on the south side of Brisbane
- as the facility will be close to Ipswich, Redlands and Logan it will have a more general regional benefit
- Council has committed \$5 million over three years. It is envisaged that further funding will be sought from the Commonwealth and State and the project has potential for commercial partners
- In addition to the \$5 million in Council's budget, Council will seek \$5 million from the RDAF.

Accordingly, it is recommended that the Establishment and Coordination Committee approve submitting an expression of interest to the Regional Development Australia Fund (RDAF) – Round Four administered by the Department of Regional Australia, Local Government, Arts and Sport seeking funding assistance of \$5,000,000 (excl GST).

13.0 Consultation

- Cr Krista Adams, Chairman, Brisbane Lifestyle Committee
- Cr Matthew Bourke, Chairman, Environment, Parks and Sustainability Committee
- Executive Management Team
- Paul Salvati, Divisional Manager Brisbane Lifestyle
- John Cowie, Manager Economic Development
- Kent Stroud, Branch Manager, Community Lifestyle
- John Jordan, Branch Manager, Natural Environment, Water and Sustainability Branch
- Lorraine Gregory, Manager Healthy and Vibrant Communities
- Greg Swain, Corporate Communication Manager, Corporate Communication

All have indicated their support for the recommendation.

14.0 Implications of proposal

Council has allocated \$5 million over the next three financial years for the establishment of a performing arts complex on the Southside of Brisbane.

15.0 Commercial in confidence

No

16.0 Vision/Corporate Plan impact

Vision – vibrant, Creative City theme of our shared vision: Living in Brisbane 2026, “a culturally vibrant city that values ideas, cooperation and cultural diversity. A city that supports: creative industries and festivals both small and large, bringing people together, sharing their stories, music, art and food”. It also incorporates the following themes, ‘Friendly, Safe City’ and ‘Regional and World City’.

Corporate Plan – This proposal supports a key action under Program 5 – Your Brisbane, 5.1.3.1 – Thriving Arts and Culture.

2012/13 – 2016/17 Corporate Plan – It will deliver the following City wide outcomes of the ‘Outstanding City Profile’, ‘Inclusive , caring communities’, ‘Connected and Engaged communities’, ‘Healthy economy’ and ‘Learning and Informed communities’ for the ultimate benefit of the wider community.

Contributes to the Your Brisbane Program Goals: A community that is innovative, creative and provided with opportunities to actively participate in the cultural life of our diverse and vibrant city, and delivers on the key action of assisting festivals in the development of capacity, service delivery and connection to the people of Brisbane.

17.0 Customer impact

If successful the grant will provide a more comprehensive performing arts facility on the south side of Brisbane.

18.0 Environmental impact

Nil

19.0 Policy impact

Nil

20.0 Financial impact

Should the grant application be approved and the grant successfully secured then a budget submission will need to occur for an additional \$5 million expenditure in addition to the \$5 million already currently approved. The additional \$5 million expenditure will be offset by the RDAF grant revenue.

21.0 Human resource impact

Nil

22.0 Urgency

The grant application is required to be submitted to the Department of Regional Australia, Local Government, Arts and Sport by Thursday 6 December 2012.

23.0 Publicity/marketing strategy

A publicity and marketing campaign will be developed in consultation with Corporate Communication once a site for the facility has been determined.

24.0 Options

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

Option 1 is the preferred option.

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

**BCC PUBLICATION SCHEME
10 YEAR RELEASE**

SUBMISSION TO THE ESTABLISHMENT AND COORDINATION COMMITTEE

1.0 Primary file number

137/800/1121/677

Relevant subject matter files

Nil

2.0 Title

Renewal of executive service contract.

3.0 Issue/purpose

To seek E&C approval to renew the executive service contract of Shane MacLeod for a period of four years.

4.0 Proponent

Colin Jensen, Chief Executive Officer

5.0 Submission prepared by

Peter Rule, Executive Manager, Office of the Lord Mayor and CEO.

6.0 Date

7.0 For E&C approval or recommendation to Council

E&C approval.

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

N/A

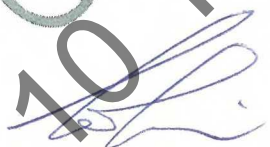
9.0 Recommended for public release

Not for release

10.0 Recommendation

That E&C approve the renewal of the executive service contract for Shane MacLeod for a period of four years.

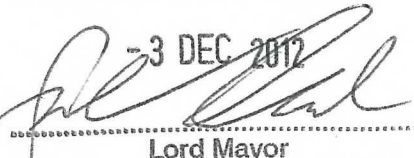
BC 10 YEAR PUBLIC RELEASE SCHEME



**Colin Jensen
CHIEF EXECUTIVE OFFICER**

APPROVED

-3 DEC 2012



Lord Mayor



12.0 Background

Shane MacLeod transitioned from the executive service contract role as Branch Manager Asset Services to the Branch Manager Construction Branch in early 2012, and has performed solidly during his period of his executive appointment with Field Services Group.

As Branch Manager Construction Branch, Mr MacLeod has driven organisational redesigns within the branch to achieve budget savings and productivity efficiencies. Mr MacLeod is also leading the close out of the Water and Waste Water and Water Meter Workshop businesses. Working with other branch managers, Mr MacLeod is taking a leadership role in improving processes that link program and delivery areas with a view to improving outcomes for Council.

In 2012-13, Construction Branch are delivering a number of Lord Mayor Deliverables including Howard Smith Wharves and are investigating options for low emissions cement to use in construction projects.

Mr MacLeod is a key member of the Field Services Group leadership team, is committed to improving engagement with staff and is preparing the branch for the changes that will come through the implementation of the BaSE program.

Accordingly, it is recommended that E&C approve the renewal of the executive service contract of Shane MacLeod for a period of four years.

13.0 Consultation

- Geoffrey Beck, Executive Manager Field Services Group
- Scott Stewart, Divisional Manager Brisbane Infrastructure

All are in agreement with the recommendation.

14.0 Implications of proposal

Renewing Mr MacLeod's contract will provide ongoing stability to the management of Construction Branch and support Field Services Group operations.

15.0 Commercial in confidence

N/A

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

In the normal course of business.

23.0 Publicity/marketing strategy

At the discretion of the Lord Mayor.

24.0 Options

Option 1: Approve the recommendation

Option 2: Amend the recommendation

Option 3: Not approve the recommendation

Option x is the preferred option.

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

BCG PUBLICATION CONFIDENCE
10 YEAR RELEASE

E&C FORMAL SUBMISSIONS RESULTS 10 DECEMBER 2012

SUBMISSION NUMBER	FILE NUMBERS	DIVISION	TITLE	RESULT	RECOMMENDATION FOR PUBLIC RELEASE
10/12-01 R – Information	112/20/439/221	CPAS	Settlement of Compensation Claim for Milton Tennis Courts Land Resumption	Approved	Not Applicable
10/12-02 M	137/800/1121/716	CPAS	Settlement of Claim for Compensation for Resumption at 3156 Beaudesert Road, Drewvale	Approved	Immediate Release
10/12-03 M	137/800/1121/631	Organisational Services	Monthly Report – Delegation of Authority to Travel – August 2012	Approved	Immediate Release

Present: Lord Mayor Graham Quirk, A Schrunner, K Adams, M Bourke, V Howard, D McLachlan, P Matic & J Simmonds.
Apologies: A Cooper

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

SUBMISSION TO THE ESTABLISHMENT AND CO-ORDINATION COMMITTEE

1.0 File Number
137/800/1121/716

Related File Number
161/20/439/152

2.0 Title
Settlement of claim for compensation for resumption at 3156 Beaudesert Road, Drewvale.

3.0 Issue/purpose
Approval of settlement of claim for compensation for resumption of land for environmental purposes at 3156 Beaudesert Road, Calamvale.

4.0 Proponent
Vicki Pethybridge, Divisional Manager, City Planning and Sustainability

5.0 Submission prepared by
Ian Ketchion, Acquisition Officer, City Projects Office, ext 39193

6.0 Date
10 DEC 2012

APPROVED

10 DEC 2012

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

Lord Mayor

8.0 If for recommendation to Council, is a Council resolution required under an Act or Local Law?
No

9.0 Recommended for public release
Immediate release

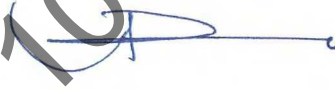
10.0 Recommendation
That E&C approve the settlement of the claim for compensation for 3156 Beaudesert Road, Drewvale as set out in Attachment B.

11.0 Divisional Manager

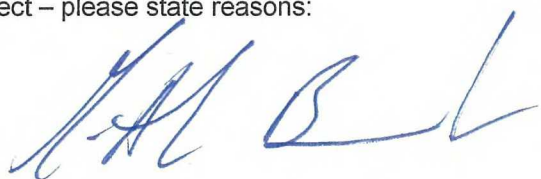
Chairman

I Support / Reject the Recommendations:

If Reject – please state reasons:



Vicki Pethybridge
Divisional Manager
City Planning & Sustainability Division



Cr Matthew Bourke
Chairman
Environment, Parks & Sustainability Committee

I Recommend Accordingly


.....
CHIEF EXECUTIVE OFFICER

BCC 10 YEAR RELEASE SCHEME

12.0 Background

On 21 August 2009, Council resumed land for environmental purposes situated at 3156 Beaudesert Road, Drewvale, described as Lot 2 on RP174015. The area of resumed land comprises 4.024 hectares and is edged in red on the plan at Attachment C.

The claimants are as follows:

- First Claimant: [redacted] as trustees of the [redacted]
- Second Claimant: [redacted]

[redacted] submitted a claim for compensation on 11 February 2010 with respect to land value, in the sum of [redacted] plus disturbance costs and interest. On 10 May 2010, Council paid [redacted] an advance against compensation in the sum of [redacted] plus interest of [redacted]

On 25 May 2010, [redacted] and [redacted] submitted an amended joint claim for compensation to Council in the sum of [redacted] plus disturbance costs (bringing the total sum sought to over \$[redacted]). In broad terms, the amended claim reflected approximately [redacted] for [redacted] claim for the land and the balance for [redacted] claim for business disturbance, associated with the conduct of a plant nursery business upon the resumed land.

On 9 September 2010, [redacted] and [redacted] referred their claim for compensation to the Land Court. As part of the Land Court proceedings, a mediation took place between the parties on 27 November 2012.

As a result of the mediation, the parties came to an in-principle agreement settling the combined claims of [redacted] and [redacted] on an "all up" basis in the sum of [redacted] inclusive of the advance already paid to [redacted]. The sum of [redacted] is inclusive of disturbance costs, interest and legal and professional costs otherwise claimable by [redacted] and [redacted].

