

The logo for Marrickville Council is a vertical rectangle. The top portion is purple with a wavy, abstract pattern. The bottom portion is a solid orange color. The text 'MARRICKVILLE council' is written vertically in white, with 'MARRICKVILLE' in all caps and 'council' in lowercase.

**MARRICKVILLE council**

**BUSINESS PAPER**

**for**

**COUNCIL  
MEETING  
05/06**

**6.30 PM, TUESDAY,  
20 JUNE, 2006**

# MARRICKVILLE COUNCIL

Administrative Centre  
PETERSHAM

14 June, 2006

Dear Councillors

Notice is given of the **COUNCIL MEETING**, to be held in the COUNCIL CHAMBERS AT THE ADMINISTRATIVE CENTRE, PETERSHAM, on TUESDAY, 20 June, 2006, commencing at 6.30pm.

Yours faithfully



Candy Nay  
**General Manager**

## **COUNCILLORS**

<b>Chairperson</b>	Councillor Sam Byrne ( <i>Mayor</i> )	West Ward	Ph: 9573-0745 Fax: 9335-2029
<b>Deputy Chairperson</b>	Councillor Dimitrios Thanos ( <i>Deputy Mayor</i> )	West Ward	Ph: 9569-0199 Fax: 9550-0849
	Councillor Sam Iskandar	Central Ward	Ph: 9558-7777 Fax: 9554-7841
	Councillor Saeed Khan	Central Ward	Ph: 9569-8634 Fax: 9569-8746
	Councillor Victor Macri	Central Ward	Ph: 9569-2865 Fax: 9569-8750
	Councillor Fiona Byrne	North Ward	Ph: 9519 1110 Fax: 9550-6878
	Councillor Barry Cotter	North Ward	Ph: 9550-4601 Fax: 9590-9539
	Councillor Colin Hesse	North Ward	Ph: 0401 719124 Fax: 9559-8921
	Councillor Morris Hanna OAM	South Ward	Ph: 9569-1447 Fax: 9550-0636
	Councillor Peter Olive	South Ward	Ph: 0401 719148 Fax: 9559-6098
	Councillor Rae Owen	South Ward	Ph: 9559-5350 Fax: 9554-7842
	Councillor Penny Sharpe	West Ward	Ph: 0401 719141 Fax: 9550-6810

## **COUNCIL MEETING**

The Council meeting is chaired by the Mayor Councillor Sam Byrne. The names of the Councillors and their contact details are listed on the previous page. Councillors are entitled to one vote on a matter. If votes are equal, the Chairperson has a second or casting vote. When a majority of Councillors vote in favour of a Motion it becomes a decision of the Council.

## **THE MEETING**

The Meeting is conducted in accordance with Council's Code of Meeting Practice. The order of business is listed in the Agenda. That order will be followed unless a request has been made by a member of the community to address the Council on an item on the Agenda. If a request has been made, the Chairperson will ask the Council whether it wishes to bring that item forward. If Council resolves to bring more than one item forward the items will be considered in the order they are listed on the Agenda, unless the Council decides otherwise. The procedures for addressing the Council are contained on the following pages, under the heading "Meeting Procedures - Public Forum".

Some items are *CONFIDENTIAL* in accordance with S10(2) of the Local Government Act. This will be clearly stated in the Business Paper. These items are not discussed in open Council and observers will be asked to leave the Council Chambers when they are discussed.

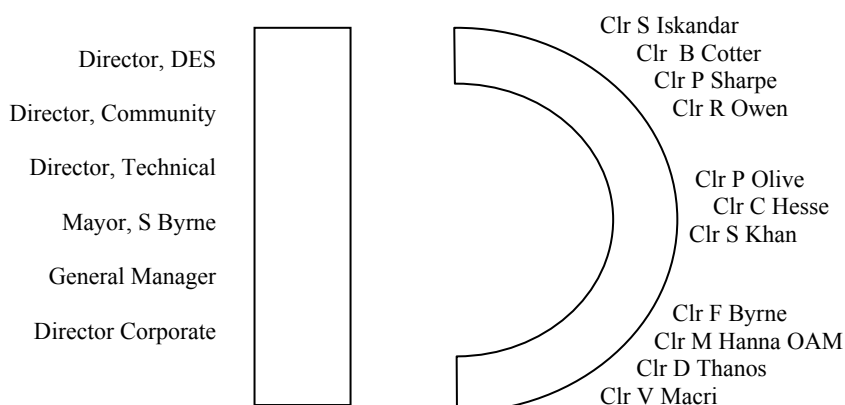
Items are *CONFIDENTIAL* if any of the following apply:

- (a) personnel matters concerning particular individuals;
- (b) the personal hardship of any resident or ratepayer;
- (c) information that would, if disclosed, confer a commercial advantage on a person with whom the council is conducting (or proposes to conduct) business;
- (d) commercial information of a confidential nature that would, if disclosed:
  - (i) prejudice the commercial position of the person who supplied it, and on balance, would be contrary to the public interest; or
  - (ii) confer a commercial advantage on a competitor of the council, and on balance, would be contrary to the public interest; or
  - (iii) reveal a trade secret;
- (e) information that would, if disclosed, prejudice the maintenance of law, and on balance, would be contrary to the public interest;
- (f) matters affecting the security of the council, councillors, council staff or council property, and on balance, would be contrary to the public interest;
- (g) advice concerning litigation, or advice that would otherwise be privileged from production in legal proceedings on the ground of legal professional privilege, and on balance, would be contrary to the public interest.

The grounds on which a meeting is closed to the public must be specified in the decision to close the meeting and recorded in the minutes of the meeting.

The number of items that are dealt with as *CONFIDENTIAL* are kept to a minimum.

## **LAYOUT FOR COUNCIL MEETINGS**



## **THE ROLE OF THE ELECTED COUNCIL**

Marrickville Council has twelve Councillors who are elected every four years to direct and control the affairs of the Council, in accordance with the Local Government Act. The Councillors review the performance of the Council and its delivery of services, the Council's financial and management plans and its annual budget.

The work of a Councillor is voluntary and a small allowance is paid to compensate them for the cost of attending the many Council Meetings and carrying out their civic duties.

In Marrickville, the Mayor is elected by the twelve Councillors to lead the Council, and is required to represent Council at many civic and community functions. The Mayor receives an additional allowance to undertake these duties.

### **MEETING TIMES**

<b>1st Tuesday of each month</b>	<b>6.00 pm</b>	<b>DEVELOPMENT &amp; ENVIRONMENTAL SERVICES COMMITTEE MEETING</b> <i>(Development Approvals, Monitoring Services, Planning Services, Environmental Services)</i>
	<b>at conclusion of Development &amp; Environmental Services</b>	<b>ORDINARY COUNCIL MEETING</b> (Development & Environmental Services Committee Matters Only)
<b>2nd Tuesday of each month</b>	<b>6.00 pm</b>	<b>COMMUNITY SERVICES COMMITTEE MEETING</b> <i>(Children's Services, Community Relations, Community Development, Library Services)</i>
	<b>at conclusion of Community Services</b>	<b>CORPORATE SERVICES COMMITTEE MEETING</b> <i>(Finance, Administrative Services, Employee Services, Information Systems)</i>
	<b>at conclusion of Corporate Services</b>	<b>TECHNICAL SERVICES COMMITTEE MEETING</b> <i>(Parks &amp; Reserves, Traffic, Engineering Services, Property Services, Business Units)</i>
<b>3rd Tuesday of each month</b>	<b>6.30 pm</b>	<b>ORDINARY COUNCIL MEETING</b>

Each of Council's committees has delegated authority to make decisions subject to a number of limitations. Matters which cannot be decided by the committees are referred to the Ordinary Council Meeting for decision. Meetings are held on the 3rd floor of Council's Administrative Centre, 2-14 Fisher St, Petersham.

### **COUNCIL BUSINESS PAPERS**

To enable Council to give consideration to items of business at each Meeting, a Business Paper, like this one, is prepared, containing reports by senior staff in relation to each item listed on the Agenda for the Meeting. The Business Paper for each Meeting is available for perusal by members of the public at Council's Libraries and Community Neighbourhood Centres on the Thursday prior to the Council Meeting.

### **PUBLIC ATTENDANCE AT COUNCIL MEETINGS**

Members of the public are welcome to attend Council and Committee Meetings and are also permitted to address Council and Committee meetings if the subject is directly related to an item before the Meeting. Details of the procedures to be followed in addressing Council and its committees are contained in the section of the Business Paper entitled "Meeting Procedures - Public Forum"

### **INTERPRETER ASSISTANCE**

If you do not understand any part of the information given above, or wish to obtain information in relation to Council, don't hesitate to come to any of Council's offices.

## **MEETING PROCEDURES - PUBLIC FORUM**

1. Persons will be permitted to address Council/Committee Meetings only if the subject is related directly to an item before the Council/Committee at that meeting.
2. A precis of the address shall be submitted in writing and shall be delivered to the General Manager on the ground floor of the Administrative Centre by midday on the day of the meeting. The precis should include a reference to the item on the Business Paper, details of the speaker's name, telephone number, interest in the item, brief details of the points to be made in the address and whether the recommendation is favoured or opposed.
3. Copies of the precis received shall be given to all Councillors at the commencement of the Meeting.
4. All persons addressing the Meeting shall speak to the Chair.
5. The time allowed for each speaker shall be limited to three (3) minutes with one (1) extension of not more than three (3) minutes with the approval of the Council Committee. This time limit shall apply no matter how many items are addressed by the speaker.
6. Not more than one (1) member of a Group may speak.
7. Each item before Council Committee is restricted to three (3) speakers for and three (3) speakers against the Recommendation.
8. Any proposed variation from 1 to 7 above shall be subject of a procedural motion.
9. Councillors will not enter into general debate with, or ask questions of, speakers.
10. The Chairperson may curtail public participation where the information being presented is considered repetitive or irrelevant.
11. Questions or representations will be dealt with in strict sequence of the Agenda for the Meeting.

***PRECIS***

**PAGE**

**ACKNOWLEDGEMENT OF COUNTRY**

**PERIOD OF SILENCE FOR PRAYER, PLEDGE OR CONTEMPLATION**

**PRESENT**

**DISCLOSURES OF INTERESTS (Section 451 of the Local Government Act and Council's Conflict of Interest Policy)**

**CONFIRMATION OF MINUTES**

**MINUTES OF MEETING 04/06 - 16 May, 2006** **1**

**MINUTES OF MEETING CDM 05/06 - 6 JUNE, 2006** **8**

**COMMUNITY SERVICES**

**COMMUNITY DEVELOPMENT MATTERS**

**CD 13** **MARRICKVILLE ABORIGINAL CONSULTATIVE COMMITTEE - ABORIGINAL CULTURAL PROTOCOLS** **10**  
**(From Community Services Committee Meeting 05/06 – 13 June 2006)**

File Ref: 3466-02

Council is advised of the participative process underpinning the Cultural Protocols for the Marrickville Aboriginal Consultative Committee (MACC). It is recommended that the report be received and noted; Council adopt the Cultural Protocols for MACC, as endorsed by the Committee at their meeting of 1 May, 2006; and Council officers continue to work with MACC members on the development of Cultural Awareness Training.

**COMMITTEE RECOMMENDATION:**

**THAT** the Recommendation as appearing on the Business Paper be adopted.

***PRECIS***

- CD 14      FUNDING AGREEMENT UNDER THE HOME AND      13**  
**COMMUNITY CARE (HACC) PROGRAM**  
**(From Community Services Committee Meeting 05/06 – 13 June**  
**2006)**

File Ref: 3649-05

Council is required to enter into a Deed of Funding Agreement for the provision of funds for services under the Home and Community Care Program for three years from 1 July 2006 to 30 June 2009 with the Department of Ageing, Disability and Home Care (DADHC). It is recommended that Council enter into the Deed of Funding Agreement and authorise the General Manager to enter into any non-significant variations as required.

**COMMITTEE RECOMMENDATION:**

**THAT** the Recommendation as appearing on the Business Paper be adopted.

- CD 15      UNHCR WORLD REFUGEE DAY, 20 JUNE 2006      15**  
**(From Community Services Committee Meeting 05/06 – 13 June**  
**2006)**

File Ref: 137

Council is advised of a proposal to recognise and celebrate the UNHCR World Refugee Day on 20 June 2006. It is recommended that this report be received and noted and Council approve a show of support for World Refugee Day supplementary to the annual program of events for Refugee Week in October each year. The support to include hanging a banner on Petersham Town Hall; creating a link from Council's website to the UNHCR website; and hanging posters supplied by UNHCR in Council facilities across the LGA.

**COMMITTEE RECOMMENDATION:**

**THAT** Council support the World Refugee Day Rally in Hyde Park on 25 June 2006 at 12.00 noon by including details of the rally on the banner to be placed on Petersham Town Hall as well as promotion on Council's website.

***PRECIS***

- CD 16      NAIDOC WEEK 2006      17**  
**(From Community Services Committee Meeting 05/05 – 13 June 2006)**

File Ref: 3469-04

Council is advised of a request for allocation of funds to support Inner West Aboriginal Community Company celebrate NAIDOC Week (National Aborigines and Islanders Day Observance Committee). It is recommended that Council allocate \$7,500 from Council's NAIDOC Week budget to the Inner West Aboriginal Community Company to assist them with the organisation of events in July 2006.

**COMMITTEE RECOMMENDATION:**

**THAT** the Recommendation as appearing on the Business Paper be adopted.

**COMMUNICATION AND CULTURAL SERVICES MATTERS**

- CC 7      GLLAM COMMITTEE UPDATE - PARTNERSHIPS REGISTER      19**  
**AND TERMS OF REFERENCE**  
**(From Community Services Committee Meeting 05/06 – 13 June 2006)**

File Ref: 50

Council is advised of recommendations arising from the GLLAM Committee meeting of 3 May 2006 with regard to a proposed partnership register for Marrickville and draft Terms of Reference. It is recommended that the report be received and noted and that Council consider the recommendations made by the GLLAM Committee.

**COMMITTEE RECOMMENDATION:**

**THAT** the Recommendation as appearing on the Business Paper be adopted.

***PRECIS***

- CS 9                      DEPARTMENT OF COMMUNITY SERVICES FUNDING                      29**  
**AGREEMENT FOR THE COMMUNITY SERVICES GRANTS**  
**AND CHILDREN'S SERVICES PROGRAMS**  
**(From Community Services Committee Meeting 05/06 – 13 June**  
**2006)**

File Ref: 39

Council is required to enter into a Funding and Performance Agreement with the Department of Community Services to fund services delivered under its Community Services Grants and the Children's Services Programs, totalling \$537,175 for the period of 1 July 2006 to 30 June 2007. It is recommended that Council enter into the Agreement and that the Mayor and General Manager execute and affix the Common Seal of Council to the necessary documents.

**COMMITTEE RECOMMENDATION:**

**THAT** the Recommendation as appearing on the Business Paper be adopted.

**CORPORATE SERVICES**

**EMPLOYEE SERVICES MATTERS**

- EM 3                      COUNCIL SPONSORED APPRENTICESHIPS                      31**  
**(From Corporate Services Committee Meeting 05/06 – 13 June 2006)**

File Ref: 1125

This report sets out the reasons that Council should consider reintroducing an apprenticeship program to compliment its existing traineeship programs. This report recommends the preferred option of working with WSROC Group, a not-for-profit company set up by the Western Sydney Regional Organisation of Councils, to provide apprenticeships. It recommends commencing five apprenticeships in the Business Units in early 2007.

**COMMITTEE RECOMMENDATION:**

**THAT** the Recommendation as appearing on the Business Paper be adopted.

***PRECIS***

**TECHNICAL SERVICES**

**Matter Arising from Adoption of the Minutes  
(From Technical Services Committee Meeting 05/06 – 13 June 2006)**

**34**

File Ref: 951

**BUSINESS UNIT MATTERS**

**BU 6                      SUPPLY AND COMMISSIONING OF TWO (2) REAR LOADING  
GARBAGE COMPACTORS - TENDER NO. 6/05  
(From Technical Services Committee Meeting 05/06 – 13 June 2006)**

**35**

File Ref: 12776-02

Tender No. 6/05 was called for the supply and commissioning of two 19 cu m rear loading garbage compactors to replace two existing units which are due for replacement. The compactors are to be mounted on two Cab Chassis purchased under NSW Government Contract. Tenders were received from four companies. An evaluation of the tenders is attached as CONFIDENTIAL ATTACHMENT 1. It is recommended that the tender from Compaction Systems for the supply and commissioning of two (2) rear loading garbage compactors, be adopted.

This report contains CONFIDENTIAL ATTACHMENTS which are confidential in accordance with Section 10A(2)(d) of the Local Government Act, 1993, because it contains commercial information in relation to the tenders, the disclosure of which would be likely to prejudice the commercial position of the tenderers if it was provided. The information identifies the tenderers in relation to the tender price and the evaluation of the products offered by each tenderer. If disclosed, the information would be likely to prejudice the commercial position of the tenderers in terms of market competitiveness, by giving their competitors an advantage. Accordingly, disclosure of the information is not in the public interest.

During its debate on this item at the Meeting, the Council/Committee may decide, by resolution, to discuss the confidential information in closed confidential committee. Before doing so, the Committee will determine if members of the public will be allowed to make verbal representations as to whether that part of the meeting should be closed.

**COMMITTEE RECOMMENDATION:**

**THAT** the Recommendation as appearing on the Business Paper be adopted.

***PRECIS***

**ENGINEERING MATTERS**

- ES 17                      RE-ESTABLISHMENT OF ALCOHOL FREE ZONES IN                      40**  
**MARRICKVILLE ROAD AND ALEX TREVALLION PLAZA AND**  
**EXTENSION TO ILLAWARRA ROAD**  
**(From Technical Services Committee Meeting 05/06 – 13 June 2006)**

File Ref: 8559

The existing Alcohol Free Zones in Alex Trevallion Plaza and in Marrickville Road between Malakoff Street and Gladstone Street are due to expire on 22 October 2006. A request has been received from Newtown Police to continue these Alcohol Free Zones, and also extend the zone to include both sides of Illawarra Road from Marrickville Road to Calvert Street (eastern side) and Tuohy Lane (western side), and the Calvert Street Car Park. This report recommends that a proposal to re-establish and extend these zones be prepared for public consultation in accordance with the provisions of the Local Government Act 1993 (Alcohol Free Zones).

**COMMITTEE RECOMMENDATION:**

**THAT** the Recommendation as appearing on the Business Paper be adopted.

- ES 18                      ENGINEERING PERFORMANCE REPORT FOR MAY 2006                      45**  
**(From Technical Services Committee Meeting 05/06 – 13 June 2006)**

File Ref: 4572-04

This is a report on the civil construction and maintenance works commissioned and coordinated by the Engineering Section for the period concluding 31 May 2006. It is recommended that the report be received and noted.

**COMMITTEE RECOMMENDATION:**

**THAT** the Recommendation as appearing on the Business Paper be adopted.

***PRECIS***

**PARKS AND RESERVES MATTERS**

- PR 13      DRAFT PLAN OF MANAGEMENT FOR COMMUNITY LAND AT TEMPE      55**  
**(From Technical Services Committee Meeting 05/06 – 13 June 2006)**

File Ref: 10632-07

At the Council Meeting held on 16 November 2004 (CM 09/04, Item PR 21), Council adopted a Plan of Management (PoM) for Community Land at Tempe Lands. On 8 June 2005 Council purchased land at 1-3 Wentworth Street, Tempe, and on 13 April 2006 purchased additional land at 2A Fanning Street, Tempe. These two purchases are of land zoned Reservation for Local Open Space (A) and were intended to be classified as Community Land. A draft Plan of Management (PoM) has been prepared for this recently purchased land, by way of amending the Tempe Lands PoM, in accordance with Section 36 of the Local Government Act, 1993. It is proposed that Council endorse the draft PoM for the purposes of public exhibition and the receipt of written submissions.

**COMMITTEE RECOMMENDATION:**

**THAT** the Recommendation as appearing on the Business Paper be adopted.

**PROPERTY SERVICES MATTERS**

- PW 9      PROGRESS OF PLASTIC BAG REDUCTION PROGRAM      59**  
**OCTOBER 2005 - MAY 2006**  
**(From Technical Services Committee Meeting 05/06 – 13 June 2006)**

File Ref: 2161

This report outlines progress in the development and implementation of the plastic bag reduction program in the Marrickville Local Government Area (LGA) from October 2005 to May 2006. It is recommended that the report be received and noted and that Council continue to support the ongoing Plastic Bag Reduction Program.

**COMMITTEE RECOMMENDATION:**

**THAT** the Recommendation as appearing on the Business Paper be adopted.

***PRECIS***

**MAYORAL MINUTES**

<b>MM 14</b>	<b>INDEPENDENT INQUIRY INTO THE FINANCIAL SUSTAINABILITY OF NSW LOCAL GOVERNMENT</b>	<b>74</b>
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**GENERAL MANAGER'S REPORTS**

<b>GM 41</b>	<b>DRAFT MARRICKVILLE COMMUNITY PLAN, DRAFT STRATEGIC PLAN 2006-2011, AND DRAFT ANNUAL MANAGEMENT PLAN &amp; BUDGET 2006-2009</b>	<b>77</b>
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File Ref: 2130

A report is provided on the outcome of community consultations held on the following documents:

- -draft Marrickville Community Plan and Strategic Plan 2006-2011
- -draft Annual Management Plan and Budget 2006-2009
- -draft Operating Budget, Fees and Charges and Resources Plan

The term "draft Plans" will be used throughout the report to refer to the sum of the documents listed above.

No substantial changes to the draft Plans are proposed as a result of the consultations. It is noted that public comment on the draft Plans has been generally very positive. The proposed amendments are outlined for Council's consideration. It is recommended that Council adopt the Plans as amended.

It is open to Council to adopt any proposals arising from the public consultation process it wishes to proceed with, as part of adoption of the Plans, or to identify proposals for further consideration and report to Council in the next few months.

***PRECIS***

**GM 42      FINAL      ADOPTION      OF      AMENDMENT      1      TO      THE      128**  
**MARRICKVILLE SECTION 94 CONTRIBUTIONS PLAN 2004**

File Ref: 1931

This report seeks Council's final adoption of Amendment 1 to the Marrickville Section 94 Contributions Plan 2004. The draft plan was placed on public exhibition between 24 April 2006 and 5 June 2006. No formal submission was received. An email was received within the public exhibition period sent by a representative of the "Cooks River to Iron Cove GreenWay Committee", identifying funding issues, and indicating that a formal submission would be made but did not result in a formal submission. It is recommended that Council adopt the publicly exhibited Amendment 1 to the Marrickville Section 94 Contributions Plan 2004, subject to minor amendments, and that notice of Council's decision be placed in all local newspapers.

**GM 43      NOTICE OF RESCISSION BY IKEA OF CONTRACT FOR SALE      138**  
**BY COUNCIL OF 614 PRINCES HIGHWAY, TEMPE TO IKEA**

File Ref: 4577-03

Report advising Council of the receipt of a Notice of Rescission by IKEA of the contract for the sale of 614 Princes Highway, Tempe to IKEA. IKEA's right to rescind and related legal issues in relation to the contract are currently the subject of correspondence between Council's lawyers and IKEA's lawyers. A detailed chronology in relation to Council's actions to meet its contractual obligations over the last two years, including dealings with IKEA, is currently being prepared in support of Council's position in resolving those issues. That chronology will be provided to Councillors when available. This report provides summary information in relation to the contract with IKEA and Council's actions in meeting its contractual obligations. It is recommended that the report be received and noted and that a further report be presented to Council in relation to sale of the property.

***PRECIS***

**GM 44      ADDITIONAL FUNDING FOR FAMILIES FIRST INNER WEST      147**  
**INTERAGENCY FACILITATION PROJECT 2006 – 2008**

File Ref: 39

This report advises Council of its success in securing an additional \$60,000 to support the auspice of the Families First Inner West Interagency for 2005 – 2007. It is recommended that the report be received and noted; Council enter into an agreement for the provision of funds of \$60,000 under the Families First Program; that the Common Seal of Council be executed and affixed by the Mayor and General Manager to the Funding Agreement; and that Council consider a budget adjustment at its next Budget review for \$60,000.

**GM 45      REPORT ON GRAFFITI MANAGEMENT      149**

File Ref: 4577-03

This report outlines Council's current approach to dealing with graffiti within the Marrickville Local Government Area (LGA), outlines the legal framework within which graffiti must be managed, provides information on NSW Government funding assistance available to deal with graffiti, examines the success of other councils in dealing with graffiti, responds to the proposition that Council purchases a graffiti blaster vehicle and engages a graffiti removal team and to the ramifications of introducing a new graffiti cleaning service from 1 July 2006 and recommends some immediate steps to help Council to better respond to graffiti within the LGA.

***PRECIS***

**GM 46      PREFERRED TENDERER FOR THE MANAGEMENT AND OPERATION OF THE ANNETTE KELLERMAN AQUATIC CENTRE AND FANNY DURACK POOL      166**

File Ref: 849

This report recommends a preferred tenderer following an Open Tender process for the future operation and management of Council's aquatic facilities. It is envisaged that the new management firm will commence operations on 1 August 2006. The contract is for an initial period of five years with a further ten year option available at Council's discretion.

**ATTACHMENT A** is **CONFIDENTIAL** in accordance with Section 10A(2)(d) of the Local Government Act, 1993, because it contains commercial information in relation to the tenders, the disclosure of which would be likely to prejudice the commercial position of the tenderers if it was provided. The information identifies the tenderers in relation to the Tender price and the evaluation of the services and products offered by each tenderer. If disclosed, the information would be likely to prejudice the commercial position of the tenderers in terms of market competitiveness, by giving their competitors an advantage. Accordingly, disclosure of the information is not in the public interest.

**GM 47      MAY 06 BUDGET REVIEW      176**

File Ref: 328

A review of Council's 2005/06 Budget for the period to the end of May 2006 revealed a number of variances. The net effect of these variances will result in a \$71,800 call on Council's funds, resulting in a deficit of \$99,314 for 2005/06. The anticipated working funds position as at 30 June 2006 will therefore be \$8,888,686. It is recommended that the report be received and noted and that the variations to the Budget be approved.

**GM 48      ORDINARY MEETING OF THE SOUTHERN SYDNEY REGIONAL ORGANISATION OF COUNCILS (SSROC) HELD ON THURSDAY, 26 MAY 2006      184**

File Ref: 4567-19

Report on the Ordinary Meeting of the South Sydney Regional Organisation of Councils (SSROC) held at Marrickville Council Chambers on Thursday, 18 May 2006, with a copy of the Minutes **ATTACHED**, which were issued on 7 June 2006.

***PRECIS***

<b>GM 49</b>	<b>AUDIT COMMITTEE MEETING 13 JUNE 2006</b>	<b>185</b>
	File Ref: 7105-05 Report advising of the Audit Committee Meeting held on 13 June 2006. It is recommended the report be received and noted.	
<b>GM 50</b>	<b>FIXING OF ANNUAL FEES FOR 2006/2007 FOR COUNCILLORS AND THE MAYOR AND A FEE FOR THE DEPUTY MAYOR</b>	<b>193</b>
	File Ref: 4014-04 Report in relation to the determination of the Local Government Remuneration Tribunal of annual fees payable from 1 July 2006 to Mayors and Councillors. It is recommended that Council considers the Tribunal's determination and fixes the annual fee payable to the Mayor and Councillors and the fee payable to the Deputy Mayor.	
<b>GM 51</b>	<b>PETITIONS RECEIVED - MAY 2006</b>	<b>196</b>
	File Ref: 4577-03 This report outlines the petitions received by Council during the period 9 May 2006 to 9 June 2006. It is recommended that the report be received and noted.	
<b>GM 52</b>	<b>OUTSTANDING CONFERENCES AND REPORTS REQUESTED BY COUNCILLORS</b>	<b>197</b>
	File Ref: 4577-03 A progress report on all outstanding Conferences and Reports requested by Councillors in respect of the General Manager and Corporate Development Section, with a note on the current status of each item. It is recommended that the report be received and noted.	
<b>GM 53</b>	<b>DISCLOSURES OF INTEREST BY STAFF</b>	<b>199</b>
	File Ref: 4325-03 The report provides for the tabling of Disclosure of Interest Returns lodged by new Designated Persons in accordance with s450A of the Local Government Act 1993. It is recommended that the report be received and noted.	

***PRECIS***

**GM 54                      COUNCILLORS' ACCESS TO INFORMATION                      200**

File Ref: 4015-04

This report outlines requests for access to Council information by Councillors during the period 9 May 2006 and 9 June 2006. It is recommended that the report be received and noted.

***NOTICE OF MOTION***

**NM 11                      JUNE 28 NATIONAL DAY OF PROTEST                      201**

***MINUTES OF MEETING 04/06 - 16 May, 2006***

Meeting Commenced at 6.36 pm.

**PRESENT**

The Deputy Mayor, Councillor D Thanos, who occupied the Chair, and Councillors S Iskandar, M Hanna OAM, S Khan, C Hesse, P Sharpe, P Olive, B Cotter, F Byrne and V Macri.

**ALSO PRESENT**

General Manager, Director Corporate Services, Director Development & Environmental Services, Director Technical Services, Manager Administrative Services and Manager Corporate Development.