With the advance already paid to [redacted], this leaves a balance payment due of [redacted].

Settlement of this compensation claim is recommended by Council's Barrister, who appeared at the mediation as instructed by Brisbane City Legal Practice. It will also save any further expense which would be incurred if the matter was to go to trial in the Land Court.

Therefore, it is recommended that E&C approve the settlement of the claim for compensation for 3156 Beaudesert Road, Drewvale as set out in Attachment B.

Attachments:

- (A) Summary of decision
- (B) Details of compensation settlement
- (C) Aerial photo of the property

13.0 Consultation

David Askern, Chief Legal Counsel, Brisbane City Legal Practice (3 December 2012)
Brad Wilson, Group Manager, Natural Environment, Water & Sustainability (3 December 2012)
Peter Hillas, Land Acquisition Manager, City Projects Office (3 December 2012)
Craig Stevens, Manager, Corporate Communication (3 December 2012)

All consulted are in agreement with the recommendation.

14.0 Implications of proposal

The claims for compensation for 3156 Beaudesert Road, Drewvale will be settled on terms favourable to Council.

15.0 Commercial in confidence

No

16.0 Vision/Corporate Plan impact

Nil

17.0 Customer impact

The claimants will have their compensation claim for the resumption of 3156 Beaudesert Road, Drewvale resolved as full and final settlement.

18.0 Environmental impact

Nil

19.0 Policy impact

Nil

20.0 Financial impact

Funding to resolve this compensation claim is available from the Bushland Acquisition Program budget, under Service 1.3.1.1.

21.0 Human resource impact

Nil

22.0 Urgency

Urgent, as the Land Court proceedings are ongoing and Council may incur additional costs if it continues.

23.0 Publicity/marketing strategy

Marketing and communication activities will be engaged if required.

24.0 Options

Option 1: Approve the recommendation.

Option 2: Not approve the recommendation.

Option 3: Allow the matter to proceed to the Land Court of Queensland for determination.

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

137/800/1121/631

Related subject matter file

164/105/219/1

2.0 Title

Monthly Report – Delegation of Authority to Travel – August, 2012

3.0 Issue/purpose

Provision of relevant monthly travel report

4.0 Proponent

Sue Rickerby, A/Divisional Manager, Organisational Services

5.0 Submission prepared by

Irene Murphy, Co-ordinator, Support Services Centre, x39159

6.0 Date

10 DEC 2012

APPROVED

10 DEC 2012

Lois Mayor

7.0 For E&C approval or recommendation to Council?

For E&C approval

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

No

9.0 Recommended for public release

Immediate release

10.0 Recommendation

That the Establishment and Coordination Committee note the information submitted on approved travel for August, 2012

11.0

Divisional Manager

Chairman

I Support/Reject the Recommendation
If Reject – please state reasons

Sue Rickerby
A/DIVISIONAL MANAGER
ORGANISATIONAL SERVICES

Cr Julian Simmonds
CHAIRMAN FINANCE, ECONOMIC
DEVELOPMENT AND ADMINISTRATION COMMITTEE

I Recommend Accordingly

CHIEF EXECUTIVE OFFICER

BC 10 YEAR RELEASE SCHEME

12.0 Background

In pursuance of the request for information on a monthly basis of travel approved under delegation, reports are enclosed for August, 2012, for each Unit of Administration showing travel actually undertaken during that month.

Attachment B shows details associated with travel undertaken by non-Council employees not covered by the Travel Policy.

In summary, the position is as follows:

Non-Commercial Operations		
a)	International Travel	
	(i) Number of Bookings	1
	(ii) Airfares	8,967.92
b)	Domestic Travel	
	(i) Number of Bookings	20
	(ii) Airfares	4,202.39
c)	Accommodation and Allowances Costs	10,795.19
d)	Registration Fees for Conferences	7,807.50
e)	Other Costs	2,880.68
TOTAL		\$34,653.68

Attachment "B"

\$604.10

BCC PUBLICATION SCHEME
10 YEAR RELEASE

13.0 Consultation

Liaison with Officers undertaking travel and Divisional Travel Officers

14.0 Implications of proposal

Nil

15.0 Commercial in confidence

No

16.0 Vision/Corporate Plan impact

Nil

17.0 Customer impact

Nil

18.0 Environmental impact

Nil

19.0 Policy impact

In line with Council policy

20.0 Financial impact

Expenses incurred through Divisional Travel Votes

21.0 Human resources impact

Not applicable

22.0 Urgency

In the normal course of business

23.0 Publicity / marketing strategy

At the discretion of the Lord Mayor

24.0 Options

Option 1: That E&C note the information submitted on approved Travel for August, 2012.

Option 2: Not approve the recommendation.

Option (1) is the preferred option.

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

E&C FORMAL SUBMISSIONS RESULTS 17 DECEMBER 2012

SUBMISSION NUMBER	FILE NUMBERS	DIVISION	TITLE	RESULT	RECOMMENDATION FOR PUBLIC RELEASE
17/12-01 M	137/800/1121/724	Brisbane Transport	Travel Proposal, United States, Local Government Managers Australia, Manager Exchange and Supplier Site Inspection	Approved	Immediate Release
17/12-02 M	137/800/1121/686	Brisbane Infrastructure	Clem Jones Tunnel (CLEM7) – Execution of Deed of Variation (No.2)	Approved	Immediate Release
17/12-03 M	137/800/1121/685	Brisbane Infrastructure	Clem Jones Tunnel (CLEM7) – Execution of a Deed of Termination of Independent Verifier Agreement	Approved	Immediate Release
17/12-04 M	137/800/1121/670	Organisational Services	Monthly Report- Delegation of Authority to Travel – September 2012	Approved	Immediate Release
17/12-05 M	137/800/1121/683	CPAS	Feedback to Queensland Government on the proposed changes to the <i>Queensland Urban Drainage Manual</i>	Approved	Immediate Release
17/12-06 M	137/800/1121/719	CPAS	Park food and beverage vendor trial	Approved	Immediate Release
17/12-07 M	137/800/1121/720	Brisbane Lifestyle	Housing and Other Legislation Amendment Bill 2012	Approved	Immediate Release
17/12-08 M	137/800/1121/701 106/335/1004/101	Brisbane Lifestyle	Brisbane Pride Festival 2012	Approved	Immediate Release
17/12-09 M	137/800/1121/698 112/20/94/2	Brisbane Lifestyle	Zillmere and District Senior Citizens Club	Approved	Immediate Release

E&C FORMAL SUBMISSIONS RESULTS 17 DECEMBER 2012

SUBMISSION NUMBER	FILE NUMBERS	DIVISION	TITLE	RESULT	RECOMMENDATION FOR PUBLIC RELEASE
17/12-10 M	137/800/1121/714 112/445/444/102/-02	Brisbane Infrastructure	Lease for Level 7, West Tower, Brisbane Transit Centre, 151-171 Roma Street, Brisbane	Approved	Immediate Release
17/12-11 M	137/800/1121/663 106/335/1004/51	Brisbane Lifestyle	Festival Funding for the Brisbane Billycart Championships	Approved	Immediate Release
17/12-12 R – Information Report	109/590/785/13	OLMCEO	Presentation and noting of the Corporate Plan 2008-12: 2011 Update Progress Report for the period ended 30 June 2012	Approved	Not Applicable
17/12-13 M	137/800/1121/687	Brisbane Infrastructure	Clem Jones Tunnel (CLEM7) – Council Consent to Debt Financier Arrangements – Substitution of Deutsche Bank Ag, London Branch with York Global Finance BDH LLC	Approved	Immediate Release
17/12-14 M	137/800/1121/700	Brisbane Infrastructure	Clem Jones Tunnel (CLEM7) – Council Consent to Debt Financier Arrangements – Substitution of Deutsche Bank Ag, London Branch with Brevan Howard Credit Value Fund Limited	Approved	Immediate Release
17/12-15 M	137/800/1121/713	Brisbane Infrastructure	Clem Jones Tunnel (CLEM7) – Execution of Deed of Variation to the Operation and Maintenance (O&M) Contract	Approved	Immediate Release
17/12-16 M	137/800/1121/725 165/210/179/405	OLMCEO	Stores Board Submission – Lease and Operation of the Coffee Hut located at 137 Sydney Street, New Farm	Approved	Immediate Release
17/12-17 R – Information Report	202/11- NV395/120(P4)	CPAS	Settlement of Claim for Compensation for Resumption at 120 Lemke Road, Taigum	Approved	Not Applicable

E&C FORMAL SUBMISSIONS RESULTS 17 DECEMBER 2012

SUBMISSION NUMBER	FILE NUMBERS	DIVISION	TITLE	RESULT	RECOMMENDATION FOR PUBLIC RELEASE
17/12-18 M	137/800/1121/727 156/210/179/399	Organisational Services	Project Q	Approved	Not for Release

Present: Lord Mayor Graham Quirk, A Schrunner, K Adams, M Bourke, V Howard, D McLachlan, P Matic & J Simmonds.
Apologies: A Cooper

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

137/800/1121/724

2.0 Title

Travel proposal, United States, Local Government Managers Australia (LGMA), Manager Exchange and supplier site inspection.

3.0 Issue/purpose

To seek Establishment and Coordination (E&C) Committee approval for Craig Whiteman, Fleet Technical Manager Brisbane Transport, to travel to the United States as part of a scholarship with LGMA from 27 January until 17 February 2013.

4.0 Proponent

Alan Warren, Divisional Manager Brisbane Transport

5.0 Submission prepared by

Amanda Ferris, Acting Executive Officer to the Divisional Manager, Brisbane Transport

6.0 Date

17 December 2012

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 the Fleet Technical Manager Brisbane Transport, Craig Whiteman, to travel to the United States to represent Brisbane Transport and participate, as part of a scholarship, in the Local Government Managers Australia Manager Exchange from 27 January until 17 February 2013 at an estimated cost to Council of \$2,200.

11.0 Divisional Manager



Alan Warren
DIVISIONAL MANAGER

17 DEC 2012

Lord Mayor
AS WA MB JM KA B

Chairman

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



Councillor Peter Matic
CHAIRMAN
PUBLIC AND ACTIVE TRANSPORT
COMMITTEE

I Recommend Accordingly


.....
CHIEF EXECUTIVE OFFICER

12.0 Background

As the Fleet Technical Manager for Brisbane Transport (BT), Craig Whiteman oversees the technical management of Brisbane Transport's bus fleet, which now exceeds 1200 buses. Craig manages a team of highly qualified engineers and technical specialists who are charged with the maintenance policies, standards, compliance, technical integration/upgrades and audit of the BT bus fleet.

Annually the Local Government Managers Australia (LGMA) provides an opportunity for representatives from two member organisations to apply for a "scholarship" to participate in a unique professional development exchange experience by attending a local government conference in either New Zealand or California. International travel costs and accommodation associated with the exchange are met by the LGMA.

Craig was accepted to participate in this exchange programme based on his application which included a proposal to undertake a study of wheelchair security systems for urban transit buses. As part of the exchange Craig will visit Los Angeles to meet with a local bus operator currently utilising a unique system and investigate manufacturers' systems which are currently employed by some local operators. As part of the commitment Craig will be required to prepare a discussion paper and present on his findings for LGMA upon his return. Earlier this year Craig hosted the City Manager for Blue Lake, California at the LGMA Annual Conference in Longreach.

In addition to the activities associated with the exchange program Craig will also take the opportunity to visit a carbon fibre gas cylinder manufacturing site located in Nebraska to undertake an inspection of the facility. The purpose of this visit will be to improve relationships, discuss technical fleet issues and verify appropriate quality control in the manufacturing, storage and transportation of gas cylinders used in the BT bus fleet. This will take place between 6 February and 9 February. Domestic travel and costs associated with this leg of the journey will be at cost to Council.

E&C approval is sought for the Fleet Technical Manager Brisbane Transport, Craig Whiteman, to travel to the United States to represent Brisbane Transport and participate, as part of a scholarship, in the LGMA Manager Exchange Program and supplier site visit from 27 January until 17 February 2013, at an estimated cost to Council of \$2,200.

13.0 Consultation

- Colin Jensen, Chief Executive Officer
- Greg Swain, Corporate Communication Manager Media And Public Relations

All are in agreement with the recommendation.

14.0 Implications of proposal

Approval of the recommendations of the submission will help ensure BT can anticipate, plan for and influence national industry developments and government policy settings on public transport matters as well as verifying quality control processes and building a relationship with an existing carbon fibre CNG cylinder supplier.

15.0 Commercial in confidence

No

16.0 Vision/Corporate Plan impact

E&C's decision on Craig Whiteman's participation in the Local Government Managers Australia Manager Exchange 2013 is linked to the Living in Brisbane 2026 themes:

- Accessible, connected city: Layers of diverse transport networks interconnecting at centres and urban villages, and
- Clean, green city: Clean air.

It is also linked to the following corporate plan programs:

- Program 3.2 – Moving Brisbane – Public Transport: We will work to ensure the community has access to high quality integrated public transport. Demand for public transport services will be met and public transport will continue to contribute to managing road congestion;
- Program 9.2 – Customer Focus – Service Delivery: We will deliver our services with integrity and simplicity – as promised and in a simple, convenient manner; and
- Program 11.3 – Organisational Capability – Great employer clever workforce: Through our Workforce 2012 program, we will maintain and build Council's adaptable and capable workforce. This will be achieved by attracting, developing and retaining skilled, motivated employees.

17.0 Customer impact

Approval of the recommendations would ensure BT can anticipate and respond to changes in the industry affecting our customers, and learn from initiatives trialled in other jurisdictions.

18.0 Environmental impact

No direct impact from this submission. However, the knowledge gained from the interactions with international bus operators will help BT contribute to meeting Council targets to increase accessible travel choices and public transport patronage, and thereby reduce traffic congestion and greenhouse emissions, and improve air quality.

19.0 Policy impact

The submission is in accordance with Council policy.

20.0 Financial impact

Airfares	Return domestic within USA	\$550
Accommodation	Three nights at approximately \$250 each	\$750
Car Rental		\$200
Other expenses (meals, personal allowance and others)		\$700
Total		\$2,200

Funding is available from within Brisbane Transport's budget GL code 4.80.7008.801.000.000.628.884.00. International travel costs and accommodation associated with the exchange program are met by LGMA. Only costs associated with the supplier site visit will be met by Council.

21.0 Human resource impact

Nil.

22.0 Urgency

In the normal course of business. However, the exchange and associated events are scheduled to occur from 27 January until 17 February 2013. The timing of the decision on the submission may affect the airfares and accommodation costs.

23.0 Publicity/marketing strategy

Not applicable.

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

SUBMISSION TO THE ESTABLISHMENT AND COORDINATION COMMITTEE

1.0 Primary file number

137/800/1121/686

Relevant subject matter files

N/A

2.0 Title

Clem Jones Tunnel (CLEM7) – Execution of Deed of Variation [No 2].

3.0 Issue/purpose

To gain consent for the execution of the Deed of Variation [No 2].

4.0 Proponent

Alan Evans, Executive Manager, City Projects Office, Ext 37177

5.0 Submission prepared by

Gregg Buyers, Program Director, City Projects Office, Ext 37329

6.0 Date

17 DEC 2012

7.0 For E&C approval or recommendation to Council

For Establishment and Coordination Committee approval.

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

Not applicable.

9.0 Recommended for public release

For immediate release.

10.0 Recommendation

That the Establishment and Coordination Committee approve the execution of the Deed of Variation [No 2] as set out in Attachment B.

11.0

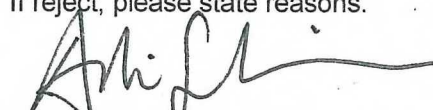
Executive Manager



Alan Evans
EXECUTIVE MANAGER
CITY PROJECTS OFFICE

Chairman

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



Councillor Adrian Schrinner
DEPUTY MAYOR
CHAIRMAN
INFRASTRUCTURE COMMITTEE

I Recommend Accordingly


.....
CHIEF EXECUTIVE OFFICER

APPROVED
17 DEC 2012
Lord Mayor
AS NA 13. 17m KA Dm

10 YEAR RELEASE
PUBLIC INFORMATION SCHEME

12.0 Background

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

Clause 19.14 of the Project Deed permits RCM (or any third party they appoint) to install advertising signage on, in or near any part of the CLEM7 Leased Area and the CLEM7 Licensed Maintenance Area. The advertising signage is as described in Schedule 15 of the Project Deed. RCM are able to derive income from the signage.

On 22 August 2012, RCM advised that they wished to grant a licence to APN Outdoor (Trading) Pty Ltd (APN) to erect, maintain and remove signs on the Leased Area and the Licensed Maintenance Area. Further, they advised that the signs set out in Schedule 15 differed in location to those agreed with APN during their negotiations and site inspections.

As Clause 47.6 of the Project Deed states that the deed may only be varied by a document signed by or on behalf of each party, a Deed of Variation [No 2] (refer Attachment B) was drafted and agreed by the parties, and their respective legal advisors. The Deed of Variation [No 2]:

- provides Council's consent in favour of RCM in respect of the licence with APN and the receipt of revenue thereof;
- amends Schedule 15 such that the signs reflect agreed locations between RCM and APN (locations have been deemed acceptable by Council's CLEM7 Project Team).

Notwithstanding Council's consent provided by the Deed of Variation [No 2], RCM / APN must still obtain all the necessary permits, consents, approvals and licences from all relevant Authorities (including Council) for the erection, maintenance and removal of the signs on the Licensed Area and the Licensed Maintenance Area.

It is recommended that the Establishment and Coordination Committee approve the execution of the Deed of Variation [No 2] as set out in Attachment B.

13.0 Consultation

- Scott Stewart, Divisional Manager, Brisbane Infrastructure (08 Nov 2012)
- Greg Evans, Divisional Manager, Organisational Services (09 Nov 2012)
- David Askern, Chief Legal Counsel, Brisbane City Legal Practice (08 Nov 2012)
- Craig Stevens, Manager, Corporate Communication, Organisational Services (08 Nov 2012)

All are in agreement with the recommendation.

14.0 Implications of proposal

The proposed recommendation will endorse the execution of the Deed of Variation [No 2].

15.0 Commercial in confidence

Nil.

16.0 Vision/Corporate Plan impact

This action is consistent with the Accessible, Connected City 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: 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 Primary file number

137/800/1121/685

Relevant subject matter files

N/A

2.0 Title

Clem Jones Tunnel (CLEM7) – Execution of a Deed of Termination of Independent Verifier Agreement.

3.0 Issue/purpose

To gain consent for the execution of the Deed of Termination of Independent Verifier Agreement.

4.0 Proponent

Alan Evans, Executive Manager, City Projects Office, Ext 37177

5.0 Submission prepared by

Gregg Buyers, Program Director, City Projects Office, Ext 37329

6.0 Date

17 DEC 2012

7.0 For E&C approval or recommendation to Council

For Establishment and Coordination Committee approval.

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

Not applicable.

9.0 Recommended for public release

For immediate release

10.0 Recommendation

That the Establishment and Coordination Committee approve the execution of the Deed of Termination of Independent Verifier Agreement as set out in Attachment B.

11.0
Executive Manager

A. Evans

Alan Evans
EXECUTIVE MANAGER
CITY PROJECTS OFFICE

APPROVED
17 DEC 2012
[Signature]
Lord Mayor
AB MB PM KAD

Chairman

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

[Signature]
Councillor Adrian Schrinner
DEPUTY MAYOR
CHAIRMAN
INFRASTRUCTURE COMMITTEE

I Recommend Accordingly

[Signature]
CHIEF EXECUTIVE OFFICER

BOYCOTT PUBLIC RELEASE INFORMATION SPIDERHOLE

12.0 Background

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

On 24 May 2006, Council and RCM entered into the "North-South Bypass Tunnel Independent Verifier Agreement" with Davis Langdon Australia Pty Ltd and SMEC Australia Pty Ltd, which appointed them to perform the role of CLEM7's Independent Verifier (IV).

The Project Deed established various obligations and functions for the IV in relation to the delivery of CLEM7. The IV Agreement established the terms and conditions for the performance of those obligations.

As the defects liability period has extinguished and CLEM7 has been in operation for more than 2 years, both Council and RCM have concluded that the services of the IV are no longer required.

The Project Deed and the IV Agreement did not specifically identify a means to terminate the services of the IV at the conclusion of CLEM7, therefore a Deed of Termination of IV Agreement (refer Attachment B) was drafted and agreed by the parties, and their respective legal advisors. The termination of the IV agreement is to be effected by a Deed rather than by exchange of letters so as to avoid any potential issues concerning whether consideration for the termination has been given by all parties to the Agreement.

It is recommended that the Establishment and Coordination Committee approve the execution of the Deed of Termination of IV Agreement as set out in Attachment B.