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**ACKNOWLEDGEMENT OF COUNTRY BY CHAIRPERSON**

*We meet tonight on the traditional land of the Cadigal people of the Eora nation. I acknowledge the terrible wrongs committed against the Aboriginal peoples of this country and their care of the land over many generations. I celebrate their ongoing survival and achievements in today's society.*

**APOLOGIES**

- 5320**      **RESOLVED:** On the Motion of Councillor Thanos, seconded by Councillor Olive, **THAT** the apologies extended for Councillor S Byrne, who was unable to attend because he was overseas, and Councillor Owen, who was sick, be accepted and leave of absence be **GRANTED**.

**For Motion:**                      Unanimous

**CONDOLENCES**

- 5321**      **RESOLVED:** On the Motion of Councillor Thanos, seconded by Councillor Khan, **THAT:**

Council notes with sincere sadness the tragic passing of Reconciliation Ambassador and Environmentalist, Mr Rick Farley, partner of Ms Linda Burney, Member for Canterbury.

Mr Farley was the former Executive Director of the National Farmers' Federation and National Landcare Program founder. He served on the Native Title Tribunal and was a member of the National Reconciliation Council. He died on the weekend, aged 53, in what has now been revealed as a tragic accident. He will be sadly missed by many Australians.

***MINUTES OF MEETING 04/06 - 16 May, 2006***

Arrangements have been made for a funeral service to be held at St Brigid's Catholic Church, Marrickville on Monday, 22 May 2006 at 12.00pm, followed by a private cremation. Friends and family are invited to attend Canterbury/Hurlstone Park RSL to celebrate his extraordinary life.

Council conveys our heartfelt sympathies to Mr Rick Farley's partner, Ms Linda Burney and, in lieu of flowers, Council makes a donation to a charity to be established in honour of Mr Farley.

**For Motion:** Unanimous

**PERIOD OF SILENCE FOR PRAYER, PLEDGE OR CONTEMPLATION**

**BUSINESS**

**DISCLOSURE OF INTERESTS**

File Ref: 4084

Nil

**CONFIRMATION OF MINUTES**

File Ref: 4322

- 5322** **RESOLVED:** On the Motion of Councillor Thanos, seconded by Councillor Hesse, **THAT** the Minutes of Council Meeting 03/06, held on Tuesday, 18 April 2006 and Minutes of CDM Meeting 04/06, held on 2 May 2006 as circularised, be **CONFIRMED**.

**For Motion:** Unanimous

**SUSPENSION OF STANDING ORDERS**  
**OPEN COMMITTEE OF THE WHOLE**

- 5323** **RESOLVED:** On the Motion of Councillor Thanos, seconded by Councillor Olive, **THAT:**

1. Standing Orders be suspended to allow an item to be brought forward and for a member of the public to address Council in relation to the item as follows:

*Item NM 9 Mr Michael Burke*

***MINUTES OF MEETING 04/06 - 16 May, 2006***

2. Council resume Standing Orders at the completion of the address to allow Council to consider the particular item.

**For Motion:** Unanimous

**NM 9**      **GRAFFITI**  
File Ref: 4577-03

Mr Michael Burke addressed the Council at 6.50pm.

A **MOTION** was moved by Councillor Hanna, seconded by Councillor Macri, **THAT** the Motion as appearing on the Business Paper be **ADOPTED** with additional points as follows:

1. Council seek funding assistance from the NSW Government to commence graffiti removal immediately; and
2. Council's report deal with:
  - (a) programs available from the NSW Government to provide personnel and equipment; and
  - (b) a dedicated graffiti blaster vehicle to be operated by Council staff.

An **AMENDMENT** was moved by Councillor Olive, seconded by Councillor Hesse, **THAT** the Motion be **ADOPTED** with an additional point 2(c) that the report include information on recent and current programs and policies to mitigate graffiti.

The **AMENDMENT** was put to the vote and was **CARRIED**.

**For Motion:** Unanimous

**5324**      The **AMENDMENT** became the **MOTION** and was put to the vote and was **CARRIED**.

**For Motion:** Unanimous

***MINUTES OF MEETING 04/06 - 16 May, 2006***

- 5325 IT WAS RESOLVED BY THE COUNCIL, ON THE MOTION OF COUNCILLOR THANOS, SECONDED BY COUNCILLOR F BYRNE, TO ADOPT THE RECOMMENDATIONS OF THE COMMUNITY SERVICES AND CORPORATE SERVICES COMMITTEES AS APPEARING ON THE BUSINESS PAPER FOR THE FOLLOWING ITEMS:

**COMMUNITY SERVICES**

**COMMUNITY FACILITIES MATTERS**

- CF 3 **AQUATIC FACILITIES GAINSHARE - ADJUSTMENT OF CONTRACT WITH PAMSTREAM PTY LTD**

File Ref: 846

**CORPORATE SERVICES**

**FINANCE MATTERS**

- FS 9 **2005/2006 LOAN PROGRAM**

File Ref: 1894 & 2196

**For Motion:** Unanimous

**TECHNICAL SERVICES**

**ENGINEERING MATTERS**

- ES 14 **ENGINEERING PERFORMANCE REPORT FOR APRIL 2006**

File Ref: 4572-04

- 5326 **RESOLVED:** On the Motion of Councillor Thanos, seconded by Councillor Hesse, **THAT** the Recommendation of the Technical Services Committee as appearing on the Business Paper be **ADOPTED**.

**For Motion:** Unanimous

***MINUTES OF MEETING 04/06 - 16 May, 2006***

**PARKS & RESERVES MATTERS**

**PR 8      PROPOSED INFRASTRUCTURE IMPROVEMENT WORKS AT  
THREE COOKS RIVER PARKS**

File Ref: 10749-13

**5327      RESOLVED:** On the Motion of Councillor Thanos, seconded by Councillor Hesse, **THAT** the Recommendation of the Technical Services Committee as appearing on the Business Paper be **ADOPTED**.

**For Motion:** Unanimous

**PR 9      MAJOR STREET TREE PLANTING PROGRAM 2006**

File Ref: 1958-06

**5328      RESOLVED:** On the Motion of Councillor Thanos, seconded by Councillor Hesse, **THAT** the Recommendation of the Technical Services Committee as appearing on the Business Paper be **ADOPTED**.

**For Motion:** Unanimous

**MAYORAL MINUTES**

**MM 11      CANCELLATION OF THE 448 BUS SERVICE**

File Ref: 317

**5329      RESOLVED:** On the Motion of Councillor Thanos, seconded by Councillor Hesse, **THAT** the Recommendation as appearing on the Business Paper be **ADOPTED** with an amendment to point 3 to change the word “*Council’s*” to “*Mayor’s*” proposal and an additional point as follows:

4. Council investigate HACC funding to support shopping services for affected residents.

**For Motion:** Unanimous

**MM 12      CULTURAL EVENT**

File Ref: 4577-03

**5330      RESOLVED:** On the Motion of Councillor Thanos, seconded by Councillor Cotter, **THAT** the Recommendation as appearing on the Business Paper be **ADOPTED**.

**For Motion:** Unanimous

***MINUTES OF MEETING 04/06 - 16 May, 2006***

**MM 13     PURPLE ARMBAND GAMES**

File Ref: 4577-03

A **MOTION** was moved by Councillor Thanos, seconded by Councillor F Byrne, **THAT** the Recommendation as appearing on the Business Paper be **ADOPTED**.

An **AMENDMENT** was moved by Councillor Cotter, seconded by Councillor Sharpe, **THAT** in point 3 the word “*annually*” be deleted and the words “*and report back to Council on expenditure made in support of the games*” be added.

The **AMENDMENT** was put to the vote and was **CARRIED**.

**For Motion:** Councillors Thanos, Hanna, Khan, Olive, Iskandar, Cotter, Macri, Hesse and Sharpe

**Against Motion:** Councillor F Byrne

**5331** The **AMENDMENT** became the **MOTION** and was put to the vote and was **CARRIED**.

**For Motion:** Unanimous

**GENERAL MANAGER'S REPORTS**

**5332** **IT WAS RESOLVED BY THE COUNCIL, ON THE MOTION OF COUNCILLOR THANOS, SECONDED BY COUNCILLOR MACRI, TO ADOPT THE RECOMMENDATIONS AS APPEARING ON THE BUSINESS PAPER FOR THE FOLLOWING ITEMS:**

**GM 33     GOODS & SERVICES TAX (GST) CERTIFICATE**

File Ref: 7812-02

**GM 35     TENDER FOR OPERATING LEASE FINANCE FOR IT AND COMMUNICATIONS EQUIPMENT**

File Ref: 1180-02

**GM 36     APRIL 06 BUDGET REVIEW**

File Ref: 328

**GM 37     PETITIONS RECEIVED - APRIL 2006**

File Ref: 4577-03

**GM 38     OUTSTANDING CONFERENCES AND REPORTS REQUESTED BY COUNCILLORS**

File Ref: 4577-03

***MINUTES OF MEETING 04/06 - 16 May, 2006***

**GM 39     DISCLOSURES OF INTEREST BY STAFF**

File Ref: 4325-02

**GM 40     COUNCILLORS' ACCESS TO INFORMATION**

File Ref: 4015-04

**For Motion:**     Unanimous

**GM 34     DEPARTMENT OF LOCAL GOVERNMENT PROMOTING  
BETTER PRACTICE REVIEW - FINAL REPORT AND ACTION  
PLAN**

File Ref: 3512-02

**5333     RESOLVED:** On the Motion of Councillor Thanos, seconded by Councillor Sharpe, **THAT** the Recommendation as appearing on the Business Paper be **ADOPTED** with a note that the General Manager and Directors formally pass on to staff the congratulations of the elected Council.

**For Motion:**     Unanimous

**NOTICE OF MOTION**

**NM 10     DON'T SELL THE SNOWY CAMPAIGN**

**5334     RESOLVED:** On the Motion of Councillor Hesse, seconded by Councillor F Byrne, **THAT** the Recommendation as appearing on the Business Paper be **ADOPTED** with an additional point as follows:

5. Council supports decommissioning of the Wollamba Aquaduct.

**For Motion:**     Unanimous

Council wished the Council's Management Challenge Team well in the Local Government Managers' Association Management Challenge Australasian Final.

Meeting closed at 7.55pm

**CHAIRPERSON**

***MINUTES OF MEETING CDM 05/06 - 6 JUNE, 2006***

**Meeting commenced at 10.40 pm**

**PRESENT**

The Mayor, Councillor S Byrne (in the Chair), the Deputy Mayor, Councillor D Thanos and Councillors S Iskandar, B Cotter, P Olive, C Hesse, S Khan, F Byrne, M Hanna and V Macri.

**ALSO PRESENT**

Director Development and Environmental Services, Executive Manager Major Projects, Manager Development Assessment/Manager Planning Services, Manager Monitoring Services and Team Leader Development Assessment (Planning).

**PERIOD OF SILENCE FOR PRAYER, PLEDGE OR CONTEMPLATION**

**APOLOGIES**

**5335**      **RESOLVED:** On the Motion of Councillor S Byrne, seconded by Councillor Khan, **THAT** the apologies for Councillors R Owen, who was ill, and P Sharpe, who was in Parliament, be accepted and leave of absence be **GRANTED**.

**For Motion:**      Unanimous

**DISCLOSURES OF INTEREST**

**Nil**

**DEVELOPMENT AND ENVIRONMENTAL SERVICES MATTERS**

**5336**      **RESOLVED:** On the Motion of Councillor S Byrne, seconded by Councillor Khan, **THAT** Council **ADOPT** the recommendations of the Development and Environmental Services Committee for the following Items:-

***IT WAS RESOLVED BY THE COMMITTEE, ON THE MOTION OF COUNCILLOR THANOS, SECONDED BY COUNCILLOR HANNA, THAT THE COMMITTEE RECOMMEND TO COUNCIL THAT THE RECOMMENDATIONS AS APPEARING ON THE BUSINESS PAPER FOR THE FOLLOWING ITEMS BE ADOPTED:***

**EN 16      UPDATE      ON      ONGOING      MANAGEMENT      OF      THE  
WATERSHED SUSTAINABILITY RESOURCE CENTRE**

***File Ref:      1079***

***For Motion:***      ***Unanimous***

**MINUTES OF MEETING CDM 05/06 - 6 JUNE, 2006**

**DA 53 OFFICER'S FURTHER REPORT - 58-76 STANMORE ROAD, 3-9 ALMA AVENUE AND 20 TUPPER STREET, STANMORE**

File Ref: DA200300728

A **MOTION** was moved by Councillor F Byrne, seconded by Councillor S Byrne, **THAT** the Recommendation as appearing on the Business Paper be **ADOPTED**.

An **AMENDMENT** was moved by Councillor Khan, seconded by Councillor Iskandar, **THAT** the matter be **DEFERRED** for one (1) month to allow the Club to submit amended plans with Council's officers.

The **AMENDMENT** was put to the vote and was **CARRIED**.

**For Motion:** Councillors Thanos, Iskandar, Cotter, Khan, Hanna and Macri

**Against Motion:** Councillors Olive, Hesse, F Byrne and S Byrne

The **AMENDMENT** became the **MOTION** and was put to the vote and was **CARRIED**.

**For Motion:** Councillors Thanos, Iskandar, Cotter, Hesse, Khan, Hanna and Macri

**Against Motion:** Councillors Olive, F Byrne and S Byrne

**IT WAS RESOLVED BY THE COMMITTEE, ON THE MOTION OF COUNCILLOR THANOS, SECONDED BY COUNCILLOR HESSE, THAT THE COMMITTEE RECOMMEND TO COUNCIL THAT THE RECOMMENDATIONS AS APPEARING ON THE BUSINESS PAPER FOR THE FOLLOWING ITEMS BE ADOPTED:**

**PS 15 UPDATE ON NEW TRANSITIONAL ARRANGEMENTS FOR DEVELOPMENT CONTROL PLANS**

File Ref: 13123-05

**PS 16 SYDNEY AIRPORT PRELIMINARY DRAFT MAJOR DEVELOPMENT PLANS AND DRAFT GUIDELINES FOR CONSULTATION ON AIRPORT DEVELOPMENT MATTERS**

File Ref: 13056-06

**For Motion:** Unanimous

**For Motion:** Unanimous

Meeting closed at 10.41 pm.

**CHAIRPERSON**

**CD 13 - MARRICKVILLE ABORIGINAL CONSULTATIVE  
COMMITTEE - ABORIGINAL CULTURAL PROTOCOLS**  
*(From Community Services Committee Meeting 05/05 – 13 June 2006)  
For Recommendation*

File Ref: 3466-02

**Director, Community Services reports:**

**Synopsis**

Council is advised of the participative process underpinning the Cultural Protocols for the Marrickville Aboriginal Consultative Committee (MACC). It is recommended that the report be received and noted; Council adopt the Cultural Protocols for MACC, as endorsed by the Committee at their meeting of 1 May, 2006; and Council officers continue to work with MACC members on the development of Cultural Awareness Training.

**Background**

At the Community Services Committee Meeting of 13 September, 2005 (Item CD 31, 08/05) Council resolved that:

- 1. the report be received and noted;*
- 2. Council adopt the revised Terms of Reference for the Marrickville Aboriginal Consultative Committee (MACC); and*
- 3. Council officers continue to work with MACC members on the development of Cultural Protocols to guide communications between the local Aboriginal community and members of the broader community at MACC meetings, functions and events.*

Cultural Protocols are suggested rules or guidelines. A protocol tells us how to treat and work with people in a respectful and useful way, ensuring that local community views are incorporated into decision-making processes.

The Marrickville Aboriginal Cultural Protocols have been written as a guide to help Council to understand how to consult, who to talk to, what role Elders have, what is meant by Men's and Women's Business, how important it is to recognise that Aboriginal people are the traditional owners of the land and what some of the important ceremonies are.

MACC was established in 1994 to advise Council on the needs of Aboriginal people living in the Marrickville Local Government Area. Since that time MACC has met regularly and undertaken many projects in partnership with Council. This latest collaboration between MACC and Council staff offers a much needed cultural reference for building relationships between Aboriginal and other cultures in the local area.

The publication of the Marrickville Aboriginal Cultural Protocols is eagerly awaited by Federal and State public servants, local Churches and service providers across the area.

***CD 13 - MARRICKVILLE ABORIGINAL CONSULTATIVE  
COMMITTEE - ABORIGINAL CULTURAL PROTOCOLS  
(From Community Services Committee Meeting 05/05 – 13 June 2006)  
For Recommendation***

**Discussion**

A number of meetings were convened by the MACC Cultural Research Working Group to draft the Cultural Protocols. Anthony Semann, Manager Children and Family Services facilitated the discussions.

The first two meetings were held at Marrickville Town Hall on 19 September, 2005 and 29 November, 2005 at the offices of the Inner West Aboriginal Community Company (IWACC). Dates and times were agreed with community members.

Participants, including MACC delegates and Council staff, reviewed similar documents from various other Councils and agreed that the Committee would begin work on producing a document on Cultural Protocols of particular relevance to the community of Marrickville.

Participants included Lester Bostock, Chair of MACC, Jenny Thomsen and Joan Quinlan, local residents, Caroline Glass-Pattison, Community Development Worker, Aboriginal Services, Sue Castrique, Marrickville Residents for Reconciliation, and Manager, Children and Family Services, Director, Community Services, and Manager, Community Development also attended initial discussions.

The final draft of the MACC Cultural Protocols was distributed to participants at the MACC Meeting of 1 May, 2006 with final comments. Minor editorial suggestions were received and incorporated into the final document, which is **ATTACHED (ATTACHMENT 1)** for Council's consideration.

**Conclusion**

At the meeting of 1 May, 2006 the Marrickville Aboriginal Consultative Committee (MACC) endorsed their Cultural Protocols and recommended they be submitted to Council for adoption. It was also proposed that, as a next step, MACC develop a cultural awareness training module to be included as part of Council's Cross Cultural Training Program.

**RECOMMENDATION:**

**THAT:**

1. the report be received and noted;
2. Council adopt the Marrickville Aboriginal Consultative Committee (MACC) Cultural Protocols; and
3. Council officers continue to work with MACC members on the development of a Cultural Awareness training module.

**COMMITTEE RECOMMENDATION:**

**THAT** the Recommendation as appearing on the Business Paper be adopted.

*Council Meeting - 05/06 - 20 June, 2006*

***CD 13 - MARRICKVILLE ABORIGINAL CONSULTATIVE  
COMMITTEE - ABORIGINAL CULTURAL PROTOCOLS  
(From Community Services Committee Meeting 05/05 – 13 June 2006)  
For Recommendation***

**ATTACHMENTS : Total 18 pages**

Marrickville Aboriginal Consultative Committee (MACC): *Marrickville Aboriginal Cultural Protocols*.

**CD 14 - FUNDING AGREEMENT UNDER THE HOME AND  
COMMUNITY CARE (HACC) PROGRAM**

*(From Community Services Committee Meeting 05/05 – 13 June 2006)  
For Recommendation*

File Ref: 3649-05

**Director, Community Services reports:**

**Synopsis**

Council is required to enter into a Deed of Funding Agreement for the provision of funds for services under the Home and Community Care Program for three years from 1 July 2006 to 30 June 2009 with the Department of Ageing, Disability and Home Care (DADHC). It is recommended that Council enter into the Deed of Funding Agreement and authorise the General Manager to enter into any non-significant variations as required.

**Background**

The Department of Ageing, Disability and Home Care (DADHC) provides recurrent funding to Council through the Home and Community Care (HACC) Program to assist with the employment of staff and the delivery of services to frail older people, people with a disability and their carers. The funds contribute to the costs of operating the Food Service and Social Support Service provided through Tom Foster Community Care and subsidise the employment of two Strategic Community Project Officers; Ageing and Cultural Diversity respectively.

Council's existing Funding Agreement with DADHC will not expire until 30 June 2007. However, due to an anomaly created by DADHC, Council is now out of step with the majority of funding recipients and DADHC have requested that a new Deed of Funding Agreement be endorsed to bring Council back into the common three year contract cycle.

**Discussion**

Under the terms of the Agreement, Council will receive recurrent funding for 2006-2007 of \$469,142 representing an increase of \$26,356 over 2004-2005, which was the first year of the previous Agreement. The difference is largely due to indexation and a small increase of approximately \$7,900 for volunteer reimbursements.

The Department requires the Funding Agreement to be signed by two duly authorised representatives. The term "Duly Authorised Representatives" is defined in the Funding Agreement as "*for local government authorities, the Mayor and a Councillor, or a delegated officer as resolved by Council*". To meet this requirement, it is proposed that Council adopt a resolution to authorise both the Mayor and the General Manager as delegated officer to sign the Funding Agreement. Councils are not required to affix the Common Seal of Council.

As has been authorised in the past, to reduce unnecessary administration, it is proposed that Council authorise the General Manager to sign any Non Significant Variations to the Funding Agreement as required in accordance with DADHC's guidelines. A 'non-significant variation' is defined as "*a one-off variation to the funding which is either equal to or less than 15% of the total Funding or \$50,000 whichever is the lesser*".

***CD 14 - FUNDING AGREEMENT UNDER THE HOME AND  
COMMUNITY CARE (HACC) PROGRAM***

***(From Community Services Committee Meeting 05/05 – 13 June 2006)  
For Recommendation***

**Director, Corporate Services Reports**

Funding under this agreement is marginally in excess of the existing budgeted amount. Council can consider a budget adjustment at its next budget review.

**Conclusion**

Funding provided by the Department of Ageing, Disability and Home Care assists Council to employ staff and provide essential services to frail older people, people with a disability and their carers so they can continue to live independently in their homes. Entering into a Funding Agreement is a condition of the funding.

**RECOMMENDATION:**

**THAT:**

1. the report be received and noted;
2. Council enters into the Deed of Funding Agreement with the Department of Ageing, Disability and Home Care for the three year period from 1 July 2006 to 30 June 2009, with recurrent funding of \$442,786 for 2006-2007, and that the Mayor and General Manager be authorized to signed the Deed of Funding Agreement;
3. the General Manager be authorised to sign any non-significant variations for the Deed of Funding Agreement with the Department of Ageing, Disability and Home Care as required.

**COMMITTEE RECOMMENDATION:**

**THAT** the Recommendation as appearing on the Business Paper be adopted.

***CD 15 - UNHCR WORLD REFUGEE DAY, 20 JUNE 2006***  
***(From Community Services Committee Meeting 05/05 – 13 June 2006)***  
***For Recommendation***

File Ref: 137

**Director, Community Services reports:**

**Synopsis**

Council is advised of a proposal to recognise and celebrate the UNHCR World Refugee Day on 20 June 2006. It is recommended that this report be received and noted and Council approve a show of support for World Refugee Day supplementary to the annual program of events for Refugee Week in October each year. The support to include hanging a banner on Petersham Town Hall; creating a link from Council's website to the UNHCR website; and hanging posters supplied by UNHCR in Council facilities across the LGA.

**Background**

A special UN General Assembly Resolution was unanimously adopted in 2000 which designated 20 June every year as World Refugee Day. The resolution was an expression of solidarity with Africa, which hosts the most refugees, and which traditionally has shown them great generosity.

Council's commitment to refugee and asylum seeker issues is recognised and detailed in Council's Cultural Diversity Action Plan and in the Marrickville Council Refugee Position Paper. The Action Plan includes a commitment by Council to work together with the Marrickville Ethnic Communities Committee (MECC) in organising activities to commemorate Refugee Week in October or World Refugee Day in June each year. The Refugee Position Paper recognises the enormous contribution made by refugees to the social and economic wealth of the community. It informs and encourages the citizens of Marrickville to welcome and support refugees in our community.

**Discussion**

Council's principal focus in matters concerning refugees is its ongoing commitment to Refugee Week celebrated in October each year. Refugee Week is currently auspiced by the Refugee Council of Australia, which seeks to raise the profile of refugee issues in Australia and engage the local community in activities and events to increase awareness of the issues facing refugee communities. Nonetheless, the UNHCR World Refugee Day also generates a good deal of attention and is well supported around the world.

A cost effective approach in supporting both initiatives would be to continue to focus significant attention on community activities throughout Refugee Week, while at the same time recognising the UNHCR World Refugee Day. This recognition could include displaying a banner on Petersham Town Hall, creating a link from the Council website to the UNHCR website and displaying posters and handbills supplied by UNHCR in key positions in the LGA. One banner for both World Refugee Day and Refugee Week (painted both sides) could be re-used from year to year.

**Conclusion**

The world community is experiencing a global crisis in relation to refugees. More than nineteen million people are in need of protection and many are not receiving the sanctuary they need and are

***CD 15 - UNHCR WORLD REFUGEE DAY, 20 JUNE 2006***  
***(From Community Services Committee Meeting 05/05 – 13 June 2006)***  
***For Recommendation***

entitled to. Council's leadership and implementation of practical initiatives on the refugee and asylum seeker issue will increase community awareness and thereby contribute to any progress that is made in addressing this crisis. Recognising the UNHCR World Refugee Day continues Marrickville Council's tradition of supporting refugees and builds on its reputation as a Refugee Welcome Zone.

**RECOMMENDATION:**

**THAT:**

1. the report be received and noted; and
2. Council approve a show of support for World Refugee Day supplementary to the annual program of events for Refugee Week in October each year. The support to include hanging a banner on Petersham Town Hall; creating a link from Council's website to the UNHCR website; and hanging posters supplied by UNHCR in Council facilities across the LGA.

**COMMITTEE RECOMMENDATION:**

**THAT** Council support the World Refugee Day Rally in Hyde Park on 25 June 2006 at 12.00 noon by including details of the rally on the banner to be placed on Petersham Town Hall as well as promotion on Council's website.

**CD 16 - NAIDOC WEEK 2006**

*(From Community Services Committee Meeting 05/05 – 13 June 2006)  
For Recommendation*

File Ref: 3469-04

**Director, Community Services reports:**

**Synopsis**

Council is advised of a request for allocation of funds to support Inner West Aboriginal Community Company celebrate NAIDOC Week (National Aborigines and Islanders Day Observance Committee). It is recommended that Council allocate \$7,500 from Council's NAIDOC Week budget to the Inner West Aboriginal Community Company to assist them with the organisation of events in July 2006.

**Background**

NAIDOC celebrations are held around Australia in the first full week in July to celebrate the history, culture and achievements of Aboriginal and Torres Strait Islander people.

NAIDOC originally stood for National Aborigines and Islanders Day Observance Committee. This committee was once responsible for organising National activities during NAIDOC and co-ordinated by the Aboriginal Torres Trait Islander Commission (ATSIC).

NAIDOC Week National Committee was formed after the abolition of ATSIC in March 2005, to ensure that the now traditional celebration of events continued, nationally and locally.

During NAIDOC Week 1996 Council made an official commitment to Aboriginal Australians by formally acknowledging prior ownership of this area by the Cadigal people who were dispossessed by European invasion more than 200 years ago. Council's statement:

- Supports the right of Aboriginal people to support their own future;
- Recognises the right of Aboriginal people to live according to their own values and culture;
- Accepts responsibility to develop an awareness and appreciation of Aboriginal history and society in our community and to protect and preserve the environment and significant sacred sites;
- Acknowledges Aboriginal culture continues strengthen and enrich our community; and
- Encourages Aboriginal and non Aboriginal people to work to overcome their difference and continue to go forward together.

In demonstration of this commitment Council has for many years supported IWACC and provided funding to assist the local Aboriginal community in Marrickville organise a series of events that celebrate NAIDOC Week.

**Discussion**

Each year NAIDOC Week has a theme. In the past these themes have represented issues important to Aboriginal people. This year's National theme is ***Respect the Past – Believe in the Future*** with the National focus in Cairns. The National NAIDOC Ball will be held at the Cairns Convention

***CD 16 - NAIDOC WEEK 2006***

***(From Community Services Committee Meeting 05/05 – 13 June 2006)  
For Recommendation***

Centre on Saturday 8 July, 2006 where national awards are given to Indigenous achievers in a number of categories. NAIDOC Week also provides Indigenous Australians with the opportunity to promote among all Australians a sense of national pride and a commitment to our Nation and its future.

The Inner West Aboriginal Community Company (IWACC) is organising a number of activities to celebrate NAIDOC Week in Marrickville including a lunch time concert for the community, Koori Kids Disco and a Cultural Day with local school children. Council has provided IWACC with a contribution towards these events over the last 6 years. It is proposed that Council continue this practice and allocate \$7,500 from its Operating Budget to IWACC this financial year to organise local events under the conditions stipulated in the standard funding agreement.

**Director, Corporate Services reports:**

Funds are available in the 2005/06 Operating Budget to meet the committed costs of supporting this year's NAIDOC Week celebrations, which is to be held in July 2006.

**Conclusion**

This year's NAIDOC Week theme continues to focus on the fact that reconciliation is an ongoing issue in the life of Australians, and a priority issue for all governments that will require a concerted and sustained effort over many years.

NAIDOC Week also provides Indigenous Australians an opportunity to promote among all Australians a sense of national pride and a commitment to our Nation and its future.

**RECOMMENDATION:**

**THAT:**

1. the report be received and noted; and
2. Council allocate \$7,500 to the Inner West Aboriginal Community Company from Council's NAIDOC Week celebration budget to assist them with the organisation of events in July 2006 for the Community events.

**COMMITTEE RECOMMENDATION:**

**THAT** the Recommendation as appearing on the Business Paper be adopted.

**CC 7 - GLLAM COMMITTEE UPDATE - PARTNERSHIPS REGISTER  
AND TERMS OF REFERENCE**

*(From Community Services Committee Meeting 05/05 – 13 June 2006)  
For Recommendation*

File Ref: 50

**Director, Community Services reports:**

**Synopsis**

Council is advised of recommendations arising from the GLLAM Committee meeting of 3 May 2006 with regard to a proposed partnership register for Marrickville and draft Terms of Reference. It is recommended that the report be received and noted and that Council consider the recommendations made by the GLLAM Committee.

**Background**

The Gay and Lesbian Liaison at Marrickville (GLLAM) Committee was established by Council in 2000 to:

- assist Council in developing improved communication and cooperative relationships with representatives of the gay and lesbian community throughout the local government area;
- work with Council to identify needs of members of the local gay and lesbian community to encourage locally responsive events and services;
- advise Council on the development of Council's Social Plan and Strategic Plan and other issues referred by Council to the Committee for their advice; and
- promote issues relevant to the gay and lesbian community and the role of the Committee.

**Relationships Declaration Program**

In September 2003, Council considered a Notice of Motion (NM 8 : 08/03) relating to the former South Sydney City Council Partnership Register initiative and resolved that:

1. *Council officers investigate and develop this proposal, reporting back after South Sydney has conducted its community consultation and made a final decision on the implementation of their Register; and*
2. *once the community consultation process has been completed on the South Sydney Council Partnership Register Proposal, Council officers report to the GLLAM Committee for their input into this initiative and a report then be presented to Council."*

Following the amalgamation of the former South Sydney City Council with City of Sydney Council, the Notice of Motion was tabled at the GLLAM Committee meeting in September 2004 for further discussion.

**GLLAM Terms of Reference**

Council operates a number of advisory committees which serve an important role in providing specialist advice to Council. Advisory committees are made up of community members and are guided by Terms of Reference, which specifies the role of the committee. In 2005, Council officers undertook to review the Terms of Reference for each of Council's Committees, including the GLLAM Committee.

**CC 7 - GLLAM COMMITTEE UPDATE - PARTNERSHIPS REGISTER  
AND TERMS OF REFERENCE**

*(From Community Services Committee Meeting 05/05 – 13 June 2006)  
For Recommendation*

**Discussion**

**City of Sydney Relationships Declaration Program**

The City of Sydney partnership register known as the Relationships Declaration Program was established by the former South Sydney Council in October 2003.

Arising from a Minute by the Lord Mayor of City of Sydney Council (Item 3A, 2 August 2004) proposing the Partnership Register program offered by the former South Sydney City Council be re-launched and offered by the City of Sydney with new branding (amongst other amendments), the program proposal was placed on public exhibition prior to adoption.

During the community consultation the program received considerable interest, primarily from couples who wished to register their relationships. City of Sydney reports (Item 4, Cultural & Community Services Committee, 8 November 2004) that no negative or critical comments were received, with most enquiries requesting more information and many focused on what date they would be able to participate. Some suggestions were made for minor modification and enhancement to the program.

Following the community consultation, at its meeting on 15 November 2004, City of Sydney Council resolved to re-launch and rename the register as the City of Sydney Relationships Declaration Program with amendments as proposed. Council also resolved to review the success of the program in two years, with specific reference to the geographic location of applicants.

The City of Sydney Relationships Declaration register is a means of recognising the relationship of both same-sex and mixed-sex couples. Although registration does not confer legal rights in the way a marriage does, it allows couples to make a written declaration that they are mutually committed to sharing their lives together. Couples also have the option of holding a ceremony to celebrate their declaration. The cost to register is \$150 per couple. The register is not limited to residents of the City of Sydney Council local government area.

**Marrickville Partnership Register**

At its meetings on 29 September 2004, 8 December 2004, 9 January 2005, 9 February 2005, 11 May 2005, 10 August 2005 and 3 May 2006, the GLLAM Committee held discussions about the potential for Marrickville Council to establish a similar partnership register to service the Marrickville local government area.

The Committee distributed a survey at Mardi Gras Fair Day 2005 to identify issues facing the GLBTI community in Marrickville. In response to the question 'Do you want Marrickville Council to keep a partnership register?' 64% of respondents said yes, 21% of respondents said no and 14% were unsure (sample size 121).

Council officers investigated the costs of establishing a partnership register and estimated as follows (excluding ongoing administration costs):

**CC 7 - GLLAM COMMITTEE UPDATE - PARTNERSHIPS REGISTER  
AND TERMS OF REFERENCE**

*(From Community Services Committee Meeting 05/05 – 13 June 2006)  
For Recommendation*

Legal	\$15,000
Printing	\$9,000
Advertising	\$6,200
Labour	\$2,552
<b>Total</b>	<b>\$32,752</b>

Although a partnership register was viewed as symbolically important, the GLLAM Committee raised concerns about the substantial establishment costs, the potential demand in Marrickville and the implications of a register that, once established, was not utilised by the local GLBTI community.

At its meeting on 3 May 2006, pending confirmation that the number of relationships registered with the City of Sydney Relationships Declaration Program had not increased significantly from previous estimates, the Committee resolved to recommend that Council:

1. promote the City of Sydney Relationships Declaration Program on Council's GLLAM web page; and
2. investigate other avenues of campaigning for equal rights for same-sex couples.

As of 4 May 2006, the City of Sydney reported 23 relationships registered. No information about the residential location of couples registered was available, however feedback from City of Sydney officers suggests there is currently no representation from couples residing in the Marrickville local government area.

**Terms of Reference**

At its meeting on 3 May 2006, Draft Terms of Reference were presented for discussion.

The Committee resolved to recommend to Council that membership comprise as follows:

Membership of the GLL@M Committee consists of:

**Ordinary Members**

- 1 representative each from any locally based GLBTI community organisation
- A maximum of 5 locally based community representatives from the GLBTI community
- A maximum of 2 Councillors

The Ordinary Members will elect two Committee members to form a two person Executive

- Chair
- Deputy Chair

**CC 7 - GLLAM COMMITTEE UPDATE - PARTNERSHIPS REGISTER  
AND TERMS OF REFERENCE**

*(From Community Services Committee Meeting 05/05 – 13 June 2006)  
For Recommendation*

Ex-officio Council staff and observers

- The Committee may co-opt expertise and additional members such as Council Officers as necessary and as agreed by the Committee.
- Other Councillors and citizens may attend meetings to gain information and contribute to discussions.

Draft Terms of Reference incorporating this amendment are attached (ATTACHMENT 1).

**Conclusion**

The GLLAM Committee took part in a number of discussions, investigations and a community survey to give consideration to Marrickville Council establishing a partnership register. The Committee concluded that while there was support for a register, it would be more effective to promote the existing City of Sydney register and to explore alternative ways of campaigning for equal rights. The Committee considered draft Terms of Reference and made recommendations relating to membership.

**RECOMMENDATION:**

**THAT**

- 1) the report be received and noted; and
- 2) Council considers and adopts the recommendations made by the GLLAM Committee that:
  - a) Council promote the City of Sydney Relationships Declaration Program on Council's GLLAM web page; and investigate other avenues of campaigning for equal rights for same-sex couples; and
  - b) Membership of the GLLAM Committee be as outlined in this report and the Draft Terms of Reference; and
  - c) Council adopts the attached Draft Terms of Reference for the GLLAM Committee.

**COMMITTEE RECOMMENDATION:**

**THAT** the Recommendation as appearing on the Business Paper be adopted.

**ATTACHMENT:** Total 6 pages  
GLLAM Committee Draft Terms of Reference

**CC 7 - ATTACHMENT - GLLAM COMMITTEE UPDATE -  
PARTNERSHIPS REGISTER AND TERMS OF REFERENCE**  
*For Recommendation*



**GLL@M : Gay & Lesbian Community Liaison Committee  
Draft Terms of Reference**

**Adopted by Council on (insert date)**

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Council operates a number of advisory committees. These committees serve an important role in providing specialist advice to Council. Advisory committees are made up of community members and are guided by a Terms of Reference, which specifies the role of the committee. Advisory Committees operate under Council's corporate policy framework, including the Code of Conduct.

## **Definitions**

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The term GLL@M in this document is an acronym for Gay and Lesbian Liaison at Marrickville and intends to refer to all members of the GLBTI communities.

The term GLBTI in this document is an acronym for gay, lesbian, bisexual, transgender and intersex.

## **Purpose**

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The purpose of the GLL@M Committee is to provide advice to Council on the needs of GLBTI communities living in the Marrickville local government area.

## **Role**

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The role of the committee is to:

- assist Council in developing improved communication and co-operative relationships with representatives of the GLBTI community throughout the Marrickville local government area;
- work with Council to identify needs of members of the local GLBTI community and encourage locally responsive events and services;
- advise Council on the development and implementation of Council's Social Plan and Strategic Plan and other issues referred by Council to the Committee for their advice; and
- promote issues relevant to the GLBTI community and the role of the Committee.

**CC 7 - ATTACHMENT - GLLAM COMMITTEE UPDATE -  
PARTNERSHIPS REGISTER AND TERMS OF REFERENCE  
For Recommendation**



## **Committee Operation**

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### **Officer's Role**

The GLL@M Committee is convened by a Strategic Community Projects Officer from Council's Community Development section, who will be responsible for taking and distributing minutes, co-ordinating the agenda and setting meeting times and venues, and resourcing the Committee.

### **Membership**

Membership of the GLL@M Committee consists of:

#### **Ordinary Members**

- 1 representative each from any locally based GLBTI community organisation
- A maximum of 5 locally based community representatives from the GLBTI community
- A maximum of 2 Councillors

The Ordinary Members will elect two Committee members to form a two person Executive

- Chair
- Deputy Chair

#### **Ex-officio Council staff and observers**

- The Committee may co-opt expertise and additional members such as Council Officers as necessary and as agreed by the Committee.
- Other Councillors and citizens may attend meetings to gain information and contribute to discussions.

### **Appointments to the Committee**

Councillor representatives are appointed annually in September.

Community and organisational membership of GLL@M will be determined every two years as follows:

- In June of the second year, Council will call for nominations to the GLL@M Committee. The selection criteria will include:
  - a requirement for nominees to live, work or study in the Marrickville LGA;
  - a statement of purpose by the nominee, that is, why they are nominating; and
  - a list of the skills, knowledge and experience they will bring to the GLL@M Committee and use to serve the local community.

**CC 7 - ATTACHMENT - GLLAM COMMITTEE UPDATE -  
PARTNERSHIPS REGISTER AND TERMS OF REFERENCE  
For Recommendation**



- In July of that year, nominations will be reviewed and nominees informed of the outcome. The review will be conducted by a panel consisting of:
  - the Director of Community Services;
  - the Strategic Community Projects Officer;
  - a Councillor Committee member; and
  - a member of the local GLBTI community who has not nominated.
- In August of that year the new Committee members will be announced at the AGM, following the presentation of a report on the year's activities by the outgoing Committee.
- Executive members will then be elected by the new Committee members at the same meeting.
- A Returning Officer will be appointed to facilitate elections and count the votes, if necessary.
- The Committee can co-opt an additional person to fill a position that becomes vacant throughout the year.

#### **Voting Rights**

The members have voting rights at all meetings and decisions that are within the Terms of Reference will be by majority vote.

In the case of a tied vote, the Chairperson has the casting vote.

**CC 7 - ATTACHMENT - GLLAM COMMITTEE UPDATE -  
PARTNERSHIPS REGISTER AND TERMS OF REFERENCE  
For Recommendation**



### **Meetings**

Meetings will be held quarterly in the months of August (Annual General Meeting), November, February, and May. Meeting dates, venue and time to be determined at the AGM with the flexibility to hold meetings more regularly for specific projects.

An attendance register will be kept for all meetings.

A meeting quorum requires a minimum of five elected members, including a minimum of one person of the Executive.

An up to date mailing list will be kept of all members' contact details.

The activities of the Committee shall be minuted in accordance with the Operating Procedures.

Specific issues that require wider input will be reported to Senior Staff and those that require a Council decision will be reported to the Community Services Committee for Council's consideration.

Minutes can only be adopted and seconded by Ordinary Members.

Minutes can only be moved and seconded if the Members were in attendance at the appropriate meeting.

Recommendations for amendments to the Terms of Reference can be made at any time. Any amendments to the Terms of Reference must be endorsed by the GLL@M Committee and then approved by Council.

### **Working Parties**

The Committee has the capacity to establish time-limited working parties to undertake approved projects and address specific issues, and the Committee will be able to co-opt relevant Council and community members to these working groups.

Working parties will report back on progress to each GLL@M Committee meeting.

**CC 7 - ATTACHMENT - GLLAM COMMITTEE UPDATE -  
PARTNERSHIPS REGISTER AND TERMS OF REFERENCE  
For Recommendation**

**Operating Procedures**

<b>Week</b>	<b>Action</b>	<b>By Who</b>
Weeks 1 & 2	<b>Prepare and distribute minutes of previous meeting</b> <ul style="list-style-type: none"><li>Minutes transcribed into standard format and distributed to attendees within two weeks.</li><li>Minutes posted to website.</li></ul>	Convenor
	<b>Receive and read minutes.</b>	All
Weeks 3 - 6	<b>Complete assigned actions.</b> <ul style="list-style-type: none"><li>Attempt to complete actions assigned.</li></ul>	All
Week 7	<b>Deadline for agenda items.</b> <ul style="list-style-type: none"><li>All agenda items for next meeting to be submitted to the Community Development Worker, Cultural Diversity, by the end of this week</li><li>Some items will automatically arise from completing actions of previous meeting.</li></ul>	All
Week 8	<b>Prepare agenda papers</b> <ul style="list-style-type: none"><li>One-page agenda papers prepared by proposer (format attached).</li><li>Council staff can assist committee members.</li></ul>	All
Week 9-10	<b>Deadline for agenda papers</b> <ul style="list-style-type: none"><li>All agenda papers to Convenor by middle of this week.</li></ul> <b>Distribute agenda and agenda papers</b> <ul style="list-style-type: none"><li>Agenda and agenda papers distributed by end of this week.</li><li>Items without agenda papers will be held over till next meeting.</li></ul>	All  Convenor
Weeks 10 - 11	<b>Reading and preparation</b> <ul style="list-style-type: none"><li>Background reading and preparation on any actions for next meeting.</li></ul>	All
Week 12	<b>Next meeting</b>	All

*Council Meeting - 05/06 - 20 June, 2006*

***CC 7 - ATTACHMENT - GLLAM COMMITTEE UPDATE -  
PARTNERSHIPS REGISTER AND TERMS OF REFERENCE  
For Recommendation***



GLL@M : GAY & LESBIAN LIAISON AT MARRICKVILLE COMMITTEE

AGENDA ITEM: (insert number)

(insert meeting venue, date and time)

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Subject/Topic:

Background:

Key Issues for GLL@M:

Suggested Position:

**CS 9 - DEPARTMENT OF COMMUNITY SERVICES FUNDING  
AGREEMENT FOR THE COMMUNITY SERVICES GRANTS AND  
CHILDREN'S SERVICES PROGRAMS**

*(From Community Services Committee Meeting 05/05 – 13 June 2006)*

*For Recommendation*

File Ref: 39

**Director, Community Services reports:**

**Synopsis**

Council is required to enter into a Funding and Performance Agreement with the Department of Community Services to fund services delivered under its Community Services Grants and the Children's Services Programs, totalling \$537,175 for the period of 1 July 2006 to 30 June 2007. It is recommended that Council enter into the Agreement and that the Mayor and General Manager execute and affix the Common Seal of Council to the necessary documents.

**Background**

The Department of Community Services provides funds under the Community Services Grants Program and Children's Services Program to assist with the employment of staff and the delivery of child care services.

The funding is provided on the basis of an annual Deed of Funding Agreement. It is necessary for Council to execute the Agreement under the Common Seal of Council.

**Discussion**

Under the terms of the Funding Agreement, Council will receive **\$537,175** from the Department of Community Services during 2006/2007 as follows:

Community Services Grants Program	<b>\$23,832</b>
Salary subsidies for two staff in the Community Development Program, namely the Community Worker, Youth Services and Community Worker, Multicultural Services.	

Children's Services Program	<b>\$513,343</b>
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Salary and program subsidies for Council's Children's Services Program, including the Long Day Care centres, Preschool, Outside School Hours and Vacation Care centres and the Magic Yellow Bus mobile service.

**Conclusion**

The \$537,175 received in annual funding from the Department of Community Services will contribute to the work of Council in addressing community needs and providing children's services to the local community.

**CS 9 - DEPARTMENT OF COMMUNITY SERVICES FUNDING  
AGREEMENT FOR THE COMMUNITY SERVICES GRANTS AND  
CHILDREN'S SERVICES PROGRAMS**

*(From Community Services Committee Meeting 05/05 – 13 June 2006)*

*For Recommendation*

**Director Corporate Services reports**

This project is included in the draft 2006/07 Operating Budget for Community Services.

A budget adjustment can be considered by Council to reflect the actual amount received from the Grant at the first Budget review meeting for 2006/07.

**RECOMMENDATION**

**THAT:**

1. Council enter into the Funding and Performance Agreement with the Department of Community Services to fund services delivered under its Community Services Grants and the Children's Services Programs, totaling \$537,175 for the period of 1 July 2006 to 30 June 2007;
2. the Common Seal of Council be executed and affixed by the Mayor and General Manager to the Funding and Performance Agreement; and
3. budget variations required be considered by Council at its first Budget review for 2006/07.

**COMMITTEE RECOMMENDATION:**

**THAT** the Recommendation as appearing on the Business Paper be adopted.

***EM 3 - COUNCIL SPONSORED APPRENTICESHIPS  
(From Corporate Services Committee Meeting 05/06 – 13 June 2006)  
For Recommendation***

File Ref: 1125

**Director, Corporate Services reports:**

**Synopsis**

This report sets out the reasons that Council should consider reintroducing an apprenticeship program to compliment its existing traineeship programs. This report recommends the preferred option of working with WSROC Group, a not-for-profit company set up by the Western Sydney Regional Organisation of Councils, to provide apprenticeships. It recommends commencing five apprenticeships in the Business Units in early 2007.

**Background**

There is evidence from research into workforce changes in Australia that there is a need to engage more young people in apprenticeships, to increase the number of vocationally educated young people in the workforce. There is evidence to suggest that as a nation too many young people enter tertiary education leading to degrees and diplomas, sometimes inappropriately. This will leave Australia with a shortage of 'frontline' workers in the near future.

Council, over a number of years on an annual basis, has offered three 'one year traineeships' in Corporate Services Division, sponsored 'two one year gap students' in Development and Environmental Services Division, and more recently developed 'four (one/two year) student engineer internships'.

In 2006, Council is also sponsoring our first Aboriginal Cadetship, attached to Children and Family Services, as well as being involved in further Aboriginal work placements via the Elsa Dixon Funding Program. Council continues to have five identified ATSI positions.

In the last three years, Council has had about 40 existing staff engaged in the Workplace English Language and Literacy (WELL) Program, sponsored eight existing staff traineeships in Frontline Management, and is currently engaging 30 existing worker traineeships in Local Government Operations. All these programs attract either full or part funding from the federal Department of Education, Science and Training (DEST).

Council also sponsors another 50 staff in various tertiary studies.

Council has not offered apprenticeships for over ten years. To address concerns regarding the ageing of our outdoor workforce, and the need to encourage younger local people to join our workforce, it is appropriate that a focus on apprenticeships be considered as part of our workforce strategy.

**Discussion**

The Employee Services team has researched the options of engaging apprenticeships. Two options are to directly employ apprentices, or contract with a specialist Registered Training Organisation

***EM 3 - COUNCIL SPONSORED APPRENTICESHIPS  
(From Corporate Services Committee Meeting 05/06 – 13 June 2006)  
For Recommendation***

(RTO). Working with the Manager Business Units, the Employee Services team has met with the industry leading RTO, WSROC Group, a not-for-profit company set up by the Western Sydney Regional Organisation of Councils.

Council can employ apprentices directly but there are advantages to both Council and the potential apprentices by working through an RTO. The costs will be much the same in both cases, as will the industry award wages paid to the apprentices.

WSROC recruit on an annual basis for apprentices to commence in January and has agreed to partner with Council to recruit from Marrickville LGA schools, subject to Council approval.

Using the WSROC employment route is advantageous in the following ways, they will:

- work with schools to publicise apprenticeships;
- pre-screen via an assessment centre approach;
- produce a shortlist for interview by Council;
- set up agreements with an appropriate and local TAFE;
- employ the apprentice and work closely with Council on progress/problems;
- provide apprentices for the full four year period or place an apprentice for part of the four years, providing both broader experience and access to vocational areas not covered by Council; and
- have expertise in the employment of young workers that neither the Employee Services team or Business Units management possess.

WSROC have an excellent track record of working closely with a range of Sydney Councils.

The cost per apprentice varies with the Industry Award and year of apprenticeship and ranges from about \$19,000–\$25,000 per apprentice. WSROC retains a \$4,000 incentive which covers education and other overheads.

WSROC also can place the ‘new breed’ of School Based Apprentice or Trainee, whereby the young person is placed with Council for normally one day per week, and for periods of school holidays. This program gives the young person the opportunity to gain practical work experience while undertaking both vocational TAFE and school studies leading to their HSC. Council pays the apprentice/trainee for the hours worked in Council and contributes to TAFE fees.

The Manager Business Units would like to employ four or five apprentices in the trades and parks/gardening areas and to pilot one school-based apprentice/trainee. These positions will be funded through a reduction in the use of casual labour. Consultation will take place around the establishment of these positions, including with the Consultative Committee.

### **Conclusion**

Council is keen to be seen as an employer of choice, and also needs to plan for its future workforce to continue to be an excellent provider of services. The establishment of apprenticeship positions alongside the range of traineeships will form part of this proactive work force planning process.

*Council Meeting - 05/06 - 20 June, 2006*

***EM 3 - COUNCIL SPONSORED APPRENTICESHIPS  
(From Corporate Services Committee Meeting 05/06 – 13 June 2006)  
For Recommendation***

**RECOMMENDATION:**

**THAT** Council work with the WSROC Group to provide five apprenticeships from January 2007.

**COMMITTEE RECOMMENDATION:**

**THAT** the Recommendation as appearing on the Business Paper be adopted.

***MATTER ARISING FROM ADOPTION OF THE MINUTES  
(From Technical Services Committee Meeting 05/06 – 13 June 2006)  
For Decision***

File Ref: 951

**Matter Arising from Adoption of the Minutes**

**RECOMMENDATION:**

**THAT** in relation to the Technical Services Committee's resolution on the Report of the Local Traffic Planning and Advisory Committee held on 18 April 2006 – Item ES 13:

1. it be noted that the Technical Services Committee does not have the Delegation to adopt the Recommendation of the Traffic Committee on the Matter Arising from Item C 10 which was as follows:

**THAT:**

1. *"Council adopts a policy that development application referrals to the Traffic Committee is undertaken in accordance with SEPP11;*
2. *Council reaffirms its policy that it adopts the RTA guide to traffic generating development as a guideline for referrals; and*
3. *Council officers refer development applications that do not fall under the above criteria to the Traffic Committee should they feel there is an impact on traffic, parking and access."*

because it relates to policy concerning the process for assessing development applications;  
and

2. a report be presented to Council in relation to the implementation of point 3 of the resolution, which is not part of Council's existing policy, including:
  - (a) the implications for the processing of development applications; and
  - (b) the Traffic Committee's reasons for the proposed new procedures to enable Council to make a decision on the matter.

***BU 6 - SUPPLY AND COMMISSIONING OF TWO (2) REAR LOADING  
GARBAGE COMPACTORS - TENDER NO. 6/05  
(From Technical Services Committee Meeting 05/06 – 13 June 2006)  
For Recommendation***

File Ref: 12776-02

**Director, Technical Services reports:**

**Synopsis**

Tender No. 6/05 was called for the supply and commissioning of two 19 cu m rear loading garbage compactors to replace two existing units which are due for replacement. The compactors are to be mounted on two Cab Chassis purchased under NSW Government Contract. Tenders were received from four companies. An evaluation of the tenders is attached as **CONFIDENTIAL ATTACHMENT 1**. It is recommended that the tender from Compaction Systems for the supply and commissioning of two (2) rear loading garbage compactors, be adopted.

This report contains **CONFIDENTIAL ATTACHMENTS** which are confidential in accordance with Section 10A(2)(d) of the Local Government Act, 1993, because it contains commercial information in relation to the tenders, the disclosure of which would be likely to prejudice the commercial position of the tenderers if it was provided. The information identifies the tenderers in relation to the tender price and the evaluation of the products offered by each tenderer. If disclosed, the information would be likely to prejudice the commercial position of the tenderers in terms of market competitiveness, by giving their competitors an advantage. Accordingly, disclosure of the information is not in the public interest.

During its debate on this item at the Meeting, the Council/Committee may decide, by resolution, to discuss the confidential information in closed confidential committee. Before doing so, the Committee will determine if members of the public will be allowed to make verbal representations as to whether that part of the meeting should be closed.

**Background**

Council currently has eleven 19 cu m rear loading garbage compactors in its fleet, which are used in the garbage, green waste, recycling and household cleanup collection services. Nine of these units are leased and the remaining two are owned by Council.

The two Council owned compactors are the subject of this tender. One is the green waste collection vehicle while the other is the spare. The spare compactor is used to cover breakdowns and the scheduled maintenance services of the other compactors.

The green waste compactor is over five years old while the spare unit is about eleven years old. The optimal replacement cycle of these compactors is five years.

As with the other nine domestic garbage compactors, it is intended to fund these units through operating leases. That is, the units will be leased by Council and not be owned by Council.

***BU 6 - SUPPLY AND COMMISSIONING OF TWO (2) REAR LOADING  
GARBAGE COMPACTORS - TENDER NO. 6/05  
(From Technical Services Committee Meeting 05/06 – 13 June 2006)  
For Recommendation***

The required cab chassis will be purchased under NSW Government Contract. The purchase of the compactor bodies is the subject of this tender and when the total price of the assembled units are known a further tender for the operating lease of two units will be called.

As part of this process a Plant Panel was formed to trial and select a suitable Cab Chassis and prepare the specification for the tender to replace the two compactors which are due for replacement.

**Discussion**

The Plant Panel consisting of representatives from Waste Services and Fleet Services Sections considered several Cab Chassis available under NSW Government Contract and settled on the Iveco Acco F2350G as the preferred unit. The garbage operators are familiar with this Cab Chassis as all of the existing units are the Acco model. The operators are happy with the turning circle, cabin comfort and appointments whilst Council's mechanics are familiar with the servicing requirements of the trucks. Two of these units have been ordered and Tender Specification 6/05 advised prospective tenderers that the successful tenderer will be supplied with the two Cab Chassis.

Over the past few months the Plant Panel has evaluated all the offers and have inspected compactor units similar to the ones offered in this tender.

The Tender Review Panel, consisting of the Director Technical Services, Manager Business Units, Manager Administrative Services and the Fleet Co-ordinator considered the expert technical advice provided by the Plant Panel in making their recommendation. The Tender Review Panel's report and recommendation is attached as **CONFIDENTIAL ATTACHMENT 2**.

The selection criteria and associated weightings decided by the Tender Review Panel are listed below:

- |     |   |       |
|-----|---|-------|
| (a) | Technical suitability against all the specifications                | (20%) |
| (b) | Purchase price of the completed units                               | (25%) |
| (c) | Operating and maintenance costs - including spare parts             | (10%) |
| (d) | Performance of units owned by other customers                       | (15%) |
| (e) | Customer service record and capacity to provide after sales service | (10%) |
| (f) | Compliance with Conditions of Tender                                | (15%) |
| (g) | The tenderer's capacity to meet with an early delivery date         | (5%)  |

The results of the tender review against the above criteria are listed in the table below:

***BU 6 - SUPPLY AND COMMISSIONING OF TWO (2) REAR LOADING  
GARBAGE COMPACTORS - TENDER NO. 6/05  
(From Technical Services Committee Meeting 05/06 – 13 June 2006)  
For Recommendation***

**Tender 6/05 – Assessment Criteria Rankings Table**

<b>Selection Criteria</b>	<b>Weight- ing %</b>	<b>Compaction Systems</b>	<b>MacDonald Johnston</b>	<b>Garwood International</b>	<b>Binksie Services</b>
(a) Technical suitability against all the specifications	20	Preferred			
(b) Purchase price of the completed units	25	Preferred			
(c) Operating and maintenance costs	10	Preferred			
(d) Performance of units owned by other customers	15	Preferred			
(e) Customer service record & after sales service	10	Equally Preferred	Equally Preferred	Equally Preferred	
(f) Compliance with Conditions of Tender	15	Equally Preferred	Equally Preferred	Equally Preferred	Equally Preferred
(g) The tenderer's capacity to meet with an early delivery date	5		Preferred		
<b>TOTAL SCORE</b>	<b>100</b>				

**Compaction Systems** – The units offered meet with most of the specifications and rate the highest in the design, durability and performance areas. The price offered is the lowest of the four tenders received. It is the unit preferred by the Plant Panel. The Tender Review Panel recommends this tender for acceptance.

**MacDonald Johnston** – has offered units which meet with most of the specifications but the Plant Panel reported that the design of the hopper and the packing/ejection operation was inferior to the Compaction Systems unit.

**Garwood International's** compactor meets with most of the specifications but its overall length would be as suitable to negotiate the many narrow streets in the Marrickville Council area. In addition, there are few customers using the individual bin lifters on this unit to prove their reliability.