13.0 Consultation

- Scott Stewart, Divisional Manager, Brisbane Infrastructure (08 Nov 2012)
- Greg Evans, Divisional Manager, Organisational Services (09 Nov 2012)
- David Askern, Chief Legal Counsel, Brisbane City Legal Practice (08 Nov 2012)
- Craig Stevens, Manager, Corporate Communication, Organisational Services (08 Nov 2012)

All are in agreement with the recommendation.

14.0 Implications of proposal

The proposed recommendation will endorse the execution of the Deed of Termination of Independent Verifier Agreement.

15.0 Commercial in confidence

No.

16.0 Vision/Corporate Plan impact

This action is consistent with the Accessible, Connected City 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: Approve the recommendation

Option 2: Not approve the recommendation.

Option 1 is the preferred option.

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

BCC PUBLICATION SCHEME
10 YEAR RELEASE

SUBMISSION TO THE ESTABLISHMENT AND COORDINATION COMMITTEE

1.0 Primary File Number

137/800/1121/670

Related subject matter file

164/105/219/1

2.0 Title

Monthly Report - Delegation of Authority to Travel – September, 2012

3.0 Issue/purpose

Provision of relevant monthly travel report

4.0 Proponent

Sue Rickerby, A/Divisional Manager, Organisational Services

5.0 Submission prepared by

Irene Murphy, Co-ordinator, Support Services Centre, ext. 39159

6.0 Date

17 DEC 2012

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?

No

17 DEC 2012

9.0 Recommended for public release

Immediate release

.....
Lord Mayor

10.0 Recommendation

That the Establishment and Coordination Committee note the information submitted on approved travel for September, 2012.

AS CH HS PM KA DM
/

11.0

Divisional Manager

Chairman

I Support/Reject the Recommendation
If Reject – please state reasons

Sue Rickerby
A/DIVISIONAL MANAGER
ORGANISATIONAL SERVICES

Cr Julian Simmonds
CHAIRMAN FINANCE, ECONOMIC
DEVELOPMENT AND ADMINISTRATION COMMITTEE

I Recommend Accordingly

.....
CHIEF EXECUTIVE OFFICER

BCG 10 YEAR RELEASE SCHEME

12.0 Background

In pursuance of the request for information on a monthly basis of travel approved under delegation, reports are enclosed for September, 2012, for each Unit of Administration showing travel actually undertaken during that month.

Attachment "B" shows details associated with travel undertaken by non-Council employees not covered by the Travel Policy.

In summary, the position is as follows:

Non-Commercial Operations		
a)	International Travel	
	(i) Number of Bookings	1
	(ii) Airfares	
b)	Domestic Travel	
	(i) Number of Bookings	17
	(ii) Airfares	5,312.51
c)	Accommodation and Allowances Costs	6,101.37
d)	Registration Fees for Conferences	8,630.00
e)	Other Costs	1,353.73
TOTAL		\$21,397.61

BCC PUBLICATION SCHEME
10 YEAR RELEASE

13.0 Consultation

Liaison with Officers undertaking travel and Divisional Travel Officers

14.0 Implications of proposal

Nil

15.0 Commercial in confidence

No

16.0 Vision/Corporate Plan impact

Nil

17.0 Customer impact

Nil

18.0 Environmental impact

Nil

19.0 Policy impact

In line with Council policy

20.0 Financial impact

Expenses incurred through Divisional Travel Votes

21.0 Human resources impact

Not applicable

22.0 Urgency

In the normal course of business

23.0 Publicity/marketing strategy

At the discretion of the Lord Mayor

24.0 Options

Option 1: That E&C note the information submitted on approved Travel for September, 2012

Option 2: Not approve the recommendation.

Option (1) is the preferred option.

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

SUBMISSION TO THE ESTABLISHMENT AND COORDINATION COMMITTEE

1.0 Primary file number
137/800/1121/683

Related subject matter files
N/A

2.0 Title
Feedback to Queensland Government on the proposed changes to the *Queensland Urban Drainage Manual*.

3.0 Issue/purpose
To seek approval for Council's feedback on the *Queensland Urban Drainage Manual* to be sent to the Office of the Water Supply Regulator, Department of Energy and Water Supply, following the recommendations of the Queensland Floods Commission of Inquiry.

4.0 Proponent
Vicki Pethybridge, Divisional Manager, City Planning and Sustainability Division.

5.0 Submission prepared by
Aleksander Stular, Principal Policy Officer, Natural Environment, Water and Sustainability Branch, Ext. 36153

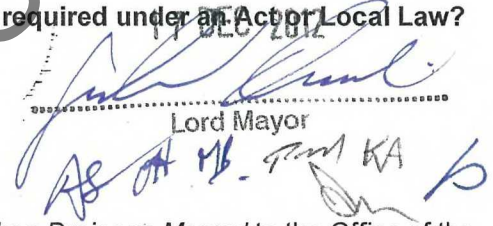
6.0 Date
17 DEC 2012

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

9.0 Recommended for public release
Immediate release.

17 DEC 2012

Lord Mayor
AS AH MB PM KA P

10.0 Recommendation
That E&C approve Council's feedback on the *Queensland Urban Drainage Manual* to the Office of the Water Supply Regulator, Department of Energy and Water Supply, as set out in Attachments "B" and "C".

11.0
Divisional Manager

Chairman

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


Vicki Pethybridge
DIVISIONAL MANAGER
CITY PLANNING AND SUSTAINABILITY


Cr Matthew Bourke
CHAIRMAN, ENVIRONMENT, PARKS &
SUSTAINABILITY COMMITTEE

I Recommend Accordingly


CHIEF EXECUTIVE OFFICER

BCA PUBLIC RELEASE
NO YEAR RELEASE
CONFIDENTIAL

12.0 Background

On 18 October 2012, Brisbane City Council received a written invitation from the Office of Water Supply Regulator in Department of Energy and Water Supply, to provide feedback on the proposed changes to the *Queensland Urban Drainage Manual (QUDM)* and to advise any other issues that should be addressed in the review of the manual.

The *QUDM* is a stormwater planning and design guide produced by the then Department of Environment and Resource Management (DERM), in collaboration with councils and industry representatives. The manual is not mandatory; however it is widely accepted and implemented by councils across Queensland, including Brisbane City Council.

Council generally supports the main areas of the review. Council's feedback on the *QUDM* is outlined in Attachment "B" and cover letter in Attachment "C". Key points raised include:

- a request for higher levels of integration with existing stormwater and healthy waterway planning requirements, to support compliance with urban stormwater quality requirements and implementation of Council's WaterSmart Strategy.
- The *QUDM* should use references to existing approved documents instead of expanding the manual with duplicated requirements.
- The *QUDM* should incorporate the amenity impact of stormwater design and non-asset solutions for public safety, while still remaining a practical design manual.

The State Government's review of the *QUDM* will ensure the fulfilment of the Queensland Flood Commission of inquiry recommendations applicable to stormwater infrastructure design and planning. Council's feedback contributes to improved implementation of the *QUDM* within the broader system of statutory requirements affecting stormwater management.

It is therefore recommended, that E&C approve Council's feedback on the *Queensland Urban Drainage Manual* to the Office of the Water Supply Regulator, Department of Energy and Water Supply as set out in Attachments "B" and "C".

Attachments:

- (A) Summary of the decision
- (B) Brisbane City Council Comments Register: Proposed *QUDM* Changes
Queensland Urban Drainage Manual – 2012-13 Review
- (C) Covering letter for Council's feedback to the Office of the Water Supply Regulator, Department of Energy and Water Supply

13.0 Consultation

Chris Wilson, Product Manager Drainage Design, City Projects Office, BI (5 November 2012)
Andrew Blake, Principal Engineer Hydraulics, Development Assessment, CP&S (5 November 2012)
James Langston, Principal Engineering Officer, City Planning & Economic Development, CP&S (5 November 2012)
Gavin Blakey, Asset Engineering Manager, Asset Management, BI (5 November 2012)
Siva Sivaananthan, Senior Engineering Officer, NEWS, CP&S (5 November 2012)
Ellen Davidge, Principal Engineering Officer Flooding and Planning, NEWS, CP&S (5 November 2012)
David Simpson, Senior Engineer Drainage Design, City Projects Office, BI (5 November 2012)
Evan Caswell, Product Manager Flood Management, City Projects Office, BI (5 November 2012)
Peter Kuras, Senior Engineering Officer WaterSmart Integration, NEWS, CP&S (5 November 2012)
Robert Wright, Principal Planning Officer Flooding and Planning, NEWS, CP&S (5 November 2012)
Ouswatta Perera, Senior Engineering Officer, NEWS, CP&S (21 November 2012)
Greg Swain, Communication Manager, Corporate Communication, Organisational Services (21 November 2012)
John Jordan, Branch Manager, NEWS, CP&S (21 November 2012)

All are in agreement with the recommendation.

14.0 Implications of proposal

No direct implications, however following the revision of *Queensland Urban Drainage Manual* there will be a need to review Council's *Subdivision & Development Guidelines*.

15.0 Commercial in confidence
Nil.

16.0 Vision/Corporate Plan impact
Nil.

17.0 Customer impact
The manual is publicly available on the Department of Energy and Water Supply website.

18.0 Environmental impact
Nil.

19.0 Policy impact
Nil.

20.0 Financial impact
Nil.

21.0 Human resource impact
Nil.

22.0 Urgency
Urgent. Feedback is required to be provided to the Queensland Government Department of Energy and Water Supply by 21 December 2012.

23.0 Publicity/marketing strategy
Nil.

24.0 Options

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

Option 1 is the preferred option.

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

BCG PUBLIC INFORMATION SCHEME
10 YEAR RELEASE

SUBMISSION TO THE ESTABLISHMENT AND COORDINATION COMMITTEE

1.0 Primary file number

137/800/1121/719

Relevant subject matter files

N/A

2.0 Title

Park food and beverage vendor trial.

3.0 Issue/purpose

To approve the park food and beverage vendor trial in nominated parks across the city.

4.0 Proponent

Vicki Pethybridge, Divisional Manager, City Planning and Sustainability

5.0 Submission prepared by

Kerri Heilbronn, Natural Environment, Water & Sustainability, City Planning & Sustainability. ext. 36316

6.0 Date

17 DEC 2012

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 of Local Law?

N/A.

9.0 Recommended for public release

Immediate release

10.0 Recommendation

That E&C approve the park food and beverage vendor trial at the sites listed in Schedule 1 (Attachment B).