**Binksie Services** has offered a Hiel compactor which meets with most of the specifications. However, the hopper bowl and individual bin lifters are fully imported from the USA and non-stock replacement parts for these units would take 10 days to arrive in Australia. The Tender Review Panel did not consider this arrangement satisfactory and did not consider that this unit was suitable for acceptance.

***BU 6 - SUPPLY AND COMMISSIONING OF TWO (2) REAR LOADING  
GARBAGE COMPACTORS - TENDER NO. 6/05  
(From Technical Services Committee Meeting 05/06 – 13 June 2006)  
For Recommendation***

**Director, Corporate Services Reports:**

Provision for increased lease payments have been made in the 2006/07 Budget.

**RECOMMENDATION:**

**THAT** the:

1. tender from Compaction Systems for the supply and commissioning of two (2) rear loading garbage compactors fitted to two (2) Iveco Acco F2350G Cab/Chassis (supplied by the truck dealer) at a total cost of \$208,440, be accepted; and
2. **CONFIDENTIAL ATTACHMENTS** be treated as confidential in accordance with Section 10A(2)(d) of the Local Government Act, 1993, because they contains commercial information in relation to the tenders, the disclosure of which would be likely to prejudice the commercial position of the tenderers if it was provided.

**COMMITTEE RECOMMENDATION:**

**THAT** the Recommendation as appearing on the Business Paper be adopted.

**ATTACHMENTS     Total 7 Pages**

Confidential Attachment 1 – Plant Review Panel Report – 4 pages

Confidential Attachment 2 – Tender Review Panel Report, 3 pages

*Council Meeting - 05/06 - 20 June, 2006*

***BU 6 - SUPPLY AND COMMISSIONING OF TWO (2) REAR LOADING  
GARBAGE COMPACTORS - TENDER NO. 6/05  
(From Technical Services Committee Meeting 05/06 – 13 June 2006)  
For Recommendation***

**THE ATTACHMENTS B & C ARE CONFIDENTIAL IN ACCORDANCE WITH  
SECTION 10A(2)(D) OF THE LOCAL GOVERNMENT ACT 1993 BECAUSE THEY  
CONTAIN COMMERCIAL INFORMATION IN RELATION TO THE TENDERS, THE  
DISCLOSURE OF WHICH WOULD BE LIKELY TO PREJUDICE THE COMMERCIAL  
POSITION OF THE TENDERERS IF IT WAS PROVIDED.**

***ES 17 - RE-ESTABLISHMENT OF ALCOHOL FREE ZONES IN  
MARRICKVILLE ROAD AND ALEX TREVALLION PLAZA AND  
EXTENSION TO ILLAWARRA ROAD***

***(From Technical Services Committee Meeting 05/06 – 13 June 2006)  
For Recommendation***

File Ref: 8559

**Director, Technical Services reports:**

**Synopsis**

The existing Alcohol Free Zones in Alex Trevallion Plaza and in Marrickville Road between Malakoff Street and Gladstone Street are due to expire on 22 October 2006. A request has been received from Newtown Police to continue these Alcohol Free Zones, and also extend the zone to include both sides of Illawarra Road from Marrickville Road to Calvert Street (eastern side) and Tuohy Lane (western side), and the Calvert Street Car Park. This report recommends that a proposal to re-establish and extend these zones be prepared for public consultation in accordance with the provisions of the Local Government Act 1993 (Alcohol Free Zones).

**Background**

At the Technical Services Committee meeting held on 14 October 2003, (09/03, Item ES 27), Council resolved to establish Alcohol Free Zones in Marrickville Road between Malakoff Street and Gladstone Street, Alex Trevallion Plaza, Malakoff Street between Marrickville Road and the service lane and Despointes Street between Marrickville Road and the service lane for a duration of 3 years, 24 hours per day.

The Marrickville Crime Coordinator and the Local Area Police Commander have requested that the zone be extended to include both sides of Illawarra Road from Marrickville Road to Calvert Street (Eastern Side) and Tuohy Lane (Western side), and the Calvert Street Car Park. In this area are three licensed venues; being a restaurant and two function centres.

In close proximity to the two reception centres is Calvert Street Car Park. The Police have witnessed patrons from these licensed premises consuming alcohol on the footpath in Illawarra Road and in the car park. They have also witnessed people, not associated with the licensed venues, congregating and consuming alcohol in the car park. On occasions their threatening and/or intimidating behaviour has warranted the Police issuing them with a direction to move-on under the Law Enforcement (Power and Responsibility) Act.

It should be noted that for the Police to issue a direction under this Act, a person's behaviour is required to be threatening and/or intimidating. Unlike when alcohol is consumed in an Alcohol Free Zone, there is no requirement for a person's behaviour to reach a stage where it is considered threatening and/or intimidating for the Police to intervene.

The application is in accordance with the Ministerial Guidelines for the Establishment of Alcohol Free Zones (*Guidelines*). The Guidelines state that the Council may prepare a proposal for the establishment of an Alcohol Free Zone. The Council can then use its discretion whether or not to implement a proposal.

***ES 17 - RE-ESTABLISHMENT OF ALCOHOL FREE ZONES IN  
MARRICKVILLE ROAD AND ALEX TREVALLION PLAZA AND  
EXTENSION TO ILLAWARRA ROAD***

***(From Technical Services Committee Meeting 05/06 – 13 June 2006)***

***For Recommendation***

**Proposal**

The current application requests Alcohol Free Zones be re-established to replace the existing Alcohol Free Zones in Marrickville Shopping Centre, and also extend the zone to include both sides of Illawarra Road from Marrickville Road to Calvert Street (eastern side) and Tuohy Lane (western side), and the Calvert Street Car Park

(a) Location

- Zone 1     Marrickville Road between Malakoff Street and Gladstone Street;
- Zone 2     Alex Trevallion Plaza;
- Zone 3     Malakoff Street between Marrickville Road and the service lane, approximately 35 metres north of Marrickville Road;
- Zone 4     Despointes Street between Marrickville Road and the service lane, approximately 35 metres north of Marrickville Road; and.
- Zone 5     Both sides of Illawarra Road from Marrickville Road to Calvert Street (eastern side) and Tuohy Lane (western side), and the Calvert Street Car Park.

(b) Reasons

Inappropriate street drinking continues to occur in sections of Marrickville Road, Illawarra Road and vicinity and is not in keeping with the commercial zoning of the shopping centre.

(c) Duration

The Guidelines allow Council to establish an Alcohol Free Zone for a maximum duration of 3 years and applies for 24 hours per day. The Crime Coordinator, Sgt Robert Wood, at Marrickville Local Area Command has requested that it be reinstated and extended to include both sides of Illawarra Road from Marrickville Road to Calvert Street (eastern side) and Tuohy Lane (western side), and the Calvert Street Car Park.

(d) Consultation

A new proposal can be prepared and communicated in accordance with the provisions of the legislation (Section 644A of the Local Government Act) inviting representations, submissions or objections from interested parties by publishing a notice of the proposal in the Glebe, the Inner Western Weekly and the Courier and by sending a copy of the proposal to:

- i)     the officer in charge of the local Police Station;

***ES 17 - RE-ESTABLISHMENT OF ALCOHOL FREE ZONES IN  
MARRICKVILLE ROAD AND ALEX TREVALLION PLAZA AND  
EXTENSION TO ILLAWARRA ROAD***

***(From Technical Services Committee Meeting 05/06 – 13 June 2006)  
For Recommendation***

- ii) liquor licensees and secretaries or registered clubs whose premises border or adjoin the proposed zones; and
- iii) local organisations as required in the Guidelines.

At the conclusion of the consultation period, 30 days, a report will be prepared for the consideration of Council in determining the application to re-establish the Alcohol Free Zone.

(e) Cost

All zones are required to be sign-posted in accordance with the provisions of the Guidelines and Council will incur costs associated with each zone. The costs are minor as the signs are already in existence and will only require amendment to the expiry date of the Alcohol Free Zone. These costs can be met from Council's Operating Budget.

(f) Issues

The Guidelines refer to a number of matters to be considered when determining an Alcohol Free Zone. Part 2 - Location of an Alcohol Free Zone states:

*"Generally an Alcohol Free Zone should be as small as is possible and must only extend to areas which can be supported by reasons as set out in Point 1.*

*Alcohol Free Zones should primarily be located adjacent to outlets supplying alcohol where drinkers congregate. In the absence of such an outlet a zoning should be considered only in exceptional circumstances. It is not appropriate to establish an entire Council area or substantial part of an area as an Alcohol Free Zone, similarly it would usually be inappropriate to zone the greater part of a town, suburb or urban area as alcohol free."*

In relation to the above Guidelines the proposal cites reasons that comply with the provisions of Part 1 of the Guidelines but the proposal extends further than adjacent to an outlet supplying alcohol where drinkers congregate. There are a number of outlets in close proximity to the Alcohol Free Zone. The proposal is not considered to be excessively large.

**Comments**

The application filed by Marrickville Police with Marrickville Council complies with the provisions of the Guidelines to establish Alcohol Free Zones in so far as citing anti-social behaviour. The Ministerial Guidelines provide that Alcohol Free Zones are only established for a maximum duration of 3 years. Consequently, it is necessary for the current zones to be re-advertised as fresh proposals. The re-establishment of Alcohol Free Zones will not interfere with community promotions as the Guidelines provide for zones to be suspended at any time. This can be achieved by the publication of a notice in the local newspapers.

***ES 17 - RE-ESTABLISHMENT OF ALCOHOL FREE ZONES IN  
MARRICKVILLE ROAD AND ALEX TREVALLION PLAZA AND  
EXTENSION TO ILLAWARRA ROAD***

***(From Technical Services Committee Meeting 05/06 – 13 June 2006)  
For Recommendation***

**Conclusion**

The existing Alcohol Free Zone is working well and it is considered that its re-establishment should be the subject of a public consultation process in accordance with the provisions of the Local Government Act 1993 and a further report be submitted to Council on the outcome of that process.

**RECOMMENDATION:**

**THAT:**

1. a proposal be prepared for the re-establishment of Alcohol Free Zones in:
  - (i) Marrickville Road between Malakoff Street and Gladstone Street;
  - (ii) Alex Trevallion Plaza;
  - (iii) Malakoff Street between Marrickville Road and the service land approximately 35 metres north; and
  - (iv) Despointes Street between Marrickville Road and the service land approximately 35 metres north;

and the establishment of a new Alcohol Free Zone on both sides of Illawarra Road from Marrickville Road to Calvert Street (eastern side) and Tuohy Lane (western side), and in the Calvert Street Car Park;

2. the duration of the proposed Alcohol Free Zone be 3 years, 24 hours per day;
3. a public consultation process be undertaken for the proposal in accordance with the provisions of the Local Government Act 1993; and
4. following the consultation period a further report be submitted to Council to consider adoption of the proposal to establish the Alcohol Free Zone.

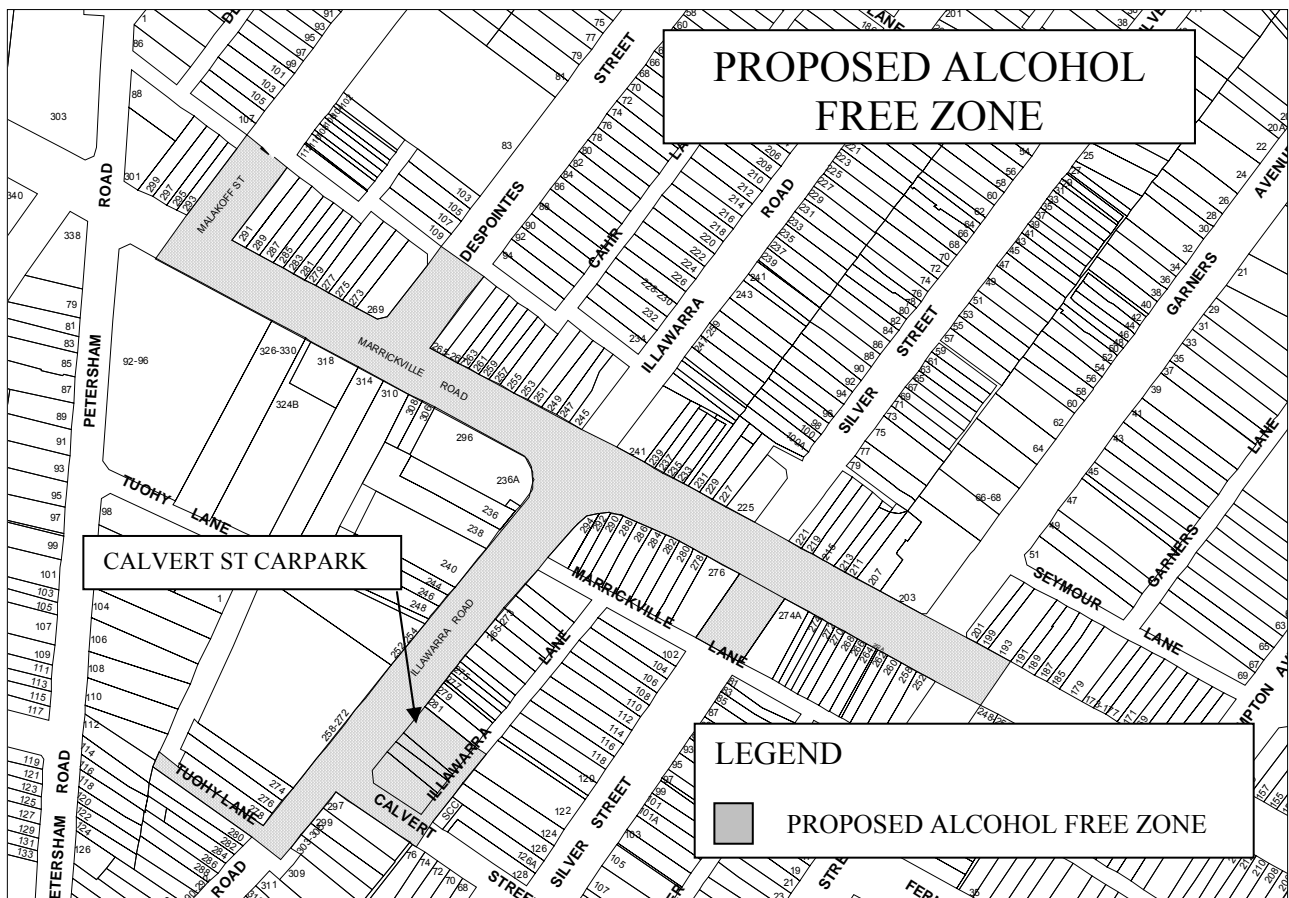
**COMMITTEE RECOMMENDATION:**

**THAT** the Recommendation as appearing on the Business Paper be adopted.

**ATTACHMENT:**     **Total 1 Page**  
Map of Proposed Alcohol Free Zone

**ES 17 - ATTACHMENT - RE-ESTABLISHMENT OF ALCOHOL FREE ZONES IN MARRICKVILLE ROAD AND ALEX TREVALLION PLAZA AND EXTENSION TO ILLAWARRA ROAD**  
*For Recommendation*

**ATTACHMENT**



***ES 18 - ENGINEERING PERFORMANCE REPORT FOR MAY 2006***  
***(From Technical Services Committee Meeting 05/06 – 13 June 2006)***  
***For Recommendation***

File Ref: 4572-04

**Director, Technical Services reports:**

**Synopsis**

This is a report on the civil construction and maintenance works commissioned and coordinated by the Engineering Section for the period concluding 31 May 2006. It is recommended that the report be received and noted.

The status of the Engineering Works Resources Program and Operational Maintenance Program being undertaken as at 31 May 2006, is described below. Further details of the Engineering Works Resources Program are given in the **ATTACHED** table. A summary of the Civil Construction and Operational Program to 31 May 2006 is as follows:

**ENGINEERING WORKS RESOURCES PROGRAM**

**COMPLETED PROJECTS 1<sup>st</sup> JULY 2005 - 31<sup>st</sup> May 2006**

<b>LOCAL ROADS PROGRAM</b>	<ul style="list-style-type: none"><li>• Lane btw 90 to 92 Station St, Newtown</li><li>• Harriett Street - Marrickville</li><li>• Harney Street - Marrickville</li><li>• Rawson Street - Newtown</li><li>• Goddard Street - Newtown</li><li>• Percival Road - Stanmore</li><li>• Bruce Street - Stanmore</li><li>• Schwebel Street - Marrickville</li><li>• Chelmsford Street - Newtown</li><li>• Arlington Street - Dulwich Hill</li><li>• Oxford Street - Newtown</li><li>• Petersham Road - Marrickville</li><li>• Harrison Street – Marrickville</li></ul>
<b>ROADS TO RECOVERY</b>	<ul style="list-style-type: none"><li>• Stafford Lane - Stanmore</li><li>• Gibbs Lane - Newtown</li><li>• Macaulay Lane - Stanmore</li><li>• Neville Lane - Marrickville</li><li>• Cardigan Place - Camperdown</li><li>• Convent Lane -Marrickville</li><li>• Warwick Lane - Stanmore</li></ul>
<b>REGIONAL ROAD CONSTRUCTION</b>	<ul style="list-style-type: none"><li>• Salisbury Road - Camperdown</li></ul>

**ES 18 - ENGINEERING PERFORMANCE REPORT FOR MAY 2006**  
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**For Recommendation**

<b>DRAINAGE CONSTRUCTION</b>	<ul style="list-style-type: none"> <li>• Beach Road - Dulwich Hill</li> <li>• Blackwood Ave - Dulwich Hill</li> <li>• Cardigan lane-Camperdown</li> </ul>
<b>FOOTPATH CONSTRUCTION</b>	<ul style="list-style-type: none"> <li>• Trafalgar Street - Petersham</li> <li>• Augustus Street, Enmore</li> <li>• William Street - Marrickville</li> <li>• Kent Street - Newtown</li> <li>• The Boulevarde - Lewisham</li> <li>• Merton Street - Petersham</li> <li>• Lord Street, Newtown</li> <li>• Railway Road - Sydenham</li> <li>• Princes Highway - Tempe</li> <li>• Abergeldie Street - Dulwich Hill</li> <li>• Charles Street - Enmore</li> <li>• Kays Avenue - Marrickville</li> <li>• Darley Street - Newtown</li> </ul>
<b>TRAFFIC</b>	<ul style="list-style-type: none"> <li>• Salisbury Rd/Mallet St Roundabout - Camperdown</li> </ul>

**IN PROGRESS**

<b>REGIONAL ROAD CONSTRUCTION</b>	<ul style="list-style-type: none"> <li>• Illawarra Road - Marrickville</li> <li>• Trafalgar Street - Petersham</li> </ul>
<b>DRAINAGE CONSTRUCTION</b>	<ul style="list-style-type: none"> <li>• Gordon Square-Marrickville</li> </ul>
<b>FOOTPATH CONSTRUCTION</b>	<ul style="list-style-type: none"> <li>• Australia Street - Camperdown</li> <li>• Accessible Ramps</li> </ul>
<b>TRAFFIC</b>	<ul style="list-style-type: none"> <li>• Croyden Street at Railway Avenue-Petersham(Pedestrian Refuge Island)</li> <li>• The Boulevarde at Hunter Street - Lewisham-(Pedestrian Refuge Island)</li> <li>• The Boulevarde at Toothill Street - Lewisham-(Pedestrian Refuge Island)</li> <li>• Croyden Street at Crystal Street - Petersham (Pedestrian Refuge Island)</li> <li>• West Street Cycleway</li> </ul>
<b>5% SPECIAL LEVY</b>	<ul style="list-style-type: none"> <li>• King Street(Alice Street to Darley lane) - Newtown-Footpath Paving</li> </ul>

***ES 18 - ENGINEERING PERFORMANCE REPORT FOR MAY 2006***  
***(From Technical Services Committee Meeting 05/06 – 13 June 2006)***  
***For Recommendation***

**SCHEDULED TO START IN JUNE**

<b>TRAFFIC</b>	<ul style="list-style-type: none"><li>• Marrickville Road - Marrickville-(Traffic Calming)</li><li>• Trafalgar St at Regent Street - Petersham-(Pedestrian Refuge Island)</li><li>• Livingstone Road at Jersey Street - (Pedestrian Refuge Island)</li><li>• Hobbs Street at Victoria Street - Lewisham -(Kerb Blister)</li><li>• Morton Avenue at New Canterbury Road - Dulwich Hill-(Pedestrian Refuge Island)</li><li>• Croyden Street - Petersham-(2 No Raised Thresholds)</li><li>• Andreas Street - Petersham-(Pedestrian Refuge Island)</li><li>• Terminus Street - Petersham (Pedestrian Refuge Island)</li><li>• Brighton Street - Petersham-(Raised Threshold)</li><li>• Palace Street - Petersham-(Raised Threshold)</li></ul>
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**OPERATIONAL MAINTENANCE PROGRAM CHANGES**

**Regional Road Pavement Maintenance Program**

The resurfacing of Victoria Road, Marrickville between Rich Street and Enmore Road is included in Council's 2005/2006 Regional Road Pavement Maintenance Program. This work was completed in May 2006. The initial scope of work included heavy patching however, on removal of the old asphalt surface it was found that the base material underneath was in good condition foregoing the need to undertake heavy patching work. As a result savings of \$66,117 have been identified. Due to current commitments Council's Paving Contractor is unable to undertake any further asphalt work until the new financial year. To take full advantage of these savings it is proposed that the funds be transferred to the Local Road Pavement Maintenance Program, as detailed below, and that the Business Unit be utilised to undertake resurfacing of various local road hot spot areas as required.

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## **RESOURCE PLAN CHANGES**

### **Local Area Traffic Management**

Carrington Street, Lewisham is included in Council's 2005/2006 Resources Plan and is currently on hold pending identified savings in the Local Area Traffic Management Program for Lewisham (Area 15). The budget for the Lewisham (Area 15) works is \$113,000. Estimates received from the Business unit for these works totals \$48,144 giving savings of \$64,856. The original scope of works for Carrington Street has been scaled down and is now estimated to cost \$39,297.

Accordingly, it is recommended that the revised scope of works for Carrington Street, Lewisham be included in the proposed Local Area Traffic Management Program for Lewisham (Area 15) and be funded from the above identified savings.

### **Budget Adjustments**

It is proposed that the following budget adjustments be undertaken to balance current and anticipated income/expenditure items as part of the Engineering Works Resources Program and Operational Maintenance Program:

<b>RESOURCES PLAN</b>		
<b><u>ROAD CONSTRUCTION</u></b>		
<b>From Account</b>	<b>To Account</b>	<b>Amount</b>
Harney Street-Marrickville 1-4121-8801-7823-00 (savings)	Cardigan Place- Camperdown 1-4127-8801-7887-00	\$25,937
Bruce Street-Stanmore 1-4121-8801-7828-00 (savings)	Neville Lane-Marrickville 1-4127-8801-7886-00	\$7,665
<b><u>FOOTPATH</u></b>		
<b>From Account</b>	<b>To Account</b>	<b>Amount</b>
Lord street-Newtown 1-4141-8801-7842-00 (Savings)	The Boulevarde-Lewisham 1-4141-8801-7842-00	\$11,673
Merton Street-Petersham 1-4141-8801-7891-00 (Savings)		\$4,428
	Total (The Boulevarde)	<b><u>\$16,101</u></b>

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Railway Road-Sydenham 1-4141-8801-7894-00 (Savings)	Abergeldie Street-Dulwich Hill 1-4141-8801-7897-00	\$8,920
Kent Street-Newtown 1-4141-8801-7838-00 (Savings)		\$7,224
	Total (Abergeldie Street)	<b><u>\$16,144</u></b>
<b><u>DRAINAGE</u></b>		
<b>From Account</b>	<b>To Account</b>	<b>Amount</b>
Blackwood Avenue-Dulwich Hill 1-4131-8801-7851-00 (Savings)	Gordon Square-Marrickville 1-4131-8801-7853-00	\$29,480
<b><u>TRAFFIC</u></b>		
<b>From Account</b>	<b>To Account</b>	<b>Amount</b>
Edgeware Road Stage 2 1-4176-8801-7771-00 (Savings)	West Street Bike Facilities 1-4174-8801-7918-00	\$7000
	<b>Total</b>	
<b>OPERATIONAL MAINTENANCE PROGRAM</b>		
<b><u>ROADS</u></b>		
<b>From Account</b>	<b>To Account</b>	<b>Amount</b>
Regional Rd Pavement Maintenance 1-4122-8801-5003-00 (Savings in heavy patching)	Local Rd Pavement Maintenance 1-4120-8801-5003-00	\$66,117

**Director Corporate Services:**

Council can consider a budget adjustment at the next Budget Review.

***ES 18 - ENGINEERING PERFORMANCE REPORT FOR MAY 2006***  
***(From Technical Services Committee Meeting 05/06 – 13 June 2006)***  
***For Recommendation***

**RECOMMENDATION:**

**THAT:**

1. the report be received and noted;
2. savings identified in the Regional Road Pavement Maintenance Program be used for Local Road Pavement Maintenance as detailed in the body of this report;
3. the revised scope of works for Carrington Street, Lewisham be included in the Local Area Traffic Management Program and be funded from identified savings in Lewisham (Area 15) works as detailed in the body of this report; and
4. the budget adjustments detailed in the body of this report be considered at Council's next Budget Review.

**COMMITTEE RECOMMENDATION:**

**THAT** the Recommendation as appearing on the Business Paper be adopted.

**ATTACHMENTS: Total 4 pages**

Operating Budget - Civil Maintenance, 1 page

Engineering Resources Plan 2005/2006, 3 pages

# ES 18 - ATTACHMENT 1 - ENGINEERING PERFORMANCE REPORT FOR MAY 2006 For Recommendation

ENGINEERING PERFORMANCE REPORT							
AS AT END OF PERIOD 11, May 2006							
Operating Budget - Civil Maintenance							
11 May 2006							
ACCT	SUB ACTIVITY	PROJECT	TOTAL BUDGET	COMMITTED ORDERS	ACTUAL EXP	TOTAL	% REMAINING
5002	Local Road Pavement Maintenance	AP - Hand Patching	239,313	0	185,474	185,474	22%
5003	Local Road Pavement Maintenance	AP - Heavy Patching	691,591	84,529	801,685	886,214	-28%
5041	Local Road Pavement Maintenance	CP - Slab Repairs	126,680	3,537	50,432	53,969	57%
5043	Local Road Pavement Maintenance	CP - Joint Sealing	25,812	0	0	0	100%
5044	Local Road Pavement Maintenance	CP - Slab Jacking	82,600	0	0	0	100%
5230	Local Road Pavement Maintenance	Kerb and Gutter	51,281	7,121	39,691	46,812	9%
Total for Local Roads			1,217,277	95,187	1,077,282	1,172,499	4%
5002	Regional Road Pavement Maintenance	AP - Hand Patching	61,537	62,781	0	62,781	-2%
5003	Regional Road Pavement Maintenance	AP - Heavy Patching	209,229	244,566	50,820	295,386	-41%
5041	Regional Road Pavement Maintenance	CP - Slab Repairs	262,491	36,741	154,788	191,529	27%
5043	Regional Road Pavement Maintenance	CP - Joint Sealing	63,984	0	0	0	100%
5050	Regional Road Pavement Maintenance	Bridge Maintenance	10,325	13,950	1,500	15,450	-50%
5051	Regional Road Pavement Maintenance	Emergency Bridge Repairs	38,718	0	42,590	42,590	-10%
5230	Regional Road Pavement Maintenance	Kerb and Gutter	25,069	0	19,181	17,167	32%
Total for Regional Roads			671,353	358,038	268,859	624,903	7%
0000	Street Lighting	General	850,300	11,130	635,801	646,931	24%
0000	Whiteway Lighting	General	58,860	0	58,860	58,860	0%
Total for Lighting			909,160	17,395	670,068	687,462	24%
0000	Drainage Maintenance	General	0	0	10	10	
0102	Drainage Maintenance	Building Maintenance	0	0	419	419	
5331	Drainage Maintenance	Drainage Cleaning	496,565	35,041	385,451	420,492	15%
5332	Drainage Maintenance	Drains M & R	139,106	38,077	110,485	148,562	-7%
5335	Drainage Maintenance	Cooks River Cleaning	10,868	0	10,868	10,868	0%
Total for Drainage			646,540	73,118	507,223	580,341	10%
5102	Footpaths Maintenance	Asphalt Footpaths	41,300	2,307	21,236	23,543	43%
5131	Footpaths Maintenance	Concrete Footpaths	271,028	9,520	356,698	366,218	-35%
5161	Footpaths Maintenance	Brick Footpaths	44,713	2,002	68,836	70,838	-58%
5191	Footpaths Maintenance	Footpaths - Other	8,946	850	0	850	90%
5192	Footpaths Maintenance	Footpath Grinding	118,737	0	92,951	92,951	22%
5900	Footpaths Maintenance	Restorations Work by Council	0	269	0	269	
Total for Footpaths			484,724	49,726	407,466	457,192	6%
0000	Seats & Bus Shelters	General	0	0	646	646	
0101	Seats & Bus Shelters	Maintenance	28,047	814	26,843	27,657	-6%
0201	Seats & Bus Shelters	Cleaning	16,000	0	7,808	7,808	51%
0000	Litter Bin Maintenance	General	15,000	0	1,606	1,606	89%
0101	Litter Bin Maintenance	Maintenance	28,490	4,431	25,769	30,200	-6%
0201	Litter Bin Maintenance	Cleaning	28,800	2,660	8,525	11,185	61%
5451	Fencing/Guardrails	Street Furniture - Guardrail	77,115	14,662	43,388	58,050	25%
7801	Fencing/Guardrails	Graffiti Removal	0	0	2,124	2,124	
Total for Furniture			191,452	22,567	116,709	139,276	27%
5510	Streetscape Enhancement	Landscape Maintenance	71,922	5,908	67,488	73,396	-2%
5512	Streetscape Enhancement	Weed Control	102,370	0	79,740	79,740	22%
5513	Streetscape Enhancement	Roadside Growth Removal	41,279	113	28,477	28,590	31%
5548	Streetscape Enhancement	Annual testing of the backflow devices	0	0	1,068	1,068	
5562	Streetscape Enhancement	Streetscape - Mechanical Sweeping	516,479	43,040	473,440	516,480	0%
5563	Streetscape Enhancement	Verge Mowing & Sweeping	2,448,181	204,015	2,448,180	2,244,165	8%
5565	Streetscape Enhancement	Footpath Scrubbing	41,300	0	45,219	45,219	-9%
5566	Streetscape Enhancement	Floral Displays	83,433	6,953	76,483	83,436	0%
5567	Streetscape Enhancement	Street Garden Maint. Employee	49,436	4,120	45,320	49,440	0%
7910	Streetscape Enhancement	OB - Floral Displays in Streets	31,000	0	0	0	100%
7911	Streetscape Enhancement	OB - Servicing of Street Gardens	62,000	0	0	0	100%
Total for Streetscape Enhancement			3,447,400	11,340	2,492,014	3,121,534	9%
5701	Traffic Facilities Maintenance	Traffic Facilities - Council Signs	108,261	271	24,572	24,843	77%
5711	Traffic Facilities Maintenance	Traffic Facilities - Regulatory Signs	83,985	0	212,230	212,230	-153%
5721	Traffic Facilities Maintenance	Traffic Facilities - Pavement Marking	55,403	0	32,470	32,470	41%
Total for Traffic Facilities			247,649	1,153	235,624	236,777	4%
5900	Recoverable Works - Restorations	Restorations Work by Council	320,000	43,396	350,905	394,301	-23%
5800	Recoverable Works - Crossings	Crossings Work by Council	105,000	4,352	159,507	163,860	-56%
Total for Recoverable Works			425,000	34,479	481,763	518,242	-21%
0000	State Emergency Service	General	46,563	0	27,708	27,708	40%
0102	State Emergency Service	Building Maintenance	2,000	0	2,254	2,254	-13%
0235	State Emergency Service	Mobile Phone Expenditure	0	0	2,069	2,069	
7800	State Emergency Service	Tag & Test	0	0	675	675	
0000	Local Emergency Management	General	4,612	0	700	700	85%
Total for Emergency Management			53,175	0	33,407	33,407	37%
0000	Litter Bins Clearance	General	328,857	0	301,455	301,455	8%
Total for Waste Services			328,857	0	301,455	301,455	8%
GRAND TOTAL			8,622,587	200,565	7,285,594	7,486,160	13%

# ES 18 - ATTACHMENT 2 - ENGINEERING PERFORMANCE REPORT FOR MAY 2006 For Recommendation

## Engineering Works Resources Plan 2005/2006

Project	Project No.	2005/06 Revote	2005/06 BUD	Supplementary	TOTAL BUDGET	PHYSICALLY COMPLETED %	COMPLETION TARGET DATE	TOTAL & COMMITTED EXPENDITURE END OF PER & PREV PER	ESTIMATE TO COMPLETE \$	EXPECTED TOTAL COST \$	VARIANCE \$	VARIANCE %
<b>LOCAL ROAD CONSTRUCTION</b>												
Forward design roads	7241	12,500	30,000	-25,000	17,500	0%	Jul-06	0	17,500	17,500	0	0%
Bruce St, Starnore - Douglas/Gordon Cres	7678	0	35,000	-35,000	0	100%	Consolidated	0	0	0	0	0%
Transport Directorate	7740	0	0	5,000	5,000	100%	Complete	5,000	0	5,000	0	0%
Lane b/w 90 to 92 Station St, Newtown	7741	79,726	0	0	79,726	100%	Complete	23,494	29,462	52,956	26,770	34%
Redesign of Bellevue St, St Peters	7818	24,000	0	0	24,000	5%	Jul-06	68,436	21,389	22,989	1,011	4%
Harriett St - Carrington Rd/Charlotte St	7822	0	55,000	9,851	64,851	100%	Complete	58,398	0	68,436	-3,575	-6%
Harney St - M'Villie Rd to Pine St	7823	0	75,000	13,289	88,289	100%	Complete	42,476	0	58,398	29,891	34%
Ravenswood St - Station/Haley St, Newtown	7824	0	40,000	0	40,000	100%	Complete	22,156	0	22,156	2,844	11%
Goddard St - Bailey to King St, Newtown	7825	0	25,000	0	25,000	100%	Complete	0	0	0	0	0%
Perceval Rd - Albany to Myrie St -	7826	0	110,000	-110,000	0	100%	Consolidated	224,207	0	224,207	5,793	3%
Bruce St - Albany Rd/Douglas St -	7827	0	120,000	110,000	230,000	100%	Complete	108,542	0	108,542	11,458	10%
Schwebel St - Illawarra/Carrington Rd -	7828	0	85,000	35,000	120,000	100%	Complete	171,695	0	171,695	-6,244	-4%
Chelmsford St - Albemarle/Bedford St -	7830	0	35,000	29,440	64,440	100%	Complete	64,440	0	64,440	0	0%
Arlington St - Old Canterbury/Constitut	7831	0	105,000	20,614	125,614	100%	Complete	125,614	0	125,614	0	0%
Harrison St - M'Villie/Enfield Rd -	7832	0	65,000	114,888	179,888	100%	Complete	156,477	0	156,477	23,211	13%
Oxford St - Albemarle St/Horbury Lane -	7833	0	50,000	0	50,000	100%	Complete	3,257	51,963	51,963	-1,963	-4%
Petersham Rd - M'Villie/ Illawarra Rd	7834	0	75,000	0	75,000	100%	Complete	48,706	62,354	62,354	12,646	17%
<b>ROADS TO RECOVERY</b>												
Stafford Lane - Rosevear St/Ravenue Ln -	7836	0	30,000	-3,917	26,083	100%	Complete	26,083	0	26,083	0	0%
Gibbs Ln - Fitzroy/Lands Ln - Newtown	7837	0	30,000	-6,711	23,289	100%	Complete	23,289	0	23,289	0	0%
Macaulay Ln - Percival Ln/Northernland	7885	0	45,000	3,000	48,000	100%	Complete	48,000	0	48,000	0	0%
Neville Ln - Norwood/Un-Named Ln -	7886	0	35,000	-1,876	33,124	100%	Complete	33,124	6,782	47,749	251	1%
Carriagan Pl - Carriagan St to End -	7887	0	45,000	9,289	54,289	80%	Complete	59,886	20,520	80,206	-7,565	-23%
Convent Ln - Warrnam Ln to End - M'Villie	7888	0	30,000	9,130	39,130	100%	Complete	39,130	0	39,130	-25,957	-48%
Warrick Ln - Rosevear to End - Starnore	7889	0	20,000	-20,000	0	100%	Consolidated	0	0	0	0	0%
Carriagan Ln/Warrick Ln - Ravenue Ln/	7890	0	20,000	11,105	31,105	100%	Complete	31,105	0	31,105	0	0%
<b>REGIONAL ROAD CONSTRUCTION</b>												
Salisbury Rd - Mallet St to Australia St	7821	0	55,000	0	55,000	100%	Complete	55,000	0	55,000	0	0%
Regional Roads - Trafalgar Street, Peter	7903	0	0	130,000	130,000	90%	Jun-06	0	130,000	130,000	0	0%
Resurfacing Illawarra Rd - b/w Warren Rd	7916	0	0	48,000	48,000	99%	Jun-06	0	48,000	48,000	0	0%
<b>LANES</b>												
<b>SUBTOTAL ROADS</b>		<b>116,226</b>	<b>1,325,000</b>	<b>401,343</b>	<b>1,842,569</b>			<b>1,213,452</b>	<b>503,416</b>	<b>1,776,554</b>	<b>66,015</b>	<b>4%</b>
<b>STREET LIGHTING (INCL 5% RATES LEVY)</b>												
Street Lighting Improvements	5664	22,189	0	-22,189	0	100%	Complete	0	0	0	0	0%
Whiteway Lighting Improvement	5665	24,075	0	-16,819	7,256	100%	Mar-06	7,256	0	7,256	0	0%
Signage & other work	7804	1,165	5,000	0	6,166	100%	Complete	10,126	-3,940	6,166	0	0%
Tempe Shopping Centre Street Lighting	7904	0	0	24,130	24,130	100%	Complete	24,130	0	24,130	0	0%
Dulwich Hill 40kg Lights at Xings	7917	0	0	22,820	22,820	0%	Jun-06	0	22,820	22,820	0	0%
<b>SUBTOTAL STREET LIGHTING</b>		<b>47,430</b>	<b>5,000</b>	<b>7,842</b>	<b>60,332</b>			<b>41,512</b>	<b>18,680</b>	<b>60,332</b>	<b>0</b>	<b>0%</b>
<b>DRAINAGE CONSTRUCTION</b>												
Forward design - Drainage	7638	6,000	0	0	6,000	0%	Jun-06	3,471	2,529	6,000	0	0%
Johnston Creek West Catchment Study	7767	50,000	0	0	50,000	0%	Jun-06	50,000	0	50,000	0	0%
Beach Rd, Dulwich Hill	7769	123,000	0	26,516	149,516	100%	Complete	149,516	0	149,516	0	0%
Tennison St Catchment Study	7849	0	50,000	0	50,000	0%	Jun-06	50,000	0	50,000	0	0%
Ewert St, Marmokville - Full scope	7851	0	170,000	-154,859	35,141	0%	Deferred	0	0	0	35,141	100%
Backwood Ave, Dulwich Hill, New 450 Dia	7851	0	65,000	20,054	85,054	100%	Complete	55,473	0	55,473	29,581	35%
Carriagan La, Camperdown - Additional inl	7852	0	45,000	0	45,000	60%	Jun-06	50,661	50,661	55,661	-5,661	-13%

I certify that the carryovers for 2004/2005 and allocations for 2005/2006 are reported correctly.

Manager, Finance:

I certify that the physical and financial positions are reported correctly.

Manager, Engineering:

20/06/2006  
1 of 3

# ES 18 - ATTACHMENT 2 - ENGINEERING PERFORMANCE REPORT FOR MAY 2006 For Recommendation

## Engineering Works Resources Plan 2005/2006

Project	Project No.	2005/06 Revote	2005/06 Org BUD	Supplementary	TOTAL BUDGET	PHYSICALLY COMPLETED %	COMPLETION TARGET DATE	TOTAL & COMMITTED EXPENDITURE END OF PER & PER	ESTIMATE TO COMPLETE \$	EXPECTED TOTAL COST \$	VARIANCE \$	VARIANCE %
Gordon St, Mville - New Pits & 450Dia D	7853	0	45,000	0	45,000	30%	Jun-06	0	74,480	74,480	-29,480	-66%
Forward design - Drainage	7854	0	5,000	0	5,000	0%	Jun-06	0	5,000	5,000	0	0%
Environmental Engineering	7883	0	90,000	-12,000	78,000	100%	Complete	0	78,000	78,000	0	0%
Environmental Engineer Position - Flitout	7912	0	0	9,000	9,000	100%	Complete	0	9,000	9,000	0	0%
Environmental Engineer Position - PC	7913	0	0	3,000	3,000	100%	Complete	0	3,000	3,000	0	0%
Cooks River Motorboat Club Replacement	7989	0	0	0	0	95%	Jun-06	2,153	24,847	27,000	-27,000	0%
SUBTOTAL DRAINAGE		179,000	470,000	-38,289	560,711			210,612	347,518	558,130	2,581	0%
FOOTPATHS CONSTRUCTION												
Footpaths Maint. (expanded)	7366	1,577	0	0	1,577	100%	Complete	0	0	0	1,577	100%
Trafalgar St, Petersham	7762	16,882	0	0	16,882	100%	Complete	13,757	0	13,757	5	0%
Augustus St, Enmore	7763	13,322	0	-1,118	12,204	100%	Complete	12,203	0	16,881	1	0%
William Street, Merrickville	7805	25,561	0	-25,561	0	100%	Complete	0	-12,203	0	12,204	100%
Douglas Street, Stanmore	7806	24,163	0	-24,163	0	100%	Complete	0	0	0	0	0%
Salisbury Road, Stanmore	7807	0	38,000	0	38,000	100%	Complete	29,452	0	29,452	8,548	22%
Kent St - College St/Fendale St - Newto	7838	0	50,000	-45,000	0	100%	Consolidated	0	0	0	0	0%
Boulevard - Toothill St/Hunter St - Lew	7839	0	50,000	0	50,000	95%	Jun-06	48,736	1,264	50,000	0	0%
Accessible Ramps	7840	0	10,000	0	10,000	100%	Complete	0	0	0	10,000	100%
Thornley St - Steelpark CC to Illawarra	7841	0	40,000	45,000	85,000	100%	Complete	101,101	0	101,101	-16,101	-19%
Boulevard - Toothill St/Ellham St - Lew	7842	0	63,000	-24,268	38,732	100%	Complete	32,567	0	32,567	6,165	16%
Merton St - Stanmore Rd/Trafalgar St -	7891	0	30,000	0	30,000	80%	Jun-06	31,152	0	31,152	-1,152	-4%
Australia St - Salisbury Rd/Bishopgate	7892	0	57,000	0	57,000	100%	Complete	45,327	0	45,327	11,673	20%
Lord St - King/John St - Newtown	7893	0	39,000	0	39,000	100%	Complete	30,080	0	30,080	8,920	23%
Railway Rd - Unwins Bridge Rd/Burrows Av	7894	0	32,000	-32,000	0	100%	Consolidated	0	0	0	0	0%
Princes Hwy - Campell St/Victoria St -	7895	0	33,000	32,000	65,000	100%	Complete	47,451	13,727	61,178	3,822	6%
Princes Hwy - Victoria St/Silver St -	7896	0	32,000	32,000	64,000	100%	Complete	75,000	11,144	86,144	-16,144	-23%
Abercrombie St - Union/Arlington St -	7897	0	70,000	0	70,000	100%	Complete	26,590	0	26,590	3,410	11%
Charles St - London/Phillip St -	7898	0	30,000	0	30,000	100%	Complete	25,000	0	25,000	0	0%
Parramatta Road - Accessible Ramps	7900	25,000	0	0	25,000	100%	Complete	0	0	0	0	0%
HERITAGE FOOTPATHS CONSTRUCTION												
Keys Ave, Merricksville (East)	7820	27,828	0	17,526	45,354	100%	Complete	45,354	-9	45,345	9	0%
Darley St, Pine St/Mville Rd - Mville	7846	0	65,000	-65,000	0	100%	Consolidated	0	0	0	0	0%
Darley St, Pine St/Mville Rd - Mville	7847	0	65,000	21,698	86,698	100%	Complete	67,232	0	67,232	19,456	22%
SUBTOTAL FOOTPATHS		148,095	667,000	-100,896	714,199			631,002	30,804	661,806	52,393	7%
STREETSCAPE ENHANCEMENT												
Replace colorbond fence Camdenville Basi	7787	12,000	0	0	12,000	0%	Jul-06	0	12,000	12,000	0	0%
Footpath Scrubbing in town centres	7861	0	27,000	0	27,000	50%	Jul-06	5,985	21,415	27,000	0	0%
SUBTOTAL STREETSCAPES		12,000	27,000	0	39,000			5,985	33,415	39,000	0	0%
ROAD SAFETY												
Implement Pedestrian Access & Mobility P	7848	0	50,000	0	50,000	100%	Complete	39,167	13,166	52,333	-2,333	-5%
Safety Programs - Roads - RP	7902	14,755	0	0	14,755	0%	Jul-06	4,500	10,255	14,755	0	0%
LATM SCHEMES												
Tempe LATM	7377	17,266	0	0	17,266	100%	Complete	0	0	0	17,266	100%
Tempe LATM (Area 20)	7781	61,359	0	0	61,359	100%	Complete	0	0	0	61,359	100%
Newington LATM (Area 8)	7782	37,485	0	0	37,485	100%	Complete	10,343	37,485	0	0	0%
Newtown LATM (Area 6)	7783	50,000	0	0	50,000	100%	Complete	0	10,343	10,343	39,657	79%
Henson LATM (Area 9)	7784	70,000	0	0	70,000	0%	Jul-06	0	70,000	70,000	0	0%
Lewissham (Area 15) - Review LATM Schemes	7876	0	113,000	0	113,000	0%	Jun-06	0	48,144	48,144	64,856	57%
Morton Park (Area 14) - Review LATM Schemes	7877	0	25,000	0	25,000	0%	Jun-06	0	7,256	7,256	17,744	71%
Petersham North (Area 3) - Review LATM Schemes	7878	0	120,000	0	120,000	0%	Jun-06	99,331	99,331	20,669	17%	
40kph Speed Management Initiative Prog	7901	0	0	87,062	87,062	100%	Complete	67,405	-3,000	64,405	22,657	26%

I certify that the carryovers for 2004/2005 and allocations for 2005/2006 are reported correctly.

Manager, Finance:

I certify that the physical and financial positions are reported correctly.

Manager, Engineering:

2/06/2006  
2 of 3

# ES 18 - ATTACHMENT 2 - ENGINEERING PERFORMANCE REPORT FOR MAY 2006 For Recommendation

## Engineering Works Resources Plan 2005/2006

Project	Project No.	2005/06 Revote	\$	05/06 ORG BUD	Supplementary	TOTAL BUDGET	PHYSICALLY COMPLETED %	COMPLETION TARGET DATE	TOTAL & COMMITTED EXPENDITURE END OF PER & PREV PER	ESTIMATE TO COMPLETE \$	EXPECTED TOTAL COST \$	VARIANCE \$	VARIANCE %
<b>PEDESTRIAN SAFETY</b>													
Dulwich Street at New Canterbury Rd	7772	86,000	0	100,000	0	86,000	100%	Complete	86,000	0	86,000	0	0%
40 K Zones Program	7865	0	0	0	-100,000	0	0%	Deferred	0	0	0	0	0%
<b>BICYCLE FACILITIES</b>													
Holbeach Ave Local Cycleway	7695	16,175	0	0	3,825	20,000	100%	Complete	19,796	0	19,796	204	1%
Cooks River to Iron Cove Greenway Route	7696	10,000	0	0	0	10,000	0%	Complete	0	10,000	10,000	0	0%
Alexandra Canal Cycleway - Invest & Desg	7697	10,000	0	0	-10,000	0	0%	Deferred	0	0	0	0	0%
Local bike route improvements	7785	5,000	0	0	0	5,000	0%	Complete	0	5,000	5,000	0	0%
Bicycle Plan	7810	50,000	0	0	-30,000	20,000	0%	Complete	16,150	3,850	20,000	0	0%
Longport Street, Lewisham Refuge Island	7816	27,500	0	0	0	27,500	0%	On Hold	0	27,500	27,500	0	0%
Old Canterbury Road, Dulwich Hill Refuge	7817	27,500	0	0	0	27,500	0%	On Hold	0	27,500	27,500	0	0%
Bike Plan Review Stage 2	7866	0	50,000	0	-50,000	0	0%	Consolidated	0	0	0	0	0%
Cooks River Cycleway - Stage 1	7867	0	90,000	0	86,175	176,175	0%	Complete	25,778	90,000	90,000	86,175	49%
West St Bike Facilities	7918	0	0	0	20,000	20,000	99%	Complete	1,222	27,000	27,000	-7,000	-35%
<b>TRAFFIC AMENITIES CONSTRUCTION</b>													
Hercules/Terrace Roundabout	7698	0	0	10,748	0	10,748	100%	Complete	1,500	9,248	10,748	0	0%
Cardigan Lane closure - beautification	7774	20,000	0	0	300	20,300	100%	Complete	20,300	0	20,300	0	0%
Millers Lane closure - beautification	7775	13,450	0	0	0	13,450	100%	Complete	13,442	0	13,442	8	0%
Belmore St, Sydenham @ Princes Hwy	7776	28,000	0	0	0	28,000	100%	Complete	27,995	0	27,995	5	0%
Station St @ Rawson St, Newtown	7777	0	0	0	500	500	100%	Complete	500	0	500	0	0%
Salisbury Rd @ Mallett St, Newtown	7778	4,108	0	0	2,119	6,227	100%	Complete	6,802	-575	6,227	0	0%
Moncur St @ Moyes St, Mallett - Embellish	7869	0	20,000	-13,467	6,333	6,333	100%	Complete	0	0	0	6,333	100%
Tridigar Street @ Regent St, Petersham	7871	0	0	40,000	0	40,000	0%	Complete	0	40,000	40,000	0	0%
<b>REGIONAL TRAFFIC CALMING</b>													
Edgeware Road Stage 2	7771	19,456	0	0	0	19,456	100%	Complete	7,500	0	7,500	11,956	61%
Marrickville Rd, Marrickville - Stage 1	7859	0	0	50,000	0	50,000	0%	Complete	0	50,000	50,000	0	0%
<b>Emergency Mgmt (PR State Emergency)</b>													
Printing community awareness brochures	7788	10,000	0	0	0	10,000	0%	Complete	0	10,000	10,000	0	0%
SES Headquarters	7899	0	1,477,273	0	0	1,477,273	0%	Complete	4,377	1,472,896	1,477,273	0	0%
<b>TAXI SHELTERS</b>													
<b>SUBTOTAL TRAFFIC</b>		578,054	2,135,273	7,062	2,720,389	351,655	2,029,178	2,380,833	339,556				12%
<b>5% SPECIAL LEVY WORKS</b>													
Emmore Rd, Stage 1	7707	0	0	44,180	0	44,180	100%	Complete	34,590	9,590	44,180	0	0%
South King St - Shop centre enhancement	7789	208,874	0	0	164,811	373,485	100%	Complete	0	373,475	373,475	10	0%
Petersham Stage 3	7793	16,317	0	-16,317	0	0	100%	Complete	0	0	0	0	0%
<b>SUBTOTAL 5% SPECIAL LEVY WORKS</b>		225,191	0	192,474	417,665	34,590	383,085	417,655	10				0%
<b>Total for Program</b>		1,306,016	4,629,273	419,536	6,354,825	2,488,408	3,346,276	5,894,370	460,555				7%

I certify that the carryovers for 2004/2005 and allocations for 2005/2006 are reported correctly.

Manager, Finance:

I certify that the physical and financial positions are reported correctly.

Manager, Engineering:

2006/2006  
3 of 3

***PR 13 - DRAFT PLAN OF MANAGEMENT FOR COMMUNITY LAND  
AT TEMPE***

***(From Technical Services Committee Meeting 05/06 – 13 June 2006)  
For Recommendation***

File Ref: 10632-07

**Director, Technical Services reports:**

**Synopsis**

At the Council Meeting held on 16 November 2004 (CM 09/04, Item PR 21), Council adopted a Plan of Management (PoM) for Community Land at Tempe Lands. On 8 June 2005 Council purchased land at 1-3 Wentworth Street, Tempe, and on 13 April 2006 purchased additional land at 2A Fanning Street, Tempe. These two purchases are of land zoned Reservation for Local Open Space (A) and were intended to be classified as Community Land. A draft Plan of Management (PoM) has been prepared for this recently purchased land, by way of amending the Tempe Lands PoM, in accordance with Section 36 of the Local Government Act, 1993. It is proposed that Council endorse the draft PoM for the purposes of public exhibition and the receipt of written submissions.

**Background**

***Original Tempe Lands Community Land***

At the Council Meeting held on 16 November 2004 (CM 09/04, Item PR 21), Council adopted a Plan of Management (PoM) for Community Land at Tempe Lands. The land, approximately 6 Ha in size, is generally located on the western bank of the Alexandra Canal in Tempe. It is bounded on the south-east by the Alexandra Canal and on the south-west by Tempe Recreation Reserve.

***1-3 Wentworth Street***

Council purchased land at 1-3 Wentworth Street, Tempe on 17 June 2005 and settled on 8 July 2005. This land, approximately 613M<sup>2</sup> in size, includes a residential dwelling, garage and other improvements. It is proposed to demolish all improvements on the land, establish lawn and trees and install vehicle control bollards.

***2A Fanning Street***

Council purchased land at 2A Fanning Street, Tempe on 16 March 2006 and settled on 13 April 2006. This land, approximately 612M<sup>2</sup> in size, is currently fenced but otherwise unimproved. It is proposed to establish lawn and trees and install vehicle control bollards on the land.

**Classification of the Land as Community Land**

Both the Wentworth Street and Fanning Street properties were purchased with Section 94 funds. Both properties are zoned Reservation for Local Open Space (A) and were intended to be classified as Community Land.

Section 31 (2A) of the Local Government Act 1993 states that any land acquired by Council that is not classified within 3 months of acquisition is taken to have been classified as Community Land.

***PR 13 - DRAFT PLAN OF MANAGEMENT FOR COMMUNITY LAND  
AT TEMPE***

***(From Technical Services Committee Meeting 05/06 – 13 June 2006)  
For Recommendation***

The Wentworth Street property was purchased on 8 July 2005 and the Fanning Street property on 13 April 2006. Therefore a 3-month period has passed, since the acquisition of both properties and both the Wentworth Street and Fanning Street properties are considered to be classified as Community Land.

Preparation of a Draft Plan of Management

Under Section 36 of the Local Government Act 1993:

*“A Council must prepare a draft plan of management for community land”* and that PoM must identify the category of the land. The draft PoM for Tempe Lands categorises the land as ‘General Community Use’. Core objectives for the management of community land categorised as General Community Use are:

- *to promote, encourage and provide for the use of the land, and to provide facilities on the land, to meet the current and future needs of the local community and of the wider public:*
  - (a) in relation to public recreation and the physical, cultural, social and intellectual welfare or development of individual members of the public, and*
  - (b) in relation to purposes for which a lease, licence or other estate may be granted in respect of the land (other than the provision of public utilities and works associated with or ancillary to public utilities).*

Use of the Land

A Development Application has been submitted for demolition works at 1-3 Wentworth Street. These works, to remove all existing improvements to the land, are authorised by the draft PoM.

The draft PoM also sets the framework for the following activities on the land:

- maintenance of the remediation works;
- embellishment and maintenance to provide community recreational facilities, including off-leash dog exercise area, access road and car parking, establishment of native species revegetation areas, pedestrian and cycle paths, as well as associated shelter, shade, fencing, signage drainage and lighting works;
- water treatment, storage and irrigation works;
- maintenance depot; and
- use of the sports fields and re-instatement of access roadway for that portion of the land adjacent to Tempe Recreation Reserve.

***PR 13 - DRAFT PLAN OF MANAGEMENT FOR COMMUNITY LAND  
AT TEMPE***

***(From Technical Services Committee Meeting 05/06 – 13 June 2006)  
For Recommendation***

Leases and Licences

Section 46A of the Local Government Act 1993 requires specific authorisation by a PoM for any lease, licence or other estate granted over Community Land. The draft PoM for Tempe Lands does not authorise any lease or licence.

At its 16 November 2004 discussion of the original Tempe Lands PoM, Council resolved ***THAT*** ...*"the Plan of Management be adjusted to delete the authorisation for leases/licences of the enclosed dog off-leash area."*

Council has received requests for use of Council facilities for 'flyball'. This activity is described as:  
*"a team sport, each team consisting of up to 6 dogs and their owners. The dogs complete a relay race over four hurdles, press a pedal to release a ball and carry the ball back over the hurdles to their waiting owner. It is a race against another team"*

The off-leash dog exercise area at Tempe Lands is Council's largest dedicated off-leash dog exercise area. The facility is fenced, has lighting, is adjacent to a carpark and has no close residential neighbours. It is a suitable facility for structured dog activities as well as informal off-leash dog exercise.

The Marrickville Companion Animals Management Plan, adopted in September 2005, promotes the benefits, to the community at large, associated with owners training their dogs to make them more controllable, less aggressive and to expose them to opportunities for socialisation. At least one adjacent council has provided access to its facilities for dog obedience training. This has proved extremely popular, with large numbers of dog owners and dogs attending training classes on the weekend.

If Council considers that activities such as flyball or dog obedience classes are worthwhile activities to be accommodated at Tempe Lands, the ability to approve and regulate such activities would be enhanced by specific authorisation in the PoM.

Public Notification of the Draft Plan of Management

As required by Local Government Act 1993 and Council's Policy PR 7 - Plans of Management and Park Development Notification, the following actions will be undertaken to advise the community about the draft PoM:

- placement of a notice in a local newspaper and notices on or adjacent to the land, advising of the exhibition of the draft PoM, where it may be viewed and how submissions may be made;
- placement of the draft PoM on public exhibition at Council's Administration Centre and Libraries for a period of 28 days and receipt of written submissions for a period of 42 days after the date on which the draft plan is placed on exhibition,
- placement of a notice in a local newspaper and notices on or adjacent to the land, advising of a public hearing into the draft PoM;

***PR 13 - DRAFT PLAN OF MANAGEMENT FOR COMMUNITY LAND  
AT TEMPE***

***(From Technical Services Committee Meeting 05/06 – 13 June 2006)  
For Recommendation***

- hold a public hearing in respect of the draft PoM under section 40A of the Local Government Act as the Plan of Management categorises the Wentworth Street and Fanning Street properties as Community Land for General Community Use;
- notify affected adjacent property owners; and
- place the draft PoM on Council's website.