11.0 Divisional Manager


Vicki Pethybridge
DIVISIONAL MANAGER
CITY PLANNING & SUSTAINABILITY DIVISION

Chairman

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


Councillor Matthew Bourke
CHAIRMAN, ENVIRONMENT, PARKS &
SUSTAINABILITY COMMITTEE

I Recommend Accordingly

.....
CHIEF EXECUTIVE OFFICER

BC PUBLIC INFORMATION SCHEME
10 YEAR RELEASE
APPROVED
17 DEC 2012
Lord Mayor
AS HB KA
JMS

12.0 Background

Natural Environment, Water and Sustainability Branch, in collaboration with other Program partners and delivery managers, propose to establish a trial of park food and beverage vendors in selected parks across Brisbane.

Some interest has been received from vendors for participation in such a program. Optimising the use of Brisbane's parks and providing a higher level of service for visitors can also promote economic development opportunities for vendors and surrounding businesses.

The proposed trial delivery model is as follows:

- Operators will be granted the right to operate a food and beverage service on a mobile or temporary basis which will be established by market interest and site suitability in the approved parks.
- A commercial service delivery model will be utilised, compliant with legislation, existing strategic procurement rules, and existing delegations for an operating agreement approval and current Council commercial practices for public property.
- A Request for Proposals will be sought from suitable vendors for access to the nominated sites. Vendors will be required to hold food licences, public liability insurances and provide a minimum food and beverage menu for immediate consumption, such as non-alcoholic cold and hot drinks and quality quick and healthy foods.
- The specific terms and conditions for vendors will be outlined in the tender documents. Vendors will be able to tender for sites.
- Vendors will be required to open for a minimum number of hours trade (per week) for the allocated location and period. Beyond the minimum hours of trade, a vendor could trade extended hours, subject to park opening requirements and agreement with Council.
- Vendors will be required to provide a self-contained food and beverage service (e.g. electricity, sewer or grey water disposal, rubbish disposal).
- As a reflection of the current market and untested operating environment, the fees for successful vendors for the trial period will be set as a percentage of sales, in accordance with current Council commercial leasing procedures.

The selection criteria used to determine the nominated sites included:

- park hierarchy of a district and metropolitan level;
- park user profiles, services and park facilities and attractors such as district play;
- immediacy to potential business and commercial conflicts; and
- visibility and accessibility for vendor and users including security and safety.

The commercial delivery method will be evaluated to ensure that if the trial is successful, this delivery method and regulatory consequences are the most appropriate and cost efficient compared with similar programs (e.g. Food Peddlers) that are currently being developed under the regulatory permit model, which applies to malls and footpath dining. Alignment will also be considered in the review of existing Local Laws and licences such as the Standing Vehicle Licence.

While a commercial model will be used with the participating vendors, the existing compliance monitoring and regulation framework will support the trial to the extent that currently unlicensed food vendors access parks on a regular basis.

It is therefore recommended, that E&C approve the park food and beverage vendor trial at the sites listed in Schedule 1 (Attachment B).

13.0 Consultation

- Brad Wilson, Group Manager, Natural Resources and Parks, Natural Environment and Sustainability (3 December 2012)
- Pauline Davis, Commercial Leasing Manager, Asset Management (3 December 2012)
- Kathryn Houston, Solicitor, Brisbane City Legal Practice (3 December 2012)
- Tim Wright, Manager, Asset Services (3 December 2012)
- Blair Clark, Senior Project Officer – Legislation, Compliance and Regulatory Services (3 December 2012)
- Greg Swain, Communication Manager, Corporate Communication (4 December 2012)
- Tabitha Goodreid, Urban Designer, Infrastructure and Urban Design (3 December 2012)

All are in agreement with the recommendation.

14.0 Implications of proposal

There is likely to be localised economic benefit from activation of the parks and support for small business. Some local businesses in the vicinity of the trial may see the trial and vendors as unfair competition and may be concerned. The sites have been nominated to minimise this concern as much as possible.

15.0 Commercial in confidence

No.

16.0 Vision/Corporate Plan impact

The trial program with food and beverage in parks contributes to Living in Brisbane 2026 by creating new activities and making parks more attractive to a greater population, and in stimulating creativity in the economy, and a vibrant city.

17.0 Customer impact

The trial program is likely to result in positive change in park use by increasing diversity and choice and enhancing the park user experience.

18.0 Environmental impact

NA

19.0 Policy impact

No change to policy. The proposal is aligned with the objectives of Open Space Policy OS1.

20.0 Financial impact

The trial may result in a minor revenue stream through its percentage profit model.

21.0 Human resource impact

The Project Manager Parks Placemaking role will assist in supporting the trial and coordination with other program and delivery partners.

22.0 Urgency

It is desirable to expedite the RFP and tender process as soon as possible to ensure vendors are operating earlier in 2013 rather than commencing the trial in winter. An earlier start date would assist in establishing and maximising the program's viability and potential success.

23.0 Publicity/marketing strategy

A Marketing and Communication Plan has been prepared that outlines a range of promotional activities and outlines the integration of marketing between both Council and the successful vendors. A launch is proposed with all successful vendors around April 2013. This may allow a showcase of all vendors in a chosen site.

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 Primary file number
137/800/1121/720

Related subject matter files
N/A

2.0 Title
Housing and Other Legislation Amendment Bill 2012

3.0 Issue/purpose
To seek E&C approval to provide a response to the Transport, Housing and Local Government Committee regarding the Housing and Other Legislation Amendment Bill 2012.

4.0 Proponent
Kent Stroud, A/Divisional Manager, Brisbane Lifestyle

5.0 Submission prepared by
David Gard, Senior Project Officer, Compliance and Regulatory Services

6.0 Date
11 7 DEC 2012

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 provide a response to the Transport, Housing and Local Government Committee regarding the Housing and Other Legislation Amendment Bill 2012, as set out in Attachment B.

11.0
Divisional Manager

APPROVED
17 DEC 2012
[Signature]
Lord Mayor
[Signatures: AS, MS, KA, etc.]

[Signature]
Kent Stroud
A/DIVISIONAL MANAGER
BRISBANE LIFESTYLE

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

[Signature]
Councillor Krista Adams
CHAIRMAN
BRISBANE LIFESTYLE COMMITTEE

I Recommend Accordingly
[Signature]
.....
CHIEF EXECUTIVE OFFICER

12.0 Background

On 13 November 2012 the Honourable Bruce Flegg MP, introduced the *Housing and Other Legislation Amendment Bill 2012* (the Bill) into the Queensland Parliament.

Contained within the Bill are a number of proposals for amendments to legislation. In particular, Council would be affected by changes to the *Building Act 1975* and the *Plumbing and Drainage Act 2002*.

The majority of the changes that would affect Council are administrative in nature and will have no impact on Council's business. A summary of these changes are:

- A change to the terminology to plumbing work covered to separate 'on-site sewerage work';
- Ensuring that the form lodging process caters for multiple transactions to reduce red tape;
- Clarifying who is responsible for lodging notification of the completed work to the Plumbing Industry Council;
- Including in the legislation that the Plumber completing the work is to notify the customer that the work may be audited by Council; and
- A new section which allows the Plumbing Industry Council to disclose information to local governments for enforcement and investigation purposes.

The Bill also includes an amendment to the *Plumbing and Drainage Act 2002* which states that 'regulation can stipulate actions that a local government may, or must, take when inspecting notifiable work.' This could have an impact on Council's plumbing operations; however amendments to regulation mentioned do not form part of the Bill.

E&C approval is now sought to provide a response to the Transport, Housing and Local Government Committee regarding the Housing and Other Legislation Amendment Bill 2012, as set out in Attachment B.

13.0 Consultation

- Brett Turville, Manager, Compliance and Regulatory Services Branch (6 December 2012)
- Linda Gillam, Business Improvement and Strategy Manager, Compliance and Regulatory Services Branch (5 December 2012)
- Eddie Denman, Plumbing Services Manager, Compliance and Regulatory Services Branch (3 December 2012)
- Glenn Davidson, Principal Officer Built Environment, Compliance and Regulatory Services Branch (30 November 2012)

All are in agreement with the recommendation.

14.0 Implications of proposal

Approval will allow a submission to be given to Queensland Transport, Housing and Local Government committee.

15.0 Commercial in confidence

No

16.0 Vision/Corporate Plan impact

This proposal delivers on Program Outcome 6.1 - Improve community health and safety outcomes through public health licensing and regulatory services. This proposal is in line with the Living in Brisbane Vision 2026 - Vibrant, Creative City.

17.0 Customer impact

The changes to both the Building Act and the Plumbing and Drainage Act aim to reduce red tape and make processes easier for customers in managing compliance.

18.0 Environmental impact

Nil

19.0 Policy impact

Nil

20.0 Financial impact

Nil

21.0 Human resource impact

Nil

22.0 Urgency

As soon as possible as submissions to the Transport, Housing and Local Government committee close on 7 December 2012. The Committee has advised that this submission will be considered after this date.

23.0 Publicity/marketing strategy

Nil

24.0 Options

Option 1: Approve the recommendation.

Option 2: Amend the recommendation.

Option 3: Not approve the recommendation.

Option 1 is the preferred option.

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

BCC PUBLICATION SCHEME
10 YEAR RELEASE

SUBMISSION TO THE ESTABLISHMENT AND COORDINATION COMMITTEE

1.0 Primary file number

137/800/1121/701

Relevant subject matter files

106/335/1004/101

2.0 Title

Brisbane Pride Festival 2012

2.0 Issue/purpose

To seek E&C approval for funding for the Brisbane Pride Festival 2012.

4.0 Proponent

Kent Stroud, A/Divisional Manager Brisbane Lifestyle Division, Ph: 34034110

5.0 Submission prepared by

Neville Wilmott, Program and Business Services Manager, Ph: 340 35807

6.0 Date

17 DEC 2012

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

Immediate Release

10.0 Recommendation

That E&C approve funding of \$5,000 towards the Brisbane Pride Festival event.

11.0

Divisional Manager

Chairman

I Support ~~Reject~~ the recommendation.

If reject, please state reasons.

K Adams

**Councillor Krista Adams
CHAIRMAN
BRISBANE LIFESTYLE COMMITTEE**

**Kent Stroud
A/DIVISIONAL MANAGER
BRISBANELIFESTYLE**

I Recommend Accordingly

.....
CHIEF EXECUTIVE OFFICER

BCC 10 YEAR RELEASE SCHEME

APPROVED
17 DEC 2012
[Signature]
Lord Mayor
[Signatures]

12.0 Background

The annual Brisbane Pride Festival was held in September 2012. The festival is seen as a significant cultural event in Brisbane which celebrates community, diversity and inclusion.