**Conclusion**

Council has acquired approximately 1,225M<sup>2</sup> of land at 1-3 Wentworth Street and 2A Fanning Street, Tempe adjacent to Community Land at Tempe Lands and has classified that land as Community Land. A draft PoM has been prepared for that Community Land, by way of amending the Tempe Lands PoM, as required by the Local Government Act 1993. It is proposed to exhibit the draft PoM for the statutory period and receive written submissions as required by the Act. A public hearing will be held into categorisation of the land. It is proposed that a further report be provided to Council on the outcomes of the draft PoM exhibition process.

**RECOMMENDATION:**

**THAT:**

1. Council endorse the Draft Plan of Management for Community Land at Tempe Lands for the purposes of publicly exhibiting it for a period of twenty-eight (28) days, with a further fourteen (14) days for the receipt of submissions; and
2. a report be submitted on the results of the public exhibition and of the Draft Plan of Management for Community Land at Tempe Lands.

**COMMITTEE RECOMMENDATION:**

**THAT** the Recommendation as appearing on the Business Paper be adopted.

**ATTACHMENT:      Total 29 Pages**

Draft Plan of Management for Community Land at Tempe Lands

***PW 9 - PROGRESS OF PLASTIC BAG REDUCTION PROGRAM  
OCTOBER 2005 - MAY 2006  
(From Technical Services Committee Meeting 05/06 – 13 June 2006)  
For Recommendation***

File Ref: 2161

**Director, Technical Services reports:**

**Synopsis**

This report outlines progress in the development and implementation of the plastic bag reduction program in the Marrickville Local Government Area (LGA) from October 2005 to May 2006. It is recommended that the report be received and noted and that Council continue to support the ongoing Plastic Bag Reduction Program.

**Background**

At the Technical Services Committee Meeting held on 8 February 2005 (01/05, Item PW 2), it was resolved **THAT** Council:

- "1. receive and note the report;*
- 2. adopt and implement the Diversified Education Program for plastic bags reduction as detailed in this report; and*
- 3. consider a budget adjustment at its next budget review to fund the Waste Minimisation Education Program for Plastic Bag reduction from the Domestic Waste Management Reserve."*

The Plastic Bag Reduction Officer (PBRO) commenced employment in October 2005 in a temporary part time position under the Property Services section. The position was made available for up to two years. The position is based on a 21-hour week and the officer operates from the Watershed, Newtown.

The PBRO receives continual support from both the Property and Environmental Services section within Council and works together with volunteers to ensure the program success. The extremely dedicated and enthusiastic volunteers have been crucial to the progress of the program.

**Discussion**

Plastic bags are a serious threat to the local environment. They are responsible for killing 100,000 marine and terrestrial animals each year (Planet Ark), contributing to visual pollution as seen in **ATTACHMENT 1** and the blocking of drains. With a dwindling supply of petroleum and landfill reaching full capacity, Marrickville Council has taken a proactive approach towards reducing plastic bag consumption.

After engagement of the PBRO, a plastic bag reduction program was implemented in October 2005 to assist the waste minimization and management areas of Council's Local Waste Management Plan. This program, entitled **Bagbusters**, is an effective coordination and integration of waste

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education and best practice to reduce the reliance upon plastic bags. The Bagbusters program recognises that retailers and shoppers both have a significant responsibility for plastic bag reduction. Since the implementation of the Bagbusters program, businesses and shoppers in the focus area, Dulwich Hill, have an increased awareness of plastic bags and have implemented strategies to reduce plastic bag consumption.

**A. Progress of Retailer Strategy**

The objective of the retailer strategy is to liaise with business retailers and assist them in developing strategies to help reduce the use of plastic shopping bags. The Bagbusters program engages with a cluster of small businesses to consider the environmental implications of supplying plastic bags to customers, and empower them to make changes through the provision of information, signage and tailored strategies for their business. In a preliminary survey of 29 retailers in the Marrickville LGA in October 2005, 44% of business owners were very concerned about the environmental impacts of plastic bags, however their limited time, resources and finances meant that they had not translated this environmental awareness into action. Dulwich Hill was chosen as the focus location for the Bagbusters program because of the high retailer concentration, wide business diversity and a close-knit community feel.

Between October 2005 and May 2006, Bagbusters has worked closely with 17 retailers to present a context for plastic bag reduction, and then develop a tailored plastic bag reduction strategy that suits individual business needs. Bagbusters have supported the implementation of the plastic bag reduction program by offering:

- signage to 59% of businesses;
- 24% of businesses were provided with alternative bag wholesalers;
- assistance in staff training to 24% of businesses;
- facilitating inter-business dialogue for bulk purchasing to 18% of businesses; and
- Bagbusters has revisited 47% of the businesses to discuss and review their progress and provide additional support and motivation if necessary.

Bagbusters has provided recognition and incentives for retailers that have demonstrated excellence in plastic bag reduction. The Bagbusters 'Wall of Fame' is currently promoting 12 businesses that are actively reducing plastic bags. In addition, 2 Bagbusters Case Studies included in **ATTACHMENT 2**, that document innovative business practices, were shown to other local business owners for positive reinforcement and as a living, working and successful example of plastic bag reduction in Dulwich Hill. Bagbusters keeps up-to-date records and databases of business liaison and a register of materials which have been distributed to each business.

**B. Progress of Shopper Strategy**

To communicate alternatives and solutions to the wider community, Bagbusters stimulates the involvement of shoppers through a series of interactive educational activities, local media, communication and the distribution of free calico bags.

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A preliminary random survey of 32 shoppers in Dulwich Hill indicated that 65% of shoppers are very concerned about the environmental impacts of plastic bags, particularly because plastic bags do not decompose and they damage the life of marine animals. There were only 5 people out of the 32 surveyed who were not concerned or aware about plastic bags and their environmental consequences.

Bagbusters conducted a series of interactive, face-to-face events for generating awareness of the impacts of plastic bags, specifically targeted to those who were not concerned or aware about plastic bags. During the events, Bagbusters encouraged behavioural change by suggesting realistic, simple and cost-effective ideas for reducing plastic bags. Furthermore, shoppers had the opportunity to ask questions and discuss their own bag-related practices. There were 1195 free calico bags presented to 1475 participants at the following events:

- **Bagbusters Checkout Days (395 participants, see ATTACHMENT 3)**  
The Bagbusters team was stationed at the checkout, packing groceries into 395 free calico bags at three different locations: IGA Dulwich Hill; Country Fresh Fruit and Vegetables; and Excellent Price Variety Store. These events successfully demonstrated to both staff and shoppers that using reusable bags is fast and convenient.
- **Marrickville Council Festivals (980 participants, see ATTACHMENT 4)**  
Over 980 festival-goers participated in the interactive Bagbusters Challenge at four festivals in Marrickville LGA: Newtown Festival, Dulwich Hill Street Fair; Australia Day Fair; and Cooks River Arts and Sustainability Festival. The participants progressed through a series of engaging activities, quizzes and debates that encouraged participants to think about how their own plastic bag practices connect with their local environment. Bagbusters presented 700 free calico bags to participants as a positive reinforcement to refuse plastic bags. The charismatic Ecopella Choir entertained the crowd at the Dulwich Hill Street Fair, singing educational songs about plastic bags and pollution.
- **Bagbusters Easter Special (100 participants, see ATTACHMENT 5)**  
On 12 April, 2006, the Bagbusters team celebrated Easter with the shoppers of Dulwich Hill. The Bagbusters Bunny, a volunteer, hopped along delivering Easter eggs to shoppers that were spotted using a reusable bag. Shoppers could also take the Bagbusters Challenge to play for their chance to win their own reusable calico bag. Over 100 participants received free calico bags and they were reminded to bring them shopping in the future.

**C. Progress of Communication Strategy**

The Bagbusters communication strategy informs the shoppers and businesses of Dulwich Hill about the environmental threats of plastic bags, notifies shoppers of services to which they are entitled, updates shoppers on reduction progress, stimulates feedback and dialogue between and amongst businesses and shoppers, and ultimately instigates behavioural change that will benefit the local environment. A combination of communication modes, including personal liaison, signage, educational displays and information sheets, has been adopted to improve the accessibility of information in accordance with the Diversified Education Program.

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Bagbusters relies on frequent personal contact and face-to-face liaison to harness ongoing business commitment and shopper interest. In addition, printed material is important for promoting the Bagbusters identity as a reminder to avoid plastic bags. Recycled paper is used wherever possible, printed with the Marrickville Council and Bagbusters logo. The following signage and educational material is distributed to retailers:

- a cash register ‘wobbler’ with the message “Choose to Refuse” in the shape of a plastic bag, seen in **ATTACHMENT 6**;
- a Bagbusters ‘Tips for Businesses’ sheet, seen in **ATTACHMENT 7**, which informs businesses about simple, cost effective ideas to reduce plastic bags;
- a cardboard shop window sign, **ATTACHMENT 8** that says “Thanks for bringing your own bag” acting as positive enforcement to those who bring a reusable bag, and as a reminder to those who forget; and
- over 200 multi-language inserts have been placed inside plastic bags and given away to shoppers. The English, Mandarin, Greek, Vietnamese and Arabic dockets warn shoppers that their plastic bag can harm the environment, with suggestions for environmentally friendly alternatives. The dockets were a response to the preliminary shopper survey where approximately 30% of those interviewed came from a Non-English Speaking Background (NESB).

Local media, in particular, The Cooks River Valley Times, reported the success of the Bagbusters Easter Special that was held on 12 April 2006. Upcoming communications will include a feature on the Marrickville Council website, a large poster in the Dulwich Hill notice board and an article in the Marrickville Matters.

With the high frequency of events and promotions, the Bagbusters team has been encountering the same shoppers twice or three times. This recurrence is an important step in affirming practices, providing further support and increasing the familiarity of the Bagbusters identity.

#### **D. Volunteer development**

Extremely dedicated and enthusiastic volunteers have been crucial to the progress of the program. Between October 2005 and May 2006, 6 volunteers have contributed 164.25 hours of work on research, design of communication materials, business consultations, Bagbusters events and Marrickville Council festivals. The PBRO works together with volunteers to maximise their contribution to the program. A preliminary interview identifies the skills, interests and commitment of the volunteer, and includes a discussion about the opportunities and activities available in the Bagbusters program. Volunteers participate in a formal OH&S induction (SAFE procedures) and complete a volunteer registration form for insurance purposes. Skills training occurs as required. Volunteer feedback, suggestions and ongoing evaluation have been vital for improving the direction of the program, providing a support network and helping volunteers to take ownership of the Bagbusters project. The 6 Bagbusters volunteers have demonstrated an extraordinary effort towards reducing plastic bags.

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**E. Bagbusters Expansion**

The following stakeholders outside the Marrickville LGA have expressed an interest in adopting the Bagbusters model.

- The Inner Metropolitan Regional Organisation of Councils (IMROC) was presented with the Bagbusters model at the Waste Educators meeting on 15 November 2005;
- During promotions events, several business owners outside the Marrickville LGA have approached the Bagbusters team requesting support in plastic bag reduction. The relevant councils were informed about this proposition and support and advice were provided to the councils;
- The Manly Environment Centre has exhibited a Bagbusters educational display in their centre. The information, signage and bag samples for the display were provided by Marrickville Council;
- Strategic support and advice was given to assist a new plastic bag reduction campaign in Toronto, Canada. The project coordinator is seeking to introduce reusable bags through the creation of a committee of stakeholders in the industry, commerce and education sectors; and
- Bagbusters in Marrickville LGA has ongoing partnership with The Watershed, a sustainability resource centre supported by Marrickville Council and City of Sydney Council.

**F. Personal Development and OH&S**

The PBRO has completed the Computer Applications Orientation Program that encompassed Corporate Information, Merit CRM, Proclaim, Exponare and Finance One. TRIM training was conducted on 24 January and an EEO induction was performed on 12 October 2005. All work is conducted under the OHS and EM Policies, Policy Statements and the SAFE system. A monthly review of SAFE work procedures is conducted at The Watershed workplace to identify and mitigate potential risk and hazards.

**G. Budget**

The annual budget of \$10,000 for this program comes from the Domestic Waste Management Reserve. The major investments for the plastic bag reduction program have included printed signage for businesses (\$3,880) and reusable bags for shoppers (\$4,800). These resources will be sustained throughout the following 18 months. An additional \$225 has been spent on resources at Marrickville Council festivals and Bagbusters events.

**H. Future Direction**

The Bagbusters program will continue to support retailers and conduct interactive educational activities for shoppers in Dulwich Hill. Contact will be made with 100% of targeted retailers. Bagbusters will consider the opportunity to form partnerships with local schools and the Dulwich

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Hill Mainstreet Committee, and place pressure on the State and Federal government to implement policy to regulate the use of plastic shopping bags.

**Conclusion**

Marrickville is committed to reducing plastic bags to reduce environmental impacts and improve amenity. Plastic bag reduction in Marrickville Council is currently being achieved with the implementation of the Bagbusters program. This program brings together waste education and best practice principles that are targeted specifically towards businesses and shoppers in the Dulwich Hill community. Between October 2005 and May 2006, Bagbusters has worked closely with 17 retailers in the Dulwich Hill area to develop and implement plastic bag reduction strategies. Around 1475 shoppers have been engaged in educational activities. Marrickville is making outstanding progress towards plastic bag reduction and is setting a strong example for other local councils, businesses and community groups. Sustained support from the Property and Environmental services sections within Council and volunteer development will enable the programs continued success.

**RECOMMENDATION:**

**THAT** Council:-

1. receive and note the report; and
2. support the ongoing plastic bag reduction program as a strategy to reduce the environmental impacts of plastic bags and improve the amenity of Marrickville LGA.

**COMMITTEE RECOMMENDATION:**

**THAT** the Recommendation as appearing on the Business Paper be adopted.

**ATTACHMENTS: Total 9 Pages**

Attachment 1	Photo of plastic bag causes visual pollution, 1 page
Attachment 2	Plastic Bag Case Studies, 2 pages
Attachment 3	Photo of Bagbusters Checkout days at IGA, Dulwich Hill, 1 page
Attachment 4	Photo of the Bagbusters Challenge at the Cooks River Festival, 1 page
Attachment 5	The Article on the Bagbusters Easter Special, 1 page
Attachment 6	Bagbusters "wobbler" used at checkouts, 1 page
Attachment 7	Tip for businesses on plastic bag reduction, 1 page
Attachment 8	Window sign used for positive reinforcement, 1 page

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**ATTACHMENT 1: A plastic bag caught in a tree at Stanmore, November 2005.**



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**ATTACHMENT 2: Bagbusters case studies**



## Bagbusters! case study Country Fresh

407 Marrickville Road, Dulwich Hill

*"Do you know how many bags Australians use? Five million in one day! That's a very serious problem. That's why we work towards reducing plastic", - Country Fresh staff*

Country Fresh has been in business for 10 years, selling a delicious selection of fresh fruit and vegetables. The store owners, Ivy and Jack, were both shocked about the quantity that are used by Australians each day. They have been dedicated to reducing the number of plastic bags used in Dulwich Hill.

**Achievements?** Over a period of 2 hours, Country Fresh saved 50 plastic bags from entering landfill. Instead of using plastic bags, Marrickville Council's Bagbusters team gave away free reusable calico bags to customers. Staff enthusiastically demonstrated that packing reusable bags is easy and efficient. In addition, a single calico bag can save up to 3 plastic bags. The staff also explained to their customers that these bags could be cleaned in the washing machine when they get dirty.

**Customers?** The customers were delighted to receive a free calico bag. They were reminded to bring these bags back next time. It is exciting to see that several customers have already been spotted reusing their calico bag!



**Trends?** Reusable bags are fashionable! Three years ago, shoppers rarely brought reusable bags to Country Fresh. Today, many shoppers say no to plastic and bring their own colourful bag from home. This saves \$30 worth of plastic bags per month at Country Fresh!

**Advice for other businesses?** Reducing plastic bags is easy. Simply asking your customers "do you need a bag?" or packing 8 items in each bag can save money and help the environment. Chat with customers about their favourite alternative bag to plastic bags. Have they tried calico bags, green bags, hemp or cardboard



Country Fresh Fruit and Vegetables in Dulwich Hill.

**More information?** Please contact the Plastic Bag Reduction Officer on 0438 440 692 or email [pbro@marrickville.nsw.gov.au](mailto:pbro@marrickville.nsw.gov.au).

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### **Bagbusters! case study Excellent Price Variety Store**

303–307 Marrickville Road, Dulwich Hill

*With 300 shoppers visiting each day, Excellent Price Variety Store is concerned about the plastic bags polluting Dulwich Hill. To tackle this problem, Excellent Price Variety Store provides reusable alternatives that can substitute for those ugly disposable plastic shopping bags.*

#### **What are the alternatives to plastic?**

There are plenty of bags that are not made from plastic, a non-renewable resource. For example, calico bags, hemp bags, baskets, string bags, and recycled cardboard boxes are made from natural renewable fibres. Excellent Price Variety Store sells reusable green bags for \$1. These can be conveniently folded up and kept in your backpack or car so you are never caught without a bag. Excellent Price Variety Store encourages customers to bring in their own bag from home instead of using plastic bags.



A plastic bag is saved from landfill.  
Bagbusters volunteer Kaya hands out a reusable calico bag.

#### **Bagbusters Checkout Day**

Excellent Price Variety Store was part of the Bagbusters 'Checkout Day'. On the 23rd of February, Marrickville Council's Bagbusters team worked alongside staff, helping to pack purchases into free calico bags. Shoppers were encouraged to reuse these calico bags next time. Bagbusters has also provided signage for Excellent Price Variety Store, promoting awareness about plastic bags.

#### **Customer Response and Business Impact**

The Checkout Day was very popular with Excellent Price Variety Store shoppers. As the news spread, shoppers flooded to receive their free bag even after supplies ran out. Several shoppers were spotted reusing their bags the next time they came to the shop – a very positive result!

Excellent Price Variety Store has been very supportive of initiatives to decrease plastic bag usage.

#### **What support can Bagbusters provide?**

Marrickville Council have assisted by promoting environmental issues in the local area, raising awareness of the environmental problems associated with plastic bags and facilitating free bag giveaways.

#### **Future aims?**

Excellent Price Variety Store strives to reduce plastic bags in their business. They are pioneers in plastic bag reduction, dedicated to reducing litter in Dulwich Hill.



**More information?** Please contact the Plastic Bag Reduction Officer on 0438 440 692 or email [pbro@marrickville.nsw.gov.au](mailto:pbro@marrickville.nsw.gov.au)

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**ATTACHMENT 3: Bagbusters volunteer, Sophia, and IGA Dulwich Hill staff, Bonbon, pack groceries into reusable bags at the Bagbusters Checkout Day on the 23rd March, 2006.**



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**ATTACHMENT 4: Participants choose their preferred alternative to plastic bags in the Bagbusters Challenge at the Cooks River Festival, 9th April 2006.**



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For Recommendation*

**ATTACHMENT 5: The Bagbusters Easter Special, reported in the Cooks River Valley Times, page 4, 20th April, 2006.**

April 20, 2006

## Community News

### Busting the bag habit

LUCKY shoppers bagged some Easter treats at Dulwich Hill last week thanks to the Bagbusters Bunny.

Hopping along to deliver Easter eggs and an important environmental message about reducing the use of plastic bags, the Bagbusters Bunny was joined by the Bagbusters Chick and the rest of the Bagbusters team.

Festivities included an Easter egg giveaway by Jack-in-the-Cardboard-Box, and the Bagbusters Challenge, where shoppers played for their chance to win their own reusable shopping bag.

Marrickville Mayor Sam Byrne said the morning was an opportunity for Marrickville citizens and local businesses to join in Easter festivities, while finding out what they can do to reduce plastic bag usage.

"More than 400 reusable bags have been distributed at 'Bagbuster Checkout Days', preventing 750 plastic bags polluting the environment," he said.

"We hope that the Easter giveaways can encourage more people to use the Bagbuster bags and help to improve the environment around Marrickville."

Dulwich Hill has embraced the Bagbusters program, with 12 new retailers joining since February.

Bagbusters team members work with individual businesses to develop ways those businesses can encourage a reduction in the use of plastic bags.



Kelly Morrison, Celine Steinfeld and Sophia Wong handed out Easter eggs and reusable bags as part of the Bagbusters message. Photo by DAMIAN SHAW

### Hop into library for holiday activities

PLENTY of Easter holiday fun and excitement has been organised at the library and take part in the program starting at 11am.

Monday, April 24: Easter Holiday

### Health advice

SYDNEY South Area Health Service (SSWAHS) is interested in members to help say about the provision of the area service.

SSWAHS is able to provide services for all million people number of health services in the area.

SSWAHS Community Participation Lynda John the health service looking to people from Marrickville field.

"We need members advice for health services that are the areas of facilities," she said.

"Community participation is a part of

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***(From Technical Services Committee Meeting 05/06 – 13 June 2006)  
For Recommendation***

**ATTACHMENT 6: The Bagbusters Wobbler for cash registers**



## **PW 9 - PROGRESS OF PLASTIC BAG REDUCTION PROGRAM OCTOBER 2005 - MAY 2006**

*(From Technical Services Committee Meeting 05/06 – 13 June 2006)  
For Recommendation*

### **ATTACHMENT7: Tips for Businesses sheet for plastic bag reduction.**



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OCTOBER 2005 - MAY 2006***

***(From Technical Services Committee Meeting 05/06 – 13 June 2006)  
For Recommendation***

**ATTACHMENT 8: The window sign acts as a positive reinforcement for shoppers.**



***MM 14 - INDEPENDENT INQUIRY INTO THE FINANCIAL  
SUSTAINABILITY OF NSW LOCAL GOVERNMENT  
For Decision***

File Ref: 4577-03

**Councillors**

The *Final Report: Findings and Recommendations* of the Independent Inquiry into the Financial Sustainability of NSW Local Government was released on 3 May 2006. This is a major report with far reaching implications for the future of NSW Local Government. A copy of the Executive Summary of the report is **ATTACHED**.

The report is based on one of the most comprehensive reviews of Local Government conducted in NSW. It has involved extensive research and consultation including: consideration of over 170 submissions, 13 consultative forums, councils surveys, public opinion polling, more than 30 commissioned research papers and interviews with key government Ministers and officials.

The Inquiry was initiated by the Associations in response to widespread concerns about Local Government's financial capacity to meet the growing demand for infrastructure and services. The Inquiry was financed by a combination of council contributions and the Associations' reserves. The total cost of the Inquiry was \$600,000 plus moderate administrative and research support by the Associations.

The Inquiry was conducted by a highly qualified independent panel of experts. The panel members were:

- Professor Percy Allan AM, Chair and Research Director, a former Secretary of NSW Treasury, public policy, finance and management advisor;
- Ms Dianna Gibbs, company director, farmer and economic development advisor; and
- Ms Libby Darlison, social policy and change advisor.

It is clear from the report that NSW Local Government is facing major challenges including: a real infrastructure funding crisis, an inadequate revenue base, skills shortages and the ever increasing demands being placed on Local Government by the community and other spheres of government.

The report's major finding is that there is a huge infrastructure renewals backlog of over \$6 billion and that this is expected to grow to almost \$21 billion in 15 years.

The report includes 49 final recommendations and spotlights a number of challenges facing Local Government including the need to:

- define Local Government's role relative to other spheres of government;
- renew infrastructure to overcome a growing backlog;
- implement Total Asset Management;
- prioritise services to better reflect public preferences;
- reform development controls at both State and council levels;
- improve strategic planning and operational efficiency;

***MM 14 - INDEPENDENT INQUIRY INTO THE FINANCIAL  
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For Decision***

- boost revenues from rates, fees and grants;
- strengthen governance structures and procedures; and
- achieve long-term financial sustainability.

The report concludes that most of the proposed changes require a long-term commitment and need to be introduced in concert because they are either interdependent or insufficient on their own to underpin council sustainability.

Given that most of the proposed changes also require an intergovernmental and/or whole of government response, the report proposes that a Summit be convened to consider, debate and hopefully endorse the recommendations of the Inquiry, and that the State Government establish an Independent Commission to monitor progress in achieving agreed outcomes.

The report provides future directions for NSW Local Government and the Associations advise that they will consult widely with members before acting on any of the recommendations. Given the extensive nature of the report, detailed consideration will be required before a comprehensive response can be made.

The Associations have advised that the Inquiry has completed its task with the presentation of the *Final Report*. However, the report does not mark the end of the process. Rather, it sheds light on the size and complexity of the task ahead of us. Many of the key findings and recommendations of the report will need to be acted on if the Inquiry is to have served any practical purpose.

The Inquiry has been a major initiative by and on behalf of Local Government, and there is both an expectation and obligation (**for the Associations**) to take the next steps towards improving the financial sustainability of NSW Local Government. Advancing the report's recommendations will involve working in close collaboration with stakeholders of the Local Government sector including Local Government Managers Australia (LGMA), the Institute of Public Works Engineering Australia (IPWEA) and the NSW Department of Local Government. It will also involve the daunting task of trying to shift the attitudes of the NSW State Government and the Commonwealth Government, their respective agencies and the public.

This will be a long-term process and it is recommended that Council commit to the ongoing effort to rebuild and strengthen the financial sustainability of NSW Local Government.

**RECOMMENDATION:**

**THAT:**

1. the Mayoral Minute be received and noted;
2. the Independent Panel be commended on the successful conduct and completion of this watershed Inquiry;
3. the LGSA be commended for initiating the Inquiry;

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4. Council commit to support the LGSA in an ongoing effort to rebuild and strengthen the financial sustainability of NSW Local Government;
5. the LGSA establish an implementation framework and process to consult with councils and other stakeholders; and to advance the key recommendations of the report that have been endorsed by members; and
6. Council call on the NSW Government to establish an “Independent Commission consisting of equal representation from the LGSA and the State to assess the gravity of the problems facing Local Government; to recommend urgent action to be undertaken; to help implement such changes in co-operation with Local Government; and to monitor progress in achieving agreed outcomes)” (recommendation 49, *Final Report*).

Councillor Sam Byrne  
**Mayor**

**ATTACHMENT: Total 28 pages**

*Are Councils Sustainable – Independent Inquiry into the Financial Sustainability of NSW Local Government - May 2006 - Final Report: Findings and Recommendations*

***GM 41 - DRAFT MARRICKVILLE COMMUNITY PLAN,  
DRAFT STRATEGIC PLAN 2006-2011, AND  
DRAFT ANNUAL MANAGEMENT PLAN & BUDGET 2006-2009  
For Decision***

File Ref: 2130

**General Manager reports:**

**Synopsis**

A report is provided on the outcome of community consultations held on the following documents:

- draft Marrickville Community Plan and Strategic Plan 2006-2011
- draft Annual Management Plan and Budget 2006-2009
- draft Operating Budget, Fees and Charges and Resources Plan

The term "draft Plans" will be used throughout the report to refer to the sum of the documents listed above.

No substantial changes to the draft Plans are proposed as a result of the consultations. It is noted that public comment on the draft Plans has been generally very positive. The proposed amendments are outlined for Council's consideration. It is recommended that Council adopt the Plans as amended.

It is open to Council to adopt any proposals arising from the public consultation process it wishes to proceed with, as part of adoption of the Plans, or to identify proposals for further consideration and report to Council in the next few months.

**Background**

Council adopted the following draft Plans at Council Meeting 03/06 on 18 April 2006 (Item GM 32) for public exhibition:

- draft Marrickville Community Plan and Strategic Plan 2006-2011
- draft Annual Management Plan and Budget 2006-2009
- draft Operating Budget, Fees and Charges and Resources Plan

The draft Plans were adopted for public exhibition with the following amendments:

**Draft 2006/07 Fees and Charges Schedule**

- Footway Occupation Annual Licence Fee – reduce the fee for all categories from \$8 per square metre/week to \$5 per square metre/week and include a note that the fee applies to structures placed on Council's footpaths in Commercial 3 zones only.
- promote the reduction in Footway annual licence fees through the Main Street Committees and the Chambers of Commerce.

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DRAFT STRATEGIC PLAN 2006-2011, AND  
DRAFT ANNUAL MANAGEMENT PLAN & BUDGET 2006-2009  
For Decision***

- Resident's Visitor Parking Permit – include the following new fees: *“Permit for resident's visitor – for pensioners on full benefits – per week or part \$5.00. Permit for resident's visitor – for pensioners on full benefits – per month or part \$10.00”*

Draft 2006/07 Operating Budget

- reduce the income from Fees – Footway Licences from \$60,000 to \$37,500 arising from the reduction in Annual Licence Fee from \$8 per square metre/week to \$5 per square metre per week – **reduction in income of \$22,500**
- reduce the allocation for Metropool Contribution from \$570,000 to \$529,000 – **saving of \$41,000**
- include an allocation for Voluntary Pensioner Rebate of \$54.70 - **increase of \$210,000**
- reduce transfer to ELE Reserve by \$67,000 from \$227,000 to \$160,000 – **saving of \$67,000**

Communication and Cultural Services

- delete the allocation of \$13,500 for Recognition of Cultural Days – Series of Culturally significant flags (p34) – **saving of \$13,500**
- delete the allocation for Cultural Event (p33) of \$20,000 – **saving of \$20,000**
- include an allocation for a Cultural Festival to be called the Marrickville Multicultural Festival of \$10,000 (grant program for a 2 week series of multicultural events to coincide with Marrickville Festival – previously a “B” priority) - **increase of \$10,000**
- include a new allocation for Multicultural Film/Event Festival, to be held during the Marrickville Multicultural Festival, of \$10,000 (aimed at engaging younger people from a NESB)– **increase of \$10,000**
- include seven community events be held for the Portuguese, Greek, Arabic, Chinese, Vietnamese, African and Pacific Islander communities with \$8,000 allocated for each event - **increase of \$56,000**
- reduce allocation for Cooks River Festival by \$4,800 to \$75,200 – **reduction of \$4,800**
- delete the Meet the Candidates forums - **reduction of \$5,500**

Community Development

- delete Vietnamese Moon Festival - **reduction of \$2,700**
- include allocation of \$77,000 for Affordable Housing Officer – 2 year temporary position – **increase of \$77,000**

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Parks and Reserves

- Community Garden – investigation (p68) - \$10,000 - Change from “B” priority to “A” priority – **increase of \$10,000**
- include a new allocation for Sydenham Green Tree Planting of \$30,000 – **increase of \$30,000**

Engineering

- increase allocation for Bike Plan Review – Implementation (p59) from \$50,000 to \$110,000, with the increase comprising revenue funding of \$30,000 and matching grant funding of \$30,000 – **increase of \$30,000**
- Minor Shopping Centre Upgrade – Wardell Road, Dulwich Hill – western side, railway line to Keith Street – \$98,000 - change “B” priority to “A” priority – and fund by loans, increasing the proposed loan allocation for 2006/07 to \$8,512,000

The Plans were publicly exhibited between 2 May and 5 June 2006. Under the *Local Government Act 1993* and associated regulations, Councils are required to exhibit their draft Annual Management Plan and Budget for a period of 28 days. The period of public exhibition met this requirement.

Discussion

**Mechanisms for encouraging community feedback**

The mechanisms that were used to encourage community interest and feedback on the draft plans were as follows:

- display of draft Marrickville Community Plan, draft Strategic Plan 2006-2011, draft Annual Management Plan 2006-2009, draft Operating Budget, draft Resources Plan and draft Fees and Charges at the Administration Centre, libraries, childcare centres and other community facilities, together with a feedback forms, pens, summary brochures and a comment box.
- advertising of the draft Plans, particularly the draft Annual Management Plan and Budget 2006-2009 in the Courier each week for five weeks (25 April, 2 May, 9 May, 16 May and 23 May), with an additional advertisement on page 5 of the Courier in 2 May 2006 edition. These advertisements advised that comment could be provided on-line, by email, by telephone, by attending a public meeting or in writing. In addition, notice of the draft Plans was also included in the Council Column each week (from 18 April to 23 May inclusive)
- public meetings held on Wednesday 10 May 2006 and Saturday 20 May 2006 respectively
- provision of advice about the draft Plans and the public meetings on community notice boards in the LGA

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- distribution of electronic newsletters about the draft Plans and public meetings to those people who provided contact details during the preliminary consultation process and to members of the Citizen Panel
- exhibition of the draft Plans and related budget documents on the Council website and provision of an online comment form
- inclusion of a four page insert in *Marrickville Matters* May 2005 edition summarising key proposals and avenues for comment
- distribution of 10,000 summary brochures at local train stations, to shops and businesses, at the Addison Road Centre, at community and sporting facilities and at high community traffic points within the LGA including Alex Trevallion Plaza, Marrickville Road, Marrickville Metro and Newtown Square
- distribution of summary brochures to schools throughout the LGA
- distribution of letters to local members advising of public exhibition of the draft Plans and providing a copy of the draft Plans and associated budget documents
- liaison with Council Committee coordinators for distribution of information about the public exhibition of the draft Plans to Committees
- mailing of letters to citizens (279) who provided address details with their feedback provided as part of preliminary consultations (via the Discussion Paper - *Marrickville What Future Do You See?* feedback forms) advising of public exhibition of the draft Plans including information about the public meetings
- mailing of letters to Citizen Panel members (312) advising of public exhibition of the draft Plans including information about an information session for Citizen Panel members and the public meetings
- an information session for Citizen Panel members held on 3 May 2006 attended by 9 members
- letters to the President/Chairperson of local community clubs advising of public exhibition of the draft Plans, inviting comments and requesting distribution of the summary brochure at the club

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**Feedback**

Responses from citizens and those working in the area were received through the following avenues:

<b>Comment Medium</b>	<b>No.</b>
Feedback forms	28
Attendance at Citizen Panel Information Session	9
Attendance at Public Meetings	9
Telephone Feedback	0
Email Feedback	7
Committee Submissions	Nil
Other Submissions	8
<b>TOTAL</b>	<b>61</b>

The responses received in relation to the draft Plans are reported in Attachment A to this report. Council will directly respond to all feedback contributors.

Feedback received was down on the feedback received as part of public exhibition of the draft Annual Management Plan and Budget in 2005-2008. This is not unexpected as significant feedback was raised in relation to the 2005-2008 Annual Management Plan and Budget due to a special rate rise that attracted resident comments. There was no special rate rise proposed as part of the current draft Plans. Further, the current draft Plans were prepared following extensive community consultation summarised in Table A below.

**Table A**

**CONSULTATION PRIOR TO DRAFTING OF MARRICKVILLE COMMUNITY PLAN,  
STRATEGIC PLAN 2006-2011 & ANNUAL MANAGEMENT PLAN & BUDGET**

**Distribution of Marrickville: What future do you see?' Community Discussion Paper**

- Letter box drop to 33,000 local households
- Copies (approx 4000) distributed at and through local train stations, childcare centres, libraries, Magic Yellow Bus, Council's Administrative building, and local shopping strips and centres (December 2005 and February/March 2006)
- Mail out (approx 2000) to Consultative Committees, Sporting and Recreation bodies, local community groups and local schools (December 2005 and February 2006)

**Telephone Survey of 600 Residents**

- Random telephone survey of 600 residents including questions about the future of Marrickville and the priorities of Council in the short, medium and longer term (October/November 2005)

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**Consultation and Information Stalls**

- Marrickville Festival, 17 September 2005
- Feastability, 25 September 2005
- Newtown Festival, 13 November 2005
- Marrickville South BBQ, 1 December 2005
- Dulwich Hill Street Fair, 3 December 2005
- Australia Day Celebrations, 26 January 2006

**Focus Groups and Meetings**

A series of focus groups and meetings were held with representatives of Marrickville's diverse community as follows:

- Citizens' Panel bus tour and group discussion, 17 November 2005
- Citizens' Panel bus tour and group discussion, 19 November 2005
- Senior citizens, 10 February 2006
- Petersham business community, 27 February 2006
- Long term unemployed citizens, 1 March 2006
- Dulwich Hill Main Street Committee, 6 March 2006 (meeting only)
- Greek citizens, 6 March 2006
- Citizens with a disability, 9 March 2006
- Vietnamese citizens, 10 March 2006
- Chinese citizens (Cantonese), 11 March 2006
- Chinese citizens (Mandarin), 11 March 2006
- Arabic citizens, 11 March 2006
- Portuguese citizens, 12 March 2006
- GLL@M Committee, 15 March 2006
- Aboriginal citizens, 21 March 2006
- Arts community, 23 March 2006
- Youth Council, 27 March 2006
- Marrickville business community, 27 March 2006
- Newtown business community, 28 March 2006

**Other mechanisms:**

- Extensive information, survey and feedback form made available on Council's website
- Children's Drawing and Short Story Competition (approximately 240 entries)
- Articles in Marrickville Matters

**Analysis of Feedback**

**A. General**

Many positive comments were received about the draft Plans, including:

- "Excellent, visionary. If we can achieve it as a community we'll be doing fabulously"

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- "I think the Council has responded appropriate to community consultation - well done"
- "What a wonderful comprehensive plan you have developed"
- "The Council should be congratulated on the forward looking nature of the planning undertaken."

There was also appreciation expressed for the level and nature of community consultation undertaken in development of the Plans.

One person thought that further consultation could have taken place in Newtown. The consultations undertaken have been summarised in this paper. These consultations included distribution of information through inclusion of a four page insert in *Marrickville Matters* delivered to every household in the LGA (including Newtown), distribution of summary brochures to all businesses in King Street and Enmore Road, and distribution of summary brochures in Newtown Square.

Overall, there were no significant themes running through the feedback that suggested to Council officers that substantive amendment is needed.

Analysis has been made at two levels. Feedback from feedback forms, public meetings and through the website (via email [website@marrickville.nsw.gov.au](mailto:website@marrickville.nsw.gov.au) has been addressed in detail in Attachment A with broad themes highlighted below. A number of specific issues have been forwarded to relevant Managers for direct attention.

Separately to this feedback, eight (8) submissions were submitted. The submissions have been transcribed in full into Attachment A for reference. The analysis of these submissions has been made below.

**B. Marrickville Community Plan and Strategic Plan 2006-2011**

***(i) Proposed Technical Amendments***

The following technical amendments are proposed to the Marrickville Community Plan and Strategic Plan 2006-2011 to reflect finalisation:

- remove references to "draft" and similar references reflecting the draft nature of the Plans where it appears throughout the document
- remove information inviting public comment on the draft Plans from the document
- amend the Mayor's Message to reflect finalisation of the Plans subject to approval by the Mayor
- replace the children's drawings with prize winning drawings from the Children's Drawing and Short Story Competition

***(ii) Graffiti***

The issue of graffiti was discussed at the Council meeting of 16 May 2006 and a paper addressing graffiti management has been separately prepared for Council consideration at its meeting on 20 June 2006. The issue of graffiti has also been raised in the feedback (ref PEF013, PEF016 and WEB004 in Attachment A). Review of the Strategic Plan 2006-2011 and Annual Management Plan

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and Budget 2006-2009 indicates that current ongoing strategies to manage graffiti in the LGA have not been clearly reflected. As such, the following amendment is proposed to the Strategic Plan 2006-2011 to reflect current ongoing programs/activities:

- Key Objective 3.1, Strategy 3.1.3 ("To ensure all members of the community are provided with safe and accessible parks, streets and footpaths") - add the following programs/activities:  
→ "Obscure offensive or obscene graffiti on private property with the consent of the owner"

Further amendments relating to the current management of graffiti are included in the analysis for the Annual Management Plan and Budget 2006-2009 below.

*(iii) Urban Strategy and Integrated Transport Plan*

There were a range of comments and suggestions that appropriately fall within the scope of the Urban Strategy and Integrated Transport Plan respectively. These matters have been identified as such in Attachment A to this paper.

Many of the comments reflected interest in managing development in a balanced manner to protect valuable heritage assets within the LGA. Other comments reflected an interest in ensuring that the LGA has a viable local economy. The feedback will be referred for consideration within the context of the Urban Strategy.

The property owner of Marrickville Metro, AMP Capital Investors, has also expressed interest in Key Objective 4.1 ("Maintain the vibrancy, liveability and economic development of Marrickville by having balanced and guided development based on a sound framework of planning controls"), both in terms of the Urban Strategy process and the development of the Integrated Transport Strategy. A full transcript of the submission is included at Attachment A for reference. AMP Capital Investors has indicated, in its submission, that it is separately providing consultations to the development of the Urban Strategy. A copy of the submission has already been provided to the Manager, Planning Services for consideration in the context of the Urban Strategy and Integrated Transport Strategy.

*(iv) Main Street Programs*

The property owner of Marrickville Metro, AMP Capital Investors, has sought consideration of Marrickville Metro as an important community space with the potential to support community and cultural events. AMP Capital Investors has suggested that this potential should be reflected in the Strategic Plan and Annual Management Plan respectively, namely within the scope of Key Objective 2.3 ("Promote a vibrant street-life where local businesses flourish") within the main street programs. This comment will be considered further in the context of a review of the Main Street program to be undertaken in 2006-2007.

C. Annual Management Plan and Budget 2006-2009

*(i) Proposed Technical Amendments*

The following technical amendments are proposed to the Annual Management Plan and Budget 2006-2009 to reflect finalisation:

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- remove references to "draft" and similar references reflecting the draft nature of the Plan where it appears throughout the document
- remove information inviting public comment on the draft Plan from the document
- amend the Mayor's Message to reflect finalisation of the Plan subject to approval by the Mayor
- replace the children's drawings with prize winning drawings from the Children's Drawing and Short Story Competition

*(ii) Graffiti*

As indicated above, Council has a number of ongoing programs and activities to manage graffiti in the LGA. To more clearly reflect these ongoing programs/activities, the following amendments are proposed to the Annual Management Plan and Budget 2006-2009:

- Key Objective 3.5, Strategy 3.5.1 ("Effective management and maintenance of property assets")
  - add the following 2006-2007 Performance Target:
    - "Identify and remove illegal graffiti on Council property assets"
- Key Objective 3.2, Strategy 3.2.1 ("Develop and implement a range of strategies for the improved management of parks facilities including picnic facilities, toilets, sportsgrounds, playgrounds and for dogs in parks") - add the following 2006-2007 Performance Target:
  - "Identify and remove illegal graffiti on park infrastructure"
- Key Objective 4.1, Strategy 4.1.1 ("Provide a more streamlined and efficient set of planning controls, which respond to the State Government's Planning Reforms and Metro Strategy") - add the following 2006/2007 Service Improvement:
  - "Carry over and promote the principles of Crime Prevention Through Environmental Design (CPTED) in the new planning processes"

*(iii) Dog Ownership*

There were a number of comments made in relation to dog ownership in the LGA (ref PEF005, PEF010, PEF016, and WEB005 in Attachment A) particularly the control of dogs in public spaces including requests for further facilities to support dog ownership in the LGA. Council is continuing implementation of its Dog Off-Leash Strategy, including an education program on the responsibilities associated with owning a companion animal. In the 2005-2006 financial year, Council opened a new off leash area in Tempe providing a total of five off leash areas in the LGA. No further amendment to the Annual Management Plan and Budget 2006-2009 is proposed in relation to this issue.

*(iv) Waste Management, Litter and Illegal Dumping*

As in the preliminary community consultation, litter and illegal dumping was reflected as a significant concern in the feedback from public exhibition of the draft Plans. This issue is already noted in the draft Strategic Plan and Annual Management Plan for ongoing programs and activities. Strategy 3.6.1 looks to the establishment of "environmentally sustainable programs for waste which maximise opportunities for reducing, re-using and recycling". The 2006/2007 performance targets for this strategy include "[completing] an education and monitoring program on illegal dumping and

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littering." No further amendment to the Annual Management Plan and Budget is proposed in relation to this issue.

It is proposed, however, to include additional indicators to measure Council's performance in relation to the key objective of reducing the amount of waste that goes to landfill (Key Objective 3.6). The following performance indicators are recommended for inclusion under Objective 3.6, Strategy 3.6.1 ("Environmentally sustainable programs for waste which maximise opportunities for reducing, re-using and recycling"):

- "decrease (on 2005-2006 figures) in tonnes of domestic waste collected
- increase (on 2005-2006 figures) in tonnes of domestic green waste collected
- increase (on 2005-2006 figures) in tonnes of domestic recycling collected
- maintain high community satisfaction rates with waste services: general waste (4.5/5), recycled waste service (4.5/5), green waste service (4.5/5), and on-demand pick-up service (4.3/5)"

D. Fees & Charges

*(i) Footpath Licence Fee*

Five submissions were received opposing the footpath licence fee. All of the submissions were from businesses in the suburb of Marrickville. The submissions have been transcribed in full in Attachment A for information. The submissions discussed the impact of the fee on business and the area in general. A range of recommendations were made to provide relief in this area:

- waive the fee for 2006-2007 and hold a follow up meeting of Councillors, management and businesses to set up a procedure for setting the footpath levy for 2007-2008
- waive the fee for a period of 24 months with six monthly reviews of footpath dining in the area
- waive the fee for 24 months and set a (lower than current) fee after this period
- waive the fee for 18 months and have a consultation process for evaluation the fee structure into the longer term
- waive the fees for a period of 24 months and implement a annual review process

At its meeting on 18 April 2006, Council determined that the proposed licence fee should be reduced from \$8 per square metre/week to \$5 per square metre per week resulting in a reduction in income of \$22,500. Council can consider further amendment to the draft Fees & Charges.

*(ii) Fees for Signs and Advertising Structures*

The property owner of Marrickville Metro, AMP Capital Investors, has raised concern with the proposed fees. A full transcript of the submission is included at Attachment A for reference. A significant concern held by AMP Capital Investors in relation to the proposed fee is "a lack of clarity as to what advertising signs would be considered to constitute being erected on or projecting over public space." Fees for Signs and Advertising Structures are applied in accordance with the *Signs and Advertising Structures Guideline for Fees and Charges*, October 2004.

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E. Resources Plan

*(i) Community Event for Italian Community*

A submission was received from Mr Fred Macri seeking an Italian event to be included in the community events program (seven community events for the Portuguese, Greek, Arabic, Chinese, Vietnamese, African and Pacific Islander communities with \$8,000 allocated for each event). The submission has been transcribed in full in Attachment A for reference.

In his submission, Mr Macri makes a number of points concerning the role of the Italian community within the Marrickville community. Council's own historical analysis recognises that the Italian community developed to become a significant community as part of post-war immigration in Australia and significantly contributed to the development of the Marrickville LGA. The Italian community retains a significant presence in a number of suburbs within the Marrickville LGA including Lewisham, Stanmore and Petersham.

F. Operating Budget

*(i) Rates*

Supplementary valuations to 28 May 2006 have been carried out and reflected in the revised rate table (Annexure A) for Council's consideration.

The property owner of Marrickville Metro, AMP Capital Investors, has raised concern with the proposed rating for Marrickville Metro Shopping Centre for 2006/2007. A full transcript of the submission is included at Attachment A. In summary, AMP Capital Investors outlines the following specific concerns with the proposed rates:

- "Firstly, it is not clear or transparent, as to why Marrickville Metro is distinguished from all other business areas and charged a separate rate.
- The proposed rate is significantly higher on an ad valorem basis than all other business areas (approximately 40%)
- It is not clear as to the purpose of the higher rate and how this differential rate has been established."

Current policy on rate setting for the Marrickville Metro property is based on Council decision of 23 April 2002, "GM 22 - Introduction of a Large Shopping Centre Rate". The extract below from the Business Paper (Meeting E01/02, 23 April 2002) included the following rationale for the introduction of the Large Shopping Centre Rate:

***Rationale for introducing a new rate for large shopping centre developments such as Marrickville Metro***

- *Larger shopping centres may attract additional traffic to the LGA and may concentrate traffic emanating from within the LGA placing a proportionately greater pressure on existing road and footpath infrastructure than other shopping configurations.*

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- *Larger shopping centres attract larger retailers who are more likely to draw from a wider employment pool than that available within the LGA. Small shops along shopping strips and local businesses may be more likely to employ local staff enhancing local employment and local economic prosperity.*
- *Council may determine that the rate to be applied to shopping strips should be proportionately less than that applying to larger shopping areas to promote the survival of shopping strips. Apart from the more obvious issue of maintaining the economic vitality of local businesses, this action would support the following Council initiatives:*
  - *Mainstreet strategies to promote local business*
  - *Streetscape works designed to enhance the look and feel of shopping areas*
  - *Community Safety objectives which are enhanced when people are attracted to prosperous, pleasant, well lit, local shopping areas*
  - *Access for the elderly to shopping facilities particularly where car transport is not available*
- *Enhancing the economic viability of suburban businesses may assist in maintaining the individual character of shopping and business zones within the Marrickville LGA. This would reflect the cultural, social and economic needs of the diverse range of residents within these areas and may help promote the unique characteristics of the Marrickville Council area from a tourist perspective.*

**G. Major Projects**

***(i) Civic Centre & Library***

There was some support provided for the redevelopment of Marrickville Hospital, particularly in terms of providing for a new library:

- "well thought out ideas - the new library will be fantastic"
- "Happy about improvements to library"

Great interest was also shown in the redevelopment of Marrickville Hospital at the public meetings with a range of questions being asked. This interest indicates that maintaining a high level of consultation and providing regular update information to the community during the redevelopment process will be appropriate.

***(ii) Swimming Pools Redevelopment***

There were a number of comments about the redevelopment of the swimming pools. Some people indicated support for the redevelopment. Some people had specific questions about the redevelopment. Three people expressed concern about the proposed size of the pool, including Ms Sue Leahy who made a submission to Council expressing concern about the length of the Enmore Pool. A full transcript of Ms Leahy's submission is contained in Attachment A for information. Further to specific consultation and specialist advice, there will be further consultation associated with redevelopment of the pools. The comments received in relation to the redevelopment of the

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pools will be forwarded to the Executive Manager, Major Projects for consideration in the context of this further consultation.

**Conclusion**

A range of issues and ideas have been raised by citizens through consultations on the draft Plans. A response will be provided to those citizens who provided contact details in relation to the issues they raised. Many of the issues raised by respondents will be addressed through the implementation of initiatives outlined in the draft Plans. Other specific issues and ideas of respondents that are not appropriately addressed at the strategic level of the Plans has been referred to Council Managers for review and action.

It is open to Council to:

1. Adopt any proposals arising from the public consultation process it wishes to proceed with, as part of the adoption of the draft Plans; and
2. Identify proposals for further consideration and report to Council in the next few months.

**Council's Rating Structure**

The Draft 2006/2007 Budget adopted by Council for public consultation on 18 April 2006 incorporated the following rating structure which is recommended for adoption:

- a 3.6% increase in rates, the maximum permitted by the Minister for Local Government;
- continuation of Special Rates for the Marrickville, Newtown South, Petersham and Dulwich Hill Main Street programs matched by Council contributions at the rate of \$1 for every \$2 of rates raised. Continuing support for the Main Street programs was recorded at each of the Committee's Annual General Meetings held during May and June 2006;
- adoption of the maximum charge of 9% for overdue rates set by the Minister for Local Government; and
- continuation of a voluntary pensioner rebate for 2006/2007 by Council of \$54.70, to be provided on the same basis as the NSW State Government Pensioner Rebate currently provided to eligible Pensioners.

The rating structure which is proposed for adoption, shown in Annexure A, incorporates a 3.6% increase.

**Fees & Charges**

No change is proposed in relation to the Draft Fees and Charges adopted on 18 April 2006.

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**Overall Budget Position**

The Draft Operating Budget and Resources Plan which included the savings and new initiatives adopted by Council at the meeting of 18 April 2006 were incorporated in the Draft placed on public exhibition. The Loan Program amount as disclosed in the Draft Management Plan will be amended to reflect the actual program as shown in Council's Draft Resources Plan of \$8,512,000 or such other amount that Council may adopt during consideration of the 2006/09 Management Plan and Budget.

A reconciliation of the changes incorporated follows:

Draft Budget Surplus before changes made at 18 April 2006 Meeting	\$301,140
Net cost of Initiatives adopted (details in Table B below)	301,000
	<hr/>
Draft Surplus after changes made at 18 April 2006 Meeting	\$140
	<hr/>

<b>TABLE B</b>	
<b>Draft Budget Surplus</b>	<b>(301,140)</b>
<b>Operating Budget Changes</b>	
Footway Licences	22,500
Metropool Contribution	(41,000)
Pension Rebate	210,000
ELE Reserve	(67,000)
<b>Net Operating Result</b>	<b>(176,640)</b>
<b>Resource Plan Changes</b>	
Cultural Days - Flags	(13,500)
Cultural Event	(20,000)
Marrickville Cultural Festival	10,000
Multicultural Film Festival	10,000
Meet the Candidates	(5,500)
7 Community Events @ \$8k	56,000
Cooks River Festival Reduction	(4,800)
Vietnamese Moon Festival	(2,700)
Affordable Housing Officer	77,000
Community Garden	10,000
Sydenham Green Trees	30,000
Bike Plan	60,000
Shopping Centre Upgrades	98,000
Additional Loan	(98,000)
Bike Plan Grant	(30,000)
<b>Net Surplus</b>	<b>(140)</b>

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Following the adoption of the amendments outlined in Table B, Council's overall funding position for the 2006/2007 financial year will be as follows:

<b>SUMMARY OF DRAFT 2006/2007 BUDGET</b>	
<b>2006/2007 Draft Budget Position</b>	
	\$
Operating Budget Surplus	
Resources Plan Revenue Funding	(2,212,463)
	2,212,323
Overall Draft 2006/2007 Budget Surplus	
	(140)
<b>2. Projected Working Funds Position based on 2005/2006 Budget</b>	
Anticipated Working Funds Position as at 30 June 2006 from the May 06 Budget Review	(8,888,686)
<b>Projected Working Funds Position at 30 June 2007</b>	<b>(8,888,826)</b>
Anticipated Benchmark	(1,172,000)
Surplus over benchmark	7,716,826

**RECOMMENDATION:**

**THAT**

1. Council consider the proposals put forward in the public consultation process and determine whether to:
  - a) adopt any proposals as part of the adoption of the Marrickville Community Plan
  - b) adopt any proposals as part of the adoption of the Strategic Plan 2006-2011
  - c) adopt any proposals as part of the adoption of the Annual Management Plan and Budget 2006-2009; and
  - d) identify proposals for further consideration and report to Council in the next few months.
2. Council adopt the draft Marrickville Community Plan and Strategic Plan 2006-2011, as adopted on 18 April 2006 for public exhibition, as the final Marrickville Community Plan and Strategic Plan 2006-2011, subject to the following amendments:
  - removal of references to "draft" and similar references reflecting the draft nature of the Plans where it appears throughout the document
  - removal of information inviting public comment on the draft Plans from the document
  - amendment of the Mayor's Message to reflect finalisation of the Plans subject to approval by the Mayor

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- replacement of the children's drawings, where appearing, with prize winning drawings from the Children's Drawing and Short Story Competition
  - addition of the following program/activity under Key Objective 3.1, Strategy 3.1.3 ("To ensure all members of the community are provided with safe and accessible parks, streets and footpaths"):
    - "Obscure offensive or obscene graffiti on private property with the consent of the owner"
3. Council adopt the draft Annual Management Plan and Budget 2006-2009, as adopted on 18 April 2006 for public exhibition, as the final Annual Management Plan and Budget 2006-2009, subject to the following amendments:
- removal of references to "draft" and similar references reflecting the draft nature of the Plan where it appears throughout the document
  - removal of information inviting public comment on the draft Plan from the document
  - amendment of the Mayor's Message to reflect finalisation of the Plan subject to approval by the Mayor
  - replacement of the children's drawings with prize winning drawings from the Children's Drawing and Short Story Competition
  - addition of the following 2006-2007 Performance Target under Key Objective 3.5, Strategy 3.5.1 ("Effective management and maintenance of property assets"):
    - "Identify and remove illegal graffiti on Council property assets"
  - addition of the following 2006-2007 Performance Target under Key Objective 3.2, Strategy 3.2.1 ("Develop and implement a range of strategies for the improved management of parks facilities including picnic facilities, toilets, sportsgrounds, playgrounds and for dogs in parks"):
    - "Identify and remove illegal graffiti on park infrastructure"
  - addition of the following 2006-2007 Service Improvement under Key Objective 4.1, Strategy 4.1.1 ("Provide a more streamlined and efficient set of planning controls, which respond to the State Government's Planning Reforms and Metro Strategy"):
    - "Carry over and promote the principles of Crime Prevention Through Environmental Design (CPTED) in the new planning processes"
  - addition of the following performance indicators under Objective 3.6, Strategy 3.5.1 ("Environmentally sustainable programs for waste which maximise opportunities for reducing, re-using and recycling"):
    - "decrease (on 2005-2006 figures) in tonnes of domestic waste collected
    - increase (on 2005-2006 figures) in tonnes of domestic green waste collected
    - increase (on 2005-2006 figures) in tonnes of domestic recycling collected
    - maintain high community satisfaction rates with waste services: general waste (4.5/5), recycled waste service (4.5/5), green waste service (4.5/5), and on-demand pick-up service (4.3/5)"
4. Citizens be informed (through an article in *Marrickville Matters*) of the results of the community consultation and the adoption of the Marrickville Community Plan, Strategic Plan 2006-2011 and Annual Management Plan and Budget 2006-2009.

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5. Council adopt the Draft 2006/2007 Operating Budget and Resources Plan adopted by Council on 18 April 2006 as its 2006/2007 Operating Budget and Resources Plan, subject to any changes adopted arising from the public consultation process as outlined above.
6. Council adopt the Draft 2006/2007 Fees and Charges, as adopted by Council on 18 April 2006, subject to any changes adopted arising from the public consultation process as outlined above.
7. Council make and levy the rates for 2006/2007 as contained within Annexure A to this report, having given public notice of its Draft Management Plan in accordance with section 405 of the Local Government Act 1993, comprising a 3.6% increase in the rate yield.
8. Council adopt a 9% charge for overdue rates in the 2006/07 financial year.
9. Council adopt the 2006/07 Loans Program as adopted by Council on 18 April 2006 as its 2006/07 Loans Program.