The Brisbane Pride Festival Association has requested Brisbane City Council to assist with a shortfall in funding for the 2012 event. This is due to the Festival organisers having to move the venue of the fair day from Musgrave Park to Perry Park and as a result the associated costs were higher than expected.

E&C approval is now sought for funding of \$5,000 towards the Brisbane Pride Festival event.

13.0 Consultation -

- Lorraine Gregory, Manager Healthy and Vibrant Communities, Community Lifestyle Branch
- Vanessa Fabre, A/Branch Manager, Community Lifestyle
- Greg Swain, Communication Manager, Corporate Communication

And all are in agreement with the recommendation.

14.0 Implications of proposal

Festival organisers will be able to offset additional costs incurred in changing venues.

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, "a culturally vibrant city that values ideas, cooperation and cultural diversity. A city that support creative industries and festivals both small and large; bringing people together, sharing their stories, music, art and food". It also incorporates the following themes 'Friendly, Safe City' and 'Regional and World City'.

The festival delivers the following City wide outcomes of the 2012/13 – 2016/17 Corporate Plan of an 'Outstanding city profile', 'Inclusive, caring communities', 'Connected and Engaged Communities', 'Healthy economy' and 'Learning and informed communities' for the ultimate benefit of the wider community.

The festival contributes to the Your Brisbane Program Goals: A community that is innovative, creative and provided with opportunities to actively participate in the cultural life of our diverse and vibrant city, and delivers on the key action of assisting festivals in the development of capacity, service delivery and connection to the people of Brisbane.

17.0 Customer impact

The Festival organisers will be able to proceed with future planning and production of the Brisbane Pride Festival.

18.0 Environmental impact

Nil

19.0 Policy impact

Nil

20.0 Financial impact

Funding will be provided from Service 5.1.1.1 Festivals and Events.

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: Approve the recommendation
- Option 2: Amend the recommendation
- Option 3: 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.

BCC PUBLICATION SCHEME
10 YEAR RELEASE

SUBMISSION TO THE ESTABLISHMENT AND COORDINATION COMMITTEE

1.0 Primary file number

137/800/1121/698

Related subject matter files

112/20/94/2

2.0 Title

Zillmere and District Senior Citizens Club

3.0 Issue/purpose

To seek E&C approval to accept the transfer of the land and building from the Zillmere and District Senior Citizens Club

4.0 Proponent

Kent Stroud, A/Divisional Manager, Brisbane Lifestyle

5.0 Submission prepared by

Lorraine Gregory, Manager Healthy & Vibrant Communities, Community Lifestyle Branch

6.0 Date

17 DEC 2012

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 accept the transfer of the land and building at 52 Murphy Road, Zillmere from the Zillmere and District Senior Citizens Club.

11.0

Divisional Manager

APPROVED
17 DEC 2012

Lord Mayor



Kent Stroud
A/DIVISIONAL MANAGER
BRISBANE LIFESTYLE

I Recommend Accordingly


CHIEF EXECUTIVE OFFICER

Chairman

I Support / ~~Reject~~ the recommendation.

If reject, please state reasons.


Councillor Krista Adams
CHAIRMAN
BRISBANE LIFESTYLE COMMITTEE

12.0 Background

On 5 July 2012 the Zillmere and District Senior Citizens Club (the Club) held its Extraordinary General Business Meeting at which the members of the Club voted upon and carried the motion of gifting the land and building at 52 Murphy Road, Zillmere to Council (for map see *Attachment B*). A formal letter dated 9 July 2012 was sent to Council advising of this decision. This letter including the meeting minutes has been included at *Attachment C*.

Council has been advised that the Club intends to dissolve in the near future and therefore has gifted the property to Council. As part of this gift, the Club wish to maintain access to the building on Wednesdays and Thursdays each week until dissolution. Brisbane City Legal Practice in conjunction with Brisbane Lifestyle and the Club's solicitors has decided that this ongoing arrangement should be facilitated through a standard venue hire process managed under a memorandum of understanding. The draft memorandum has been included at *Attachment D*.

To ascertain the current state of the building an inspection was undertaken on 31 August 2012. From this building inspection it is estimated that approximately \$73,000 will need to be spent on the building in the next 10 years with approximately \$35,000 needing to be spent in the short term to bring the building up to a functional standard. The building inspection report has been included at *Attachment E*.

As the gifting of this land constitutes a land transfer stamp duty will need to be paid. Based on the land valuation undertaken on 8 November 2012; \$13,000.00 will need to be paid in stamp duty on the transfer of the land. The land valuation report is included at *Attachment F*.

The premises host a range of community groups alongside the Zillmere and District Senior Citizens Club, being the current owner/operators. There is a risk that with the dissolution of the club that the premises will cease to function as a community facility displacing current users and placing increased burden on other facilities in the area. By accepting the gift of this land and building Council will guarantee that the existing levels of service and access to community facilities in the Zillmere locality are maintained and enhanced.

E&C approval is now sought to accept the transfer of the land and building at 52 Murphy Road, Zillmere from the Zillmere and District Senior Citizens Club.

List of Attachments

Attachment A – E&C Submission Summary

Attachment B – Map of site

Attachment C – Zillmere and District Senior Citizens Club – Extraordinary General Business Meeting Minutes of 5 July 2012

Attachment D – Draft Memorandum of Understanding between Brisbane City Council and Zillmere and District Senior Citizens Club

Attachment E – Building Inspection Report

Attachment F – Land Valuation Report

13.0 Consultation

- Maria Menchise, Principal Solicitor, Property Law, Brisbane City Legal Practice
- Greg Sawin, Corporate Communication Manager, Corporate Communication
- Paul Oberle, Chief Financial Officer, Corporate Finance
- David Askern, Chief Legal Counsel, Brisbane City Legal Practice

All are in agreement with the recommendation.

14.0 Implications of proposal

The existing building will become a Council asset providing additional community facilities in the area.

15.0 Commercial in confidence

No

16.0 Vision/Corporate Plan impact

Approval of this submission will ensure that desired standards of service for community facilities are maintained within the Zillmere locality in the longer term. It supports the *Living in Brisbane 2026* 'Active, healthy city' and 'Vibrant, creative city' themes and associated city-wide outcomes.

Maintaining service levels of Council's community facilities also supports the *Corporate Plan, Program 5 – Your Brisbane*:

5.1 - Thriving arts and culture - 'Enhance facilities and activities that deliver community participation in suburban cultural events'.

5.4 - Social inclusion - 'Continue to support suburban cultural activities, events and facilities'

5.5 - Well-managed community facilities so that Brisbane residents will have access to a range of well-managed, quality community facilities providing recreational, social and cultural opportunities. 'Multi-purpose community hub solutions will be developed for higher density regional/district centres. Develop multi-purpose community hub proposals involving three or more community purposes covering sport, leisure and learning (including libraries), general meeting spaces, arts and culture, community services organisations, farmers' markets and community gardens'.

17.0 Customer impact

Local residents will benefit from the long term access to a community facility maintained by Council.

18.0 Environmental impact

Nil

19.0 Policy impact

Nil

20.0 Financial impact

Approximately \$86,000 over a 10 year period. This will be funded through the *Community Halls Maintenance and Rehabilitation* budget within the Program 5.5.2.1 Community Halls budget.

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 Communication.

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 Primary file number

137/800/1121/714.

Relevant subject matter files

112/445/444/102-02.

2.0 Title

Lease for Level 7, West Tower, Brisbane Transit Centre, 151 – 171 Roma Street, Brisbane.

3.0 Issue/purpose

To seek approval to enter into a new lease for Level 7, West Tower, Brisbane Transit Centre, 151 – 171 Roma Street, Brisbane.

4.0 Proponent

Scott Stewart, Divisional Manager, Brisbane Infrastructure, Ext: 37652.

5.0 Submission prepared by

Wendy Lucey, Leasing Officer, Asset Management, Ext: 34711.

6.0 Date

17 DEC 2012

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 a new lease for Level 7, West Tower, Brisbane Transit Centre, 151 – 171 Roma Street, Brisbane in accordance with the provisions of the Lease Term Sheet as set out in Attachment B and otherwise on terms and conditions satisfactory to the Manager, Asset Portfolio Management and the Chief Legal Counsel, Brisbane City Legal Practice.

APPROVED

17 DEC 2012

[Signature]
Lord Mayor
[Signatures: PM, KA, P]

11.0 Divisional Manager

[Signature]
7/12/12
Scott Stewart
DIVISIONAL MANAGER
BRISBANE INFRASTRUCTURE

Chairman

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

[Signature]
Councillor Adrian Schrinner
DEPUTY MAYOR
CHAIRMAN
INFRASTRUCTURE COMMITTEE

I Recommend Accordingly

[Signature]
CHIEF EXECUTIVE OFFICER

12.0 Background

Currently Council has a Lease over 8,324 square metres located on Levels 5, 6, 7 and 8 of the West Tower, Brisbane Transit Centre, located at 151 – 171 Roma Street, Brisbane (“The Lease”). This Lease expires 31 July 2013.

Council is currently finalising a new Lease for Level 8 to provide for upcoming accommodation requirements. After review by Asset Optimisation it has also been determined that Council requires Level 7 to be retained for future accommodation needs.

Council has now received an offer from the Lessor for a new Lease for Level 7, West Tower, Brisbane Transit Centre, 151 – 171 Roma Street, Brisbane for a period of one year and 11 months on the same terms and conditions as the current Level 8 lease offer.

E&C approval is sought to enter into a new Lease for Level 7, West Tower, Brisbane Transit Centre, 151 – 171 Roma Street, Brisbane in accordance with the provisions of the Lease Term Sheet as set out in Attachment B and otherwise on the terms and conditions satisfactory to the Manager, Asset Portfolio Management and the Chief Legal Counsel, Brisbane City Legal Practice.

Attachments:

- (A) Summary for Public Release
- (B) Lease Term Sheet

13.0 Consultation

- David Askern, Chief Legal Counsel, Brisbane City Legal Practice (29/11/2012)
- Joe Bannan, Branch Manager, Asset Management, Brisbane Infrastructure (6/12/2012)
- Glenn Gomez, Manager, Asset Portfolio Management, Brisbane Infrastructure (30/11/2012)
- Greg Swain, Corporate Communication Manager, Corporate Communication (29/11/2012)
- James Rouse, Corporate Real Estate Strategy Manager, Asset Optimisation, Organisational Services (6/12/2012)

All are in agreement with the recommendation.

14.0 Implications of proposal

Approval of this submission will secure tenure of Level 7 to allow for Council’s future accommodation needs.

15.0 Commercial in confidence

No.

16.0 Vision/Corporate Plan impact

The submission is consistent with the Corporate Vision Theme of a Smart and Prosperous City.

17.0 Customer impact

The submission is consistent with the Organisation 2014 Strategy of Serving Brisbane through Customer Focus.

18.0 Environmental impact

No environmental issues associated with entering into a new lease term.

19.0 Policy impact

Nil

20.0 Financial impact

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

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 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

137/800/1121/663

Relevant subject matter files

106/335/1004/51

2.0 Title

Festival funding for the Brisbane Billycart Championships

3.0 Issue/purpose

To seek E&C approval to provide additional funding for the Brisbane Billycart Championships.

4.0 Proponent

Kent Stroud, A/Divisional Manager, Brisbane Lifestyle

5.0 Submission prepared by

Lorraine Gregory, Manager Healthy and Vibrant Communities, ext. 34725

6.0 Date

17 DEC 2012

7.0 For E&C approval or recommendation to Council

For E&C approval

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

No

9.0 Recommended for public release

Immediate Release

10.0 Recommendation

That the E&C approve to provide additional funding of \$9,000 to the Rotary Club of Carindale Inc. for the delivery of the Brisbane Billycart Championships.

11.0 DIVISIONAL MANAGER

**Kent Stroud
A/DIVISIONAL MANAGER
BRISBANE LIFESTYLE**

I Recommend Accordingly

CHIEF EXECUTIVE OFFICER

APPROVED
17 DEC 2012
Lord Mayor
KA

CHAIRMAN

I Support / Reject the recommendation.

If reject, please state reasons

KAdams

**Councillor Krista Adams
CHAIRMAN
BRISBANE LIFESTYLE COMMITTEE**

BCO 10 YEAR PUBLIC RELEASE SCHEME

[Handwritten signature]

[Handwritten signature]

12.0 Background

On 23 August 2010, E&C approved new funding agreements for City-wide and Community Festivals. Various organisations were endorsed for new, two-year festival contracts.

The Brisbane Billycart Championships were provided funding of \$16,000 in 2011. A variation letter dated 9 September 2011 advised the Rotary Club of Carindale Inc. that funding for the 2011/12 financial year (funding period 2) and 2012/13 financial year (funding period 3) would be increased by \$9,000 to a total \$25,000 excluding GST. The organisers were of the understanding that the letter related to all three festivals covered by the contract.

An additional payment of \$9,000 for the event is required to offset costs incurred by the festival organisers.

E&C approval is now sought to provide additional funding of \$9,000 to the Rotary Club of Carindale Inc. for the delivery of the Brisbane Billycart Championships.

13.0 Consultation

- Vanessa Fabre, Acting Manager, Community Lifestyle
- Greg Swain, Manager, Corporate Communication

All are in agreement with the recommendation.

14.0 Implications of proposal

Festival organisers will be able to proceed with planning and production for the 2013 Championships.

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*. It also incorporates the following themes 'Friendly, Safe City' and 'Regional and World City'.

It will deliver the following City-wide outcomes of the 2012/13 – 2016/17 Corporate Plan of an 'Outstanding city profile', 'Inclusive, caring communities', 'Connected and engaged Communities', 'Healthy economy' and 'Learning and informed communities'.

17.0 Customer impact

The Rotary Club of Carindale will be able to proceed with the ongoing planning and production of the Brisbane Billycart Championships.

18.0 Environmental impact

Nil

19.0 Policy impact

Nil

20.0 Financial impact

Funding is available in Program 5, Service 5.1.1.1 Festivals and Events.

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: Approve the recommendation.

Option 2: Amend the recommendation.

Option 3: 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.

BCC PUBLICATION SCHEME
10 YEAR RELEASE

SUBMISSION TO THE ESTABLISHMENT AND COORDINATION COMMITTEE

1.0 Primary file number

137/800/1121/687

Relevant subject matter files

N/A

2.0 Title

Clem Jones Tunnel (CLEM7) – Council Consent to Debt Financier Arrangements – Substitution of Deutsche Bank Ag, London Branch with York Global Finance BDH LLC.

3.0 Issue/purpose

To gain consent to the substitution of a Debt Financier associated with the CLEM7 project.

4.0 Proponent

Alan Evans, Executive Manager, City Projects Office, Ext 37177.

5.0 Submission prepared by

Gregg Buyers, Program Director, City Projects Office, Ext 37329.

6.0 Date

17 DEC 2012

7.0 For E&C approval or recommendation to Council

For Establishment and Coordination Committee approval.

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

Not applicable.

APPROVED

17 DEC 2012

[Handwritten signatures and initials: Lord Mayor, AS, KA, p]

9.0 Recommended for public release

For immediate release.

10.0 Recommendation

That the Establishment and Coordination Committee consent to the substitution of Deutsche Bank Ag, London Branch (for an amount of \$29,063,018.40) and their rights, obligations and interests, with York Global Finance BDH LLC in accordance with Clause 10.3(b) of the Debt Finance Side Deed.

11.0 Executive Manager

[Handwritten signature: Alan Evans]

Alan Evans
EXECUTIVE MANAGER
CITY PROJECTS OFFICE

Chairman

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

[Handwritten signature: Adrian Schrinner]

Councillor Adrian Schrinner
DEPUTY MAYOR
CHAIRMAN
INFRASTRUCTURE COMMITTEE

I Recommend Accordingly

[Handwritten signature]
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 which include the Debt Finance Side Deed and Loan Note Subscription Agreement.

By letter dated 7 November 2012, the Security Trustee under the CLEM7 Debt Finance Side Deed requested Council's consent for the substitution of a Debt Financier associated with the CLEM7 project with York Global Finance BDH LLC.

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 York Global Finance BDH LLC does not currently have a credit rating from any rating agency. Therefore, Council is not obliged to consent to the assignment under Clause 10.3 but cannot unreasonably refuse that consent.

A credit rating was stipulated to primarily reduce the risk to Council of funds becoming unavailable due to the financial difficulty of one of the Debt Financiers during construction. Now that construction is complete and CLEM7 is operational, the consequences of this risk are greatly diminished and this change to Council's risk profile means that the lack of a credit rating by York Global Finance BDH LLC is not as significant.

The CLEM7 project team is of the view that the request should be agreed to by Council as there are no particular reasons for withholding consent.

It is recommended that the Establishment and Coordination Committee consent to the substitution of Deutsche Bank Ag, London Branch (for an amount of \$29,063,018.40) and their rights, obligations and interests, with York Global Finance BDH LLC, in accordance with Clause 10.3(b) of the Debt Finance Side Deed.

13.0 Consultation

- Scott Stewart, Divisional Manager, Brisbane Infrastructure (08 November 2012)
- Greg Evans, Divisional Manager, Organisational Services (12 November 2012)
- David Askern, Chief Legal Counsel, Brisbane City Legal Practice (08 November 2012)
- Craig Stevens, Manager, Corporate Communication, Organisational Services (08 November 2012)

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 Ag, London Branch, with York Global Finance BDH LLC.

15.0 Commercial in confidence

No.

16.0 Vision/Corporate Plan impact

This action is consistent with the Accessible, Connected City 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: 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.

BCA PUBLIC INFORMATION SCHEME
10 YEAR RELEASE

SUBMISSION TO THE ESTABLISHMENT AND COORDINATION COMMITTEE

1.0 Primary file number

137/800/1121/700

Relevant subject matter files

N/A

2.0 Title

Clem Jones Tunnel (CLEM7) – Council Consent to Debt Financier Arrangements – Substitution of Deutsche Bank Ag, London Branch with Brevan Howard Credit Value Fund Limited.

3.0 Issue/purpose

To gain consent to the substitution of a Debt Financier associated with the CLEM7 project.

4.0 Proponent

Alan Evans, Executive Manager, City Projects Office, Ext 37177.

5.0 Submission prepared by

Gregg Buyers, Program Director, City Projects Office, Ext 37329.

6.0 Date

17 DEC 2012

7.0 For E&C approval or recommendation to Council

For Establishment and Coordination Committee approval.

APPROVED

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

Not applicable.

17 DEC 2012

9.0 Recommended for public release

For immediate release.

[Handwritten signatures and initials]
Lord Mayor
AS
YH
P
KA
D
B

10.0 Recommendation

That the Establishment and Coordination Committee consent to the substitution of Deutsche Bank Ag, London Branch (for an amount of \$12,500,000) and their rights, obligations and interests, with Brevan Howard Credit Value Fund Limited in accordance with Clause 10.3(b) of the Debt Finance Side Deed.

11.0 Executive Manager

[Signature of Alan Evans]

Alan Evans
EXECUTIVE MANAGER
CITY PROJECTS OFFICE

Chairman

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

[Signature of Councillor Adrian Schrinner]

Councillor Adrian Schrinner
DEPUTY MAYOR
CHAIRMAN
INFRASTRUCTURE COMMITTEE

I Recommend Accordingly

[Signature of Chief Executive Officer]
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 which include the Debt Finance Side Deed and Loan Note Subscription Agreement.

By letter dated 16 November 2012, the Security Trustee under the CLEM7 Debt Finance Side Deed requested Council's consent for the substitution of a Debt Financier associated with the CLEM7 project with Brevan Howard Credit Value Fund 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 Brevan Howard Credit Value Fund Limited does not currently have a credit rating from any rating agency. Therefore, Council is not obliged to consent to the assignment under Clause 10.3 but cannot unreasonably refuse that consent.

A credit rating was stipulated to primarily reduce the risk to Council of funds becoming unavailable due to the financial difficulty of one of the Debt Financiers during construction. Now that construction is complete and CLEM7 is operational, the consequences of this risk are greatly diminished and this change to Council's risk profile means that the lack of a credit rating by Brevan Howard Credit Value Fund Limited is not as significant.

The CLEM7 project team is of the view that the request should be agreed to by Council as there are no particular reasons for withholding consent.

It is recommended that the Establishment and Coordination Committee consent to the substitution of Deutsche Bank Ag, London Branch (for an amount of \$12,500,000) and their rights, obligations and interests, with Brevan Howard Credit Value Fund Limited, in accordance with Clause 10.3(b) of the Debt Finance Side Deed.

13.0 Consultation

- Scott Stewart, Divisional Manager, Brisbane Infrastructure (19 November 2012)
- Greg Evans, Divisional Manager, Organisational Services (19 November 2012)
- David Askern, Chief Legal Counsel, Brisbane City Legal Practice (19 November 2012)
- Craig Stevens, Manager, Corporate Communication, Organisational Services (21 November 2012)

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 Ag, London Branch, with Brevan Howard Credit Value Fund Limited.

15.0 Commercial in confidence

No.

16.0 Vision/Corporate Plan impact

This action is consistent with the Accessible, Connected City 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: 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.

BCA PUBLICATION SCHEME
10 YEAR RELEASE

SUBMISSION TO THE ESTABLISHMENT AND COORDINATION COMMITTEE

1.0 Primary file number

137/800/1121/713

Relevant subject matter files

N/A

2.0 Title

Clem Jones Tunnel (CLEM7) – Execution of Deed of Variation to the Operation and Maintenance (O&M) Contract.

3.0 Issue/purpose

To gain consent for the execution of the Deed of Variation to the O&M Contract.

4.0 Proponent

Alan Evans, Executive Manager, City Projects Office, Ext 37177.

5.0 Submission prepared by

Gregg Buyers, Program Director, City Projects Office, Ext 37329.

6.0 Date

17 DEC 2012

7.0 For E&C approval or recommendation to Council

For Establishment and Coordination Committee approval.

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

Not applicable.

9.0 Recommended for public release

For immediate release.

10.0 Recommendation

That the Establishment and Coordination Committee approve the execution of the Deed of Variation to the Operation and Maintenance Contract as set out in Attachment B.

11.0 Executive Manager



Alan Evans
EXECUTIVE MANAGER
CITY PROJECTS OFFICE

Chairman

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



Councillor Adrian Schrinner
DEPUTY MAYOR
CHAIRMAN
INFRASTRUCTURE COMMITTEE

I Recommend Accordingly


.....
CHIEF EXECUTIVE OFFICER

APPROVED

17 DEC 2012

.....
Lord Mayor

BC 10 YEAR PUBLICATION RELEASE SCHEME

12.0 Background

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

Under the Project Deed, RCM are required to, amongst other things, operate, maintain and repair the CLEM7. RCM have subcontracted these obligations to their Operation and Maintenance (O&M) Contractor, Brisbane Motorway Services Pty Limited, pursuant to the O&M Contract.

By way of letter dated 10 October 2012, RCM requested Council's Consent to an amendment to the Project Documents in relation to them renegotiating the terms of the O&M Contract. The renegotiated terms included:

- a reduction in the amount of the O&M Core Services Fee (as defined in the O&M Contract);
- an amended O&M Early Termination Amount (as defined in the O&M Contract); and
- creation of new obligations for the O&M Contractor to participate in any future sale of RCM or their assets.

A Deed of Variation to the O&M Contract (refer Attachment B) was drafted and agreed by the parties to effect these amendments.

For the purposes of clause 35 of the Project Deed and clause 5 of the O&M Side Deed, Council Consent is required is for:

- RCM and their O&M Contractor to enter into the Deed of Variation; and
- the amendments to the O&M Contract made pursuant to the Deed of Variation.

The CLEM7 project team and its legal advisor are of the view that the request for Consent should be provided by Council.

Therefore, it is recommended that the Establishment and Coordination Committee approve the execution of the Deed of Variation to the O&M Contract as set out in Attachment B.

13.0 Consultation

- Scott Stewart, Divisional Manager, Brisbane Infrastructure (28 Nov 2012)
- Greg Evans, Divisional Manager, Organisational Services (27 Nov 2012)
- David Askern, Chief Legal Counsel, Brisbane City Legal Practice (26 Nov 2012)
- Craig Stevens, Manager, Corporate Communication, Organisational Services (26 Nov 2012)

All are in agreement with the recommendation.

14.0 Implications of proposal

The proposed recommendation will endorse the execution of the Deed of Variation to the O&M Contract.

15.0 Commercial in confidence

No.

16.0 Vision/Corporate Plan impact

This action is consistent with the Accessible, Connected City 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: 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 Primary file number
137/800/1121/725

Related subject matter files
165/210/179/405.

2.0 Title

Stores Board Submission – Lease and Operation of the Coffee Hut located at 137 Sydney Street, New Farm Park.

3.0 Issue/purpose

To seek approval from the Establishment & Coordination Committee to enter into a lease for the operation of the Coffee Hut located at 137 Sydney Street, New Farm Park.

4.0 Proponent

Colin Jensen, Chief Executive Officer.

5.0 Submission prepared by

Mark Johnston, Acting Corporate Risk Manager, Organisational Services Division.

6.0 Date

17 DEC 2012

7.0 For E&C approval or recommendation to Council

For E&C approval.

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

No.

9.0 Recommended for public release

Immediate release.

10.0 Recommendation

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

17 DEC 2012
[Signature]
Lord Mayor
[Signatures: AS, HB, KA]

[Signature: Mark Johnston]

[Signature: Colin Jensen]

11.0 Mark Johnston
ACTING CORPORATE RISK MANAGER
ORGANISATIONAL SERVICES

Colin Jensen
CHIEF EXECUTIVE OFFICER

BCO PUBLICATION SCHEME
10 YEAR RELEASE

12.0 Background

The Chief Executive Officer and the Stores Board considered the attached scheduled submission on 11 December 2012.

The submission is recommended 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
BI130081-12/13.	Lease and Operation of the Coffee Hut located at 137 Sydney Street, New Farm Park.	For E&C approval.

13.0 Consultation

- The Chief Executive Officer
- Divisional Manager, Brisbane Infrastructure
- 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
137/800/1121/727

Related subject matter files
156/210/179/399

2.0 Title

Approval to enter into exclusive negotiations with QIC Private Capital Pty Ltd (QIC) and Queensland Motorways Holding Pty Ltd (QML) to further investigate a possible entering into of a concession, long-term lease and related network arrangements for Legacy Way and the Go Between Bridge.

3.0 Issue/purpose

To approve Council entering into exclusive negotiations with QIC and QML to further investigate a possible entering into of a concession, long-term lease and related network arrangements for Legacy Way and the Go Between Bridge.

4.0 Proponent

Greg Evans, Divisional Manager, Organisational Services

5.0 Submission prepared by

Shannon Jarrett, Solicitor, Brisbane City Legal Practice extension 34754

6.0 Date

17 December 2012

17 DEC 2012

7.0 For E&C approval or recommendation to Council

E&C Approval

Lord Mayor

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

N/A

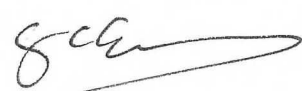
9.0 Recommended for public release

Not for release

10.0 Recommendation

That E&C Approve Council entering into exclusive negotiations with QIC Private Capital Pty Ltd and Queensland Motorways Holding Pty Ltd for the possible entering into of a concession, long-term lease and related network arrangements for Legacy Way and the Go Between Bridge until 15 May 2013

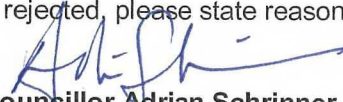
11.0
Divisional Manager



Greg Evans
DIVISIONAL MANAGER
ORGANISATIONAL SERVICES DIVISION

Chairman

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



Councillor Adrian Schrinner
CHAIRMAN INFRASTRUCTURE
COMMITTEE

I Recommend Accordingly


CHIEF EXECUTIVE OFFICER

BC 10 YEAR RELEASE SCHEME APPROVED

12.0 Background

In mid-2011, the Infrastructure Finance and Reform working Group (IFWG) was established by the Federal Government to identify current barriers to attracting infrastructure finance and to develop options to encourage greater private sector investment. In June 2012, the Federal Minister for Transport and Infrastructure Minister Albanese released a report on Infrastructure Finance and Funding reform. The recommendations of the IFWG include that governments should identify and monetise suitable assets, allowing the freed up capital to be invested into new infrastructure projects.

Following the IFWG report, Council has recently received an unsolicited offer from QIC Private Capital Pty Ltd (QIC) and Queensland Motorways Holding Pty Ltd (QML) for a concession, long-term lease and related network arrangements for Legacy Way and the Go Between Bridge. To provide Council with a final offer, QIC requires access to commercial information on Legacy Way and Go Between Bridge. By entering into an exclusive negotiations period QIC would be granted access to allow due diligence to be performed.

In recognition of the costs and expenses to be incurred by QIC and QML in conducting due diligence and determining whether and on what terms a final offer might be based, Council considers it appropriate to deal exclusively with QIC and QML for the period expiring 15 May 2013 (the exclusivity period).

Council's options can be assessed during negotiations to ensure that the most advantageous outcome for Brisbane is identified.

If successful, this transaction could secure the early delivery of the Kingsford Smith Drive (KSD) Upgrade project and other infrastructure opportunities.

The public interest and value for money benefits of entering into exclusive negotiations with QIC can be summarised as follows:

- (i) Rationalise Brisbane tollway operators
- (ii) Funding source for future arterial roads and road upgrades such as KSD
- (iii) Low transaction costs
- (iv) QIC is a Queensland State Government entity
- (v) As the owner of Queensland Motorway Limited assets QIC has aspirations for and is likely to find synergies in an integrated motorway network in Brisbane. As a result QIC would also be able to plan across the whole SEQ toll road network.
- (vi) QIC is therefore more likely to value Council's interests more highly and provide Council with a higher price and/or a more advantageous outcome.
- (vii) Offers made by QIC will be benchmarked against independent valuations to establish value for money.

E&C Approval is therefore sought to enter into exclusive negotiations with QIC and QML to determine if a deal can be made on or before 15 May 2013.

13.0 Consultation

- Scott Stewart, Divisional Manager, Brisbane Infrastructure Division (12 December 2012)
- David Askern, Chief Legal Council, Brisbane City Legal Practice (12 December 2012)
- Paul Oberle, Chief Financial Officer, Corporate Finance (12 December 2012)
- Michael Byrne, Chief Procurement Officer, Strategic Procurement Office (12 December 2012)
- Gregg Buyers, Program Director, Major Projects, City Projects Office, Brisbane Infrastructure Division (12 December 2012)

All are in agreement with the recommendation.

14.0 Implications of proposal

If, during the exclusivity period, Council reaches agreement with QIC/QML it is anticipated that the final agreement will address Council's key objective of achieving the delivery of much needed infrastructure projects such as the Kingsford Smith Drive upgrade.

15.0 Commercial in confidence

Yes

16.0 Vision/Corporate Plan impact

Nil

17.0 Customer impact

Nil

18.0 Environmental impact

Nil

19.0 Policy impact

Nil

20.0 Financial impact

Impact will be known once finalised QIC offer is made following exclusive negotiations period.

21.0 Human resource impact

Nil

22.0 Urgency

Urgent to facilitate commencement of negotiations with QIC and QML.

23.0 Publicity/marketing strategy

Nil.

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.