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<b>Rate Type</b>	<b>Category</b>	<b>Sub-Category</b>	<b>Ad Valorem Amounts Cents in \$</b>	<b>Structure</b>	<b>Estimated Yield</b>
Ordinary	Residential	Not applicable	0.257786 Subject to a Minimum Rate of \$473.85	An ad valorem rate in the dollar on all rateable land in the category subject to a Minimum Rate of \$473.85	Minimums \$5,165,912.70  Ad Valorem \$14,443,850.53  Total \$19,609,763.23
Ordinary	Business	General	0.906704	An ad valorem rate in the dollar on all rateable land in the sub-category	\$7,074,685.47
Ordinary	Business	Industrial - Marrickville	1.066821	An ad valorem rate in the dollar on all rateable land in the sub-category	\$4,520,730.37
Ordinary	Business	Industrial - St Peters	1.066821	An ad valorem rate in the dollar on all rateable land in the sub-category	\$1,498,481.73
Ordinary	Business	Industrial - St Peters North	1.066821	An ad valorem rate in the dollar on all rateable land in the sub-category	\$287,397.95
Ordinary	Business	Industrial - Camperdown	1.066821	An ad valorem rate in the dollar on all rateable land in the sub-category	\$257,442.15
Ordinary	Business	Marrickville Metro	1.286037	An ad valorem rate in the dollar on all rateable land in the sub-category	\$178,759.14
Special	Business	Newtown Business Centre Mainstreet	0.036852	An ad valorem rate in the dollar on all rateable land in the defined area	\$56,595.91
Special	Business	Marrickville Business Centre Mainstreet	0.050139	An ad valorem rate in the dollar on all rateable land in the defined area	\$50,944.91
Special	Business	Petersham Business Centre Mainstreet	0.053596	An ad valorem rate in the dollar on all rateable land in the defined area	\$10,836.85
Special	Business	Dulwich Hill Business Centre Mainstreet	0.061045	An ad valorem rate in the dollar on all rateable land in the defined area	\$23,265.24
		<b>TOTAL YIELD</b>			<b>\$33,568,902.95</b>

**ANNEXURE A - 3.6% Increase approved by the Minister for Local Government**

*NOTE: Above is based on current supplementary valuations to 28/05/06.*

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**ATTACHMENT: Total 32 pages**

Feedback (incl. analysis) received as a result of public exhibition of the draft plans

**Note:** The Draft Marrickville Council Strategic Plan 2006-2011 and the Draft 2006/09 Management Plan have been distributed as separate documents.

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**ATTACHMENT A**

**- FEEDBACK (incl. ANALYSIS) RECEIVED  
AS A RESULT OF  
PUBLIC EXHIBITION OF THE DRAFT PLANS**

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**FEEDBACK FORMS**

No.	What are your comments on the Draft Marrickville Plan and Council Strategic Plan 2006 - 2011?	What are your comments on the Draft Annual Management Plan 2006-2009?	Response
PEF001	I see nothing about parking in Marrickville Rd and Illawarra Rd. People park all day in 1 hour parking. The area should be policed by Council Rangers or Brown Bombers. The parking signs say 1 hour, not 4 hr to 6 hr.		Specific issue will be referred to relevant Manager for attention.
PEF002	(Q.E.D.) Quad erat demonstrandum which is required to be shown. Everything is well documented. One basic need lies with Engineering Services, e.g., footpaths. I am disabled and though I still walk, I need a stick. From Allison Street - Camden St (Clara St) the pathways are a hazard, Clara - Edgeware	Man preposes, God disposes. The direction is good.	Specific issue will be referred to relevant Manager for attention.
PEF003	Excellent, keep it going. Please give us some key measures of progress towards these goals on a regular basis.	Please lobby NSW Government to (1) get huge truck traffic out of Sydenham and (2) upgrade Sydenham Railway Station	Strategy 4.2.3 is "to pursue options for reducing regional truck and car movement through the Marrickville LGA" Council is currently preparing an Integrated Transport Strategy that will set the policy framework from which priorities for Council activity relating to transport in the area will be established.
PEF004		- well thought out ideas - the new library will be fantastic. - work on local parks & bbqs and pools will be well received. - keep up the informative newsletter Marrickville Matters. I use this to show ratepayers and residents the progress being made in all these initiatives. Keep up the good work!	Feedback noted
PEF005	Excellent, visionary. If we can achieve it as a community we'll be doing fabulously. P.S. Once again, congratulations on the continuing consultation and feedback.	Some excellent strategies. I would like to see a couple of additional ones: <ul style="list-style-type: none"> <li>many of the youth in the area upon leaving school seem to find getting employment difficult - it would be good to see some local strategies to either provide employment or to provide meaningful activities, appropriate gathering places etc.</li> <li>support dog ownership by the provision of additional off-leash areas. Dog ownership facilitates communication between people and enhances a sense of community as well as personal well-being</li> </ul>	Feedback noted. Development of the Urban Strategy (under Strategy 4.1) includes consideration of the economic viability and role of the LGA. The economic vitality of the area is also the subject of Strategy 2.3.1. Council also continues to specifically work with young people in the area (refer Strategy 1.1.2 and 1.1.1) Council is currently implementing its Dog Leash Strategy which includes an education program and an additional off-leash area in Tempe was opened in December 2005.
PEF006	Please do something to lessen the traffic on Warren Road between Carrington Road and Illawarra Road as a matter of urgency. Not safe. No well-being and harmony. Not environmentally sensitive. Not responsible individual and		Specific issue will be referred to relevant Manager for attention.

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No.	What are your comments on the Draft Marrickville Plan and Council Strategic Plan 2006 - 2011?	What are your comments on the Draft Annual Management Plan 2006-2009?	Response
	corporate conduct. Not clean, green, attractive. No pride. Not liveable.		
PEF007	I think the Council has responded appropriate to community consultation - well done	Any extra resources which could be directed towards street litter would be a bonus.	Strategy 3.6.1 looks to the establishment of "environmentally sustainable programs for waste which maximise opportunities for reducing, re-using and recycling". The 2006/2007 performance targets for this strategy include "[completing] an education and monitoring program on illegal dumping and littering"
PEF008	No inclusion regarding the improvement of Marrickville Road and shopping precinct. This [?] looks better but still looks old world in some areas, e.g., no congruence the principle of a 'a vibrant streetlife'. No inclusion of plans for Livingstone Road Hospital/Nurses home. The large grey building is a blot on our landscape. Is this in conjunction with the new library and civic centre - will the grey building go?	Thank you for the opportunity to comment.	A priority area identified in the Marrickville shopping area is upgrade of the Marrickville Station environs. This project is one of a number of railway station environs improvement programs that will be examined as part of the Urban Strategy development.  Redevelopment of Marrickville Hospital is a major project for Council.
PEF009	Marrickville Oval - area near groundsman's sheds, activity late at night. Access too [busy?] after hours. The park could do with BBQs.		Specific issue will be referred to relevant Manager for attention.
PEF010	All good stuff, I note that you refer to "attractive public places where citizens feel proud and safe". It seems a shame that all the efforts council spends on excellent parks, playgrounds etc is undone by local hoodlums and vandals. Perhaps more money or projects informing parents of the waste of rates which goes on cleaning up this vandalism. Perhaps ethnic community groups of local residents could "adopt" local parks to help identify and shame troublemakers?	Film festival is an excellent idea - hold it in the square outside "Post Lake" where the totally out of character new development (old ANZ bank) will be built. How about more enforcement for dogs off-leash in areas where they should be restrained. Very annoying for keen walker (and parent of soon to be toddler) such as myself.	Ideas concerning film festival will be forwarded to relevant Manager for consideration.  Council's communications to include graffiti control messages in 2006-2007.  Monitoring Services proposes to "increase community awareness regarding the responsibilities associated with owning a companion dog" completing "2nd year actions from Part 4 of the 2005 Companion Animal Management Plan"
PEF011	Marrickville has grossly deficient swimming pools. Very ordinary		Redevelopment of the aquatic facilities is a major project for Council.
PEF012	More rubber mats in ladies change room please (Enmore Swimming Centre)		Specific issue will be referred to relevant Manager for attention.
PEF013	I am in complete accord with council's aims for 2006/7. Item 3.2 "OPEN SPACES", most important words! Courts condone too many high density units. Our open spaces become more necessary.		Comments (3.2. and 3.4) about urban planning will be forwarded for consideration as part of

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No.	What are your comments on the Draft Marrickville Plan and Council Strategic Plan 2006 - 2011?	What are your comments on the Draft Annual Management Plan 2006-2009?	Response
	<p>Item 3.4 Preservation of our heritage buildings vital and appreciated</p> <p>Item 3.7 The word maintenance is the key to this proposal. Please keep watching costly new planting until well established.</p> <p>Item 3.8 (River) Littering of streets a major cause. PLEASE can anything be done about GRAFFITI on properties and heritage stone walls! As predicted previous councils decisions to build sports centre in Steele Park brought vandals to the area and Sports Centre itself! More expense for ratepayers.</p> <p>Item 4.2 I commend the council on its decision to lobby for a sustainable transport system. Promotion of the freight lines from Port Botany would result in a very welcome reduction in heavy vehicle use of our burdened local roads.</p> <p>Item 4.3 It would be a big help if some of our L.G.A Rail Stations had access for handicapped (ie wheelchairs plus frail elderly) also young mothers with strollers.</p>		<p>development of the Urban Strategy.</p> <p>Comment (3.7) about plantings will be forwarded to relevant Manager for attention.</p> <p>Strategy 3.6.1 looks to the establishment of "environmentally sustainable programs for waste which maximise opportunities for reducing, re-using and recycling". The 2006/2007 performance targets for this strategy include "[completing] an education and monitoring program on illegal dumping and littering"</p> <p>There is a range of ongoing activities and programs addressing graffiti in the area. A paper considering potential enhancements to these programs and activities is separately being submitted for Council consideration.</p> <p>Comments about transport will be forwarded for consideration as part of development of the Integrated Transport Strategy.</p> <p>Council has an ongoing program of lobbying to remove impediments to access to train stations in the LGA.</p>
PEF014	<p>These are some great ideas and plans (eg Enmore &amp; Petersham Aquatic Centre upgrades) and good environment project etc.</p> <p>However, I find too little is done for the Child Care facilities. MORE CHILD CARE PLACES are REQUIRED especially under 2 years of age kids. I am appalled by the lack of support by the councils in response to child care placements.</p> <p>CHILD CARE is an essential part of our community. It provides education for the under 5 years and is the responsibility of the council to provide. The opening of 1 more child care facility in Marrickville South is NOT ENOUGH for the growth of the community. More places per child care are required!!!</p>		<p>Strategy 1.2.2 proposes to "increase levels of childcare services across the LGA"</p>
PEF015	<p>We strongly advocate point 1.3 (appropriate leisure &amp; recreation opportunities). This is very important considering inner west homes have very limited space and backyards. We are pleased about the planned aquatic centre upgrades. Point 3 (beautifying and caring for our environment) is crucial to the "look and feel" and "energy" of our community. We suggest clean up the area (especially parts of Marrickville and Dulwich Hill like the shopping strips) - they appear run down. Make the area more</p>	<p>There is too much emphasis on the arts. We support new look street signage and improvements to local parks. Pensioner rebate doesn't benefit the ENTIRE community. What about the young professionals living in the area with debts due to the high cost involved in purchasing homes in the inner west? Overall the Draft Annual Management Plan appears weak and won't have a significant impact. The plan covers up to 2009 and seems focused on short term matters like cleaning BBQ's and mowing lawns. I believe residents demand more! Happy about improvements to library.</p>	<p>Feedback on Key Objective 1.3 noted.</p> <p>There is a range of strategies proposed to enhance the amenity of the area, including Marrickville and Dulwich Hill. In addition to the allocation of additional resources for footpath scrubbing in shopping strips, resources have also been allocated for paving in Wardell Road (west side) between Keith Street and Bedford Crescent.</p> <p>There is a range of strategies proposed to make the area more green.</p> <p>Comments about urban planning</p>

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No.	What are your comments on the Draft Marrickville Plan and Council Strategic Plan 2006 - 2011?	What are your comments on the Draft Annual Management Plan 2006-2009?	Response
	green. Limit the development, particularly, "monster" developments and 2nd additions to homes on tiny blocks of land.		will be forwarded for consideration as part of development of the Urban Strategy. The Annual Management Plan is intended to have a short term action focus reflecting implementation of the longer term Strategic Plan and Marrickville Community Plan.
PEF016	Draft Strategic Plan 3. Beautifying... environment 1. Include reduction of graffiti on public an private property or develop strategies or penalties to eliminate this problem.	<ul style="list-style-type: none"> <li>• Reduction of graffiti and damage to kids playgrounds.</li> <li>• Improvement to parks to include shade cloths</li> <li>• Undertake education to all dog owners about dog droppings on footpaths and public places as well as private property. Or introduce fines/penalties. (It's a big problem here)</li> <li>• As well as education on street litter, can we have more frequent street/curbside cleaning.</li> <li>• Thanks for opportunity to comment</li> </ul>	There is a range of ongoing activities and programs addressing graffiti in the area. A paper considering potential enhancements to these programs and activities is separately being submitted for Council consideration. Comments re shade cloths will be forwarded to the relevant Manager for consideration in relation to the maintenance and enhancement of parks. Monitoring Services proposes to "increase community awareness regarding the responsibilities associated with owning a companion dog" completing "2nd year actions from Part 4 of the 2005 Companion Animal Management Plan" It is proposed to increase the frequency of footpath scrubbing in shopping centres (refer Strategy 3.7.1)
PEF017	All good sentiments. Some practical suggestions under selected points: 1. More opportunities/publicity around volunteering - SES, Cooks River. Hold a range of community competitions eg table tennis - relaxed, fun competition. 2. Support and publicise theatre/ music events at Addison Rd Community Centre. Consider allowing a cinema (out door) in summer months near Cooks River. 3. Work on cleaning Cooks River. Keep building height to a maximum 4-5 stories with ground floor level for shops. This means people can walk more easily to what they need. 4. More bike paths. 5. Make sure activities for elderly	Some good ideas particularly like the development and support of new local events/ film festival.	A service improvement identified for 2006-2007 under Strategy 3.3.2 is to "Undertake a comprehensive Volunteer Management Review, identifying the capacity and potential for expansion across Council" Strategy 1.3.1 seeks to "increase leisure and recreation opportunities for all sectors of the Marrickville community" There is an active events program across the LGA including a proposed multicultural film festival aimed at engaging younger people from culturally and linguistically diverse communities. Strategy 3.3.4 provides for "restoration of the Cooks River and its foreshores, including water quality" Comments about urban

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	are available eg include easy entry into the proposed swimming facilities. 6. Encourage lots of places where you can sit and enjoy a coffee or a beer/glass of wine in a pleasant environment.		development will be forwarded to the relevant manager for consideration within the context of development of the Urban Strategy. Similarly, the suggestion for more bike paths will be forwarded for consideration within the context of development of the Integrated Transport Strategy Strategy 1.3.1. looks to increasing leisure and recreation opportunities for the aged. In addition, a disability water lift is proposed for installation at the Fanny Durack Pool in Enmore.
PEF018	I am please with what is set out in years to come	Everything sounds good of the plan and hope it starts soon. My main concern is where will all this money come from to pay for this wonderful development? Will it affect our rates? I would like the idea of selling the old Town Hall at Petersham as long as the money went to help with the new plans.	Major projects will not affect rates.  Sale of the Town Hall at Petersham is not intended to fund the major projects.
PEF019	What a wonderful comprehensive plan you have developed. I feel the most important out of all the points, are point 1.1 and 1.3. I think 1.1 could even be the council's "mission". In our society where people are becoming more and more "individuals", Council can provide opportunities for people to interact with one another, fostering a sense of "community" together. The Cronulla riots shows that people must venture outside their own "group" if we are to build an understanding, cohesive, tolerant society.	I note that you are going to develop a new series of local events (point 5). Can some of these be more "interactive" type events such as sporting activities - sport plays such a large part of the Australian life and helps to bond people to each other and the larger community. I grew up in a Chinese family and my father never kicked a football, soccer ball or played cricket with me, and to this day I feel out of the loop. Perhaps there can be sporting events for adults who are just learning the sport, or visits to a cricket game where everything is explained? Events such as these in parks with stalls (eg Australia Day) are nice but they do not encourage strangers or people to mix with one another and talk to those outside their own group/family i.e. develop a sense of "community". Perhaps you could hire an expert in how to bring communities together? In regards to your film festival events, perhaps contact metroscreen <a href="http://www.metroscreen.org.au">www.metroscreen.org.au</a> to provide some free training - see their upcoming Open Day for more details.	Feedback about the Strategic Plan noted. The Marrickville Community Plan reflects the sentiment in 1.1 in striving to "support and promote our community's well-being and harmony, cultural diversity and inclusiveness so as to ensure that all people continue to feel welcome and feel that they belong."  Strategy 1.3.1 seeks to "increase leisure and recreation opportunities for all sectors of the Marrickville community"  Specific suggestions about events will be forwarded to the relevant Manager for consideration in the context of event planning and management.
PEF020	Basically I am happy with what I see in the plan (although I have not looked at the full version of the plan!) My personal preference is to increase the	Am happy to see money being spent on the pools - they need it - Keep up the funding for childcare and transport!	Feedback noted.

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	green spaces in the area and to overall beautify the suburbs with increased tree planting/garden beds and nature strips on the footpaths - particularly on my street! Also festivals are great - Keep it up!!		
PEF021	I love chess club and checkers. Could you please organise on a weekly basis Saturday or Sunday 3-4.30pm		Specific issue will be referred to relevant Coordinator for attention.
PEF022	The library is already good.		Feedback noted
PEF023	They are very good plans	okay	Feedback noted
PEF024	My son has enjoyed very much the chess and checkers club. Could you please operate this again once a week on Saturday or Sunday 3-4.30pm		Specific issue will be referred to relevant Coordinator for attention
PEF025	Well I don't really have much to say but its cool with me		Feedback noted.
PEF026	25 m pool for Enmore and Petersham is a downgrade!! not an upgrade. very foolish and does not serve the needs of swimmers		Significant consultation and analysis relating to redevelopment of the pools has been carried out and the proposed redevelopment of both pools reflects this work. Further public consultation will be undertaken at the next stage of the process. Feedback will be forwarded for consideration as part of that consultation process.
PEF027	The vision statement is most impressive valuing the diverse groups of people who have settled here over the years. However, I would like to see a phrase included in this inspirational statement appreciating the heritage of original built environment, so that where possible, the original facade of buildings are preserved. How fortunate we are to have so many heritage buildings in our area, we do not want to lose any more. This helps a large group in the community feel they belong and visitors appreciate the uniqueness of Marrickville. 1. Community Wellbeing and inclusiveness 1.4 Maintain all streetscapes, railway areas, etc. so that they are aesthetically pleasing (In 2025, I hope we do not have in Marrickville 'private affluence, public squalor' (Galbraith). There is a great overlap between community wellbeing and 3. 'Beautifying and caring for our environment'	Glad to see there are additional educational programs on illegal dumping and street litter. However, this may still not solve the problem. Many people have a language problem, and I know in the school situation, many teenagers react to these messages in a negative way. I think Council just has to live with it and be cluey about the worst areas and clean these areas more frequently. Graffiti has to be faced. Council needs a written policy on this issue, and some action. Council should also say 'no' to advertising signs in public spaces. e.g., brickwork on bridge at Marrickville Railway Station 'Keep Marrickville Beautiful!' P.S. Thank you for removing "Marrickville Metro" ads on railway bridges in our residential areas. Street signage. So many street signs are vandalised (twisted and bent posts). I think unless there can be a guarantee that the new street signage could not be vandalized it would be a waste of money.	Feedback noted.  Comments about illegal dumping and street litter will be referred to the relevant manager for consideration in the context of Strategy 3.6.1 which includes a 2006/2007 performance target to "complete an education and monitoring program on illegal dumping and littering."  There is a range of ongoing activities and programs addressing graffiti in the area. A paper considering potential enhancements to these programs and activities is separately being submitted for Council consideration.  The Marrickville Community Plan includes a commitment to "[continue] to celebrate and reflect on our Indigenous and post-settlement history and society" and to "maintain the vibrancy and liveability of Marrickville by having balanced and guided development ..."

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<b>No.</b>	<b>What are your comments on the Draft Marrickville Plan and Council Strategic Plan 2006 - 2011?</b>	<b>What are your comments on the Draft Annual Management Plan 2006-2009?</b>	<b>Response</b>
	4.1 and 4.4 - 'development based on a sound framework of planning controls' while protecting/conserving our heritage buildings		The comments about urban development will also be forwarded to the relevant manager for consideration within the context of development of the Urban Strategy.
PEF0028	Looks good. I like the emphasis on green/environment. Can't have enough trees.	Very good. It's good to see the Council has a plan and is active.	Feedback noted.

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**WEBSITE FEEDBACK**

No.	Comments	Response
WEB001	<p>The Council should be congratulated on the forward looking nature of the planning undertaken. The proposals address many of the needs of the local community and I am sure that beyond the major initiatives there are a myriad of small initiatives, details of which will be made available at a later date.</p> <p>I am particularly interested in Enmore Park and the proposed upgrades to the park itself and the children's playground, which to say the last needs a major facelift. If you are in a position to release any information re Enmore Park it would be appreciated.</p> <p>Additionally, are there any initiatives to give Enmore road a boost as it has a great deal of potential but is languishing. Even if there are plans to do additional street scaping similar to Newtown, Petersham and Marrickville Road shopping precinct at least it would be a start. I have noticed the lack of street amenities in Enmore road combined with a number of retail vacancies make the area look run down.</p> <p>Again, I think the Council's doing a good job of looking forward and look forward to hearing more.</p>	<p>Feedback noted.</p> <p>There is a 2006/2007 Performance Target under Strategy 3.2.1 to "Complete the review of the Plan of Management for Enmore Park and Detailed design of minor improvements."</p> <p>Council completed footpath improvements in Enmore Road in 2005/2006. There are no additional improvements proposed for Enmore Road in 2006-2007.</p>
WEB002	<p>Dear messrs &amp; Mesdames Councillors,</p> <p>I attended the mtg of Wed 10/05 at the Council Chambers and made notes during the presentation but there was not time to raise more than a few issues after the mtg and, as attendees were encouraged to give further feedback. here are my suggestns re the plans presented. As I also attended the Thur mtg at Newtown-Petersham RSL where many of the issues were re-visited, these comments apply to that Community Consultatn too.</p> <p><b># Community Consultatn per se:</b> Over the 15+ years I have lived in M'ville LGA I have sometimes been able to attend Community Consultatns and wondered why more people have not attended. One answer might be that M'ville Council's ads in the <i>Courier</i> are small font (??) I guess and take up only 2 cols at most of paper - I invite you to cf this w. eg Leichhardt Council's <i>Courier</i> ad and Canterbury Council's in <i>The Valley Times</i>, both full page ads and thus harder to miss (and I think, larger font - impt for the elderly). Another missed opportunity for involving more residents is the 'black hole' of communication in Newtown. The Library branch is in fact part of Sydney City Library and there is plenty of info about that Council's doings at the Loans Desk but where can a Newtownian find info on Marrickville Council if he/she doesn't read the local rag and doesn't acc4ess the Council website? The only Council noticeboard I'm aware of is in Australia St Square - the only effectively communicative side of it (the other side being accessible only by standing in a Council garden patch, where Garage sale and other informal notices do indeed appear fr time to time, partly hidden tho they are) is taken up completely by the Mani St South map of the area and Business guide, both impt things but not providing an up-to-date list of eg Chrissie Cotter Gallery exhibitns, special events etc. Yes, one can find info in the Newtown Neighbourhood Centre on the Square but my impression from casual conversation with friends and acquaintances is that many people never walk in there (esp. since they closed their toilets to passers-by) and would not know there was Council info in there. As I'm writing this on a wkend I can't state certainly if there is/is not a dedicated stand or part of a table or counter reserved for M'ville Councll but my impression fr last time I was in there is that there is not. Surely a bright banner/notice in the Centre's own noticeboard on the facade stating that</p>	<p>All relevant feedback received is forwarded to the Urban Strategy for consideration.</p> <p>The Business Paper to Council sets out the consultations undertaken on the draft Plans. These consultations included distribution of information inclusion of a four page insert in Marrickville Matters delivered to every household in the LGA, distribution of summary brochures through businesses in King Street and Enmore Road and distribution of summary brochures in Newtown Square.</p>

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	<p>Council info is avail w.in (eg 'Want to know what Council's up to?' - you must know that the average citizen's cynicism re govt usu. extend s to Councils, rightly/wrongly) would help. I wld be prepared to bet that more pedestrians pass through 'Australia St Square than any other part of M'ville LGA and not giving info. here is a missed opportunity. <i>I have suddently run out of time so will send this and complete it tomorrow....</i></p> <p>Comments derived fr topics and Plans discussed at Community Consutlatns of 10/05 qnd 11/05:</p> <p># <u>Public toilets</u>: There are no public toilets in Newtown/Enmore - if the Brown St branch of City of Sydney Lib is closed, one must use toilets in a pub (note that Kelly's Bar in King St had a notice in its window last time I looked saying that unless you were a patron you cld not use the toilets - this is possibly illegal and therefore unenforceable nut enough to put people off). Not everyone wants to enter a pub (Muslims would be such people I imagine) and for young attractive women it can be like running the gauntlet. In addition, pubs usually don't have toilets for the disabled or baby-changing facilities. If Council is fair dinkum about encouraging people to walk or use public transport rather than cars, then public toilets are essential as they mean people will be more inclined to accept slower transport (by foot/bus/train), knowing they don't have to go home to comfortably relieve themselves. Last time I asked, the Newtown Neighbourhood Centre in Bedford St doesn't let passers-by use their toilets. Yes, many Cafes have toilets but you can't expect them to cater for passers-by either - the Dendy doesn't but they don't receive public funding (Grants) like the Neighbourhood Centre does. There are toilets beneath the Aust St Courthouse but they possibly date from - and remain unchanged from - the time of the construction of this heritage bldg and, being unsigned, unlighted and generally unmaintained (very dungeon-like), it is no surprise that many even long-term residents don't know of them. Council could fix them up (tiling and lights wld make a big difference). I know that maintenance of public toilets is expensive and that they are magnets for junkies but they really are a necessary public amenity. there wld be room somewhere nr king St for one of those automated complexes surely - there is a set of 2 toilets nr Revesby Station for which, unlike the ones in Hyde Park North, you do not have to pay to use. Having used the Revesby ones during last yr I can say that altho they were sometimes closed due to vandalism and often seemed to run out of liquid soap, they were mainly open and an interesting feature was a warning on the inside wall that the doors would open automatically after 10 minutes - time needed to 'shoot up?</p> <p>More comments to come (!?!)</p> <p># <u>Municipal Libraries</u> - it may be that Marrickville Council's main Library branch is smaller than comparative main branches for other LGA's but I do hope that if it is eventually to be relocated into new premises, that there is consultation of users - over-usage of cars is a big problem in this polluted LGA and only if there is as much sensible decentralisation as possible will people be able to walk/cycle/take a bus/train to amenities. More books could be more quickly transferred btwn branches for borrowers if there were on-line booking (there may be - sorry, I mainly use City of Sydney branch in Brown St so don't know as much as I shld about M'ville tho am card-carrying member of same...) and electric-powered mini-buses transporting bks fr branch-to-branch. I wonder what is planned 4 bldg Lib. now in if new premisies are to be built - sorry, that's prob. in draft plan bit I haven't reached yet.</p>	<p>There are no proposals at this time to provide additional public toilets in the Newtown area.</p> <p>There will be significant consultation undertaken as part of redevelopment of the Hospital Site including development of the new central library.</p>

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	<p>Ps to this point and next one on transport - quite apart fr pollution caused by cars, it seems to me that the more people there are on the streets, the safer they become in terms of mugging etc.</p> <p># <u>Trains</u> - as a number of us said at Thur nite mtg, pressure wld be taken off Newtown statn (overcrowding on platforms to extent of danger and crowded carriages so that many people have to stand) AND it wld be much more convenient for many commuters <b>if the currently closed platforms</b> (3 + 4 in each case I think) <b>at St Peters and Erskineville Stations were to be re-opened</b>. Not only would this mean those wishing to access either the East Hills/Airport Line and the Sutherland Line could do so much more easily by simply changing to same at Sydenham rather than going backwards first by having to go to Redfern but it would also cut out an extra set of steps - particularly impt for elderly/disabled/pregnant. For yrs I have been meaning to write to Min fro Transpt and local member and will finally do so this wk (kept oon thinking it was such an obviously good thing that any govt wld do it sooner rather than later). Re Newtown Station - access for disabled wld be great AND re-opening of toilets, or, if this ruled out, their transformation into waiting rms to provide shelter and more seating - more needed since time btwn trains now longer.</p> <p># <u>Buses</u> - So much frustration is caused for travellers, and for bus drivers who are often asked by every second potential passenger what the route of their bus is (yes, we should all look it up on the Internet before we go out \tbut that's just not possible for time reasons alone for so many of us...) by there not being route maps up except at Wynyard and a few other stops (some in Parramate Rd I think). Yes, vandalism can be a problem but mostly (I get around virtually exclusively by Public transport, borrowing a car only about 3x a yr) but the user-friendly value and time saved for passengers already on the bus wld be worth the minimal cost of replacing bus route maps. Does Council website have a link to STA site or, better still, a page of bus routes in the LGA (hope this isn't a copyright issue with STA or maybe this info already on Council site)? Newtown in particular is a tourist destination but even locals don't always realise that going to Petersham from Newtown is more convenient via the 428 as, not knowing where this bus goes, they don't take the easier option of a bus-stop (there being more of these and so more accessible to more peopl than Newtown Station) . Why don't locals know all about all bus rtes? Myabe they rarely have time to go anywhere other than to shops, nite spots and rels and there are plenty of people who share a car and are not Public Transport aficionados!</p> <p># <u>Rubbish dumping</u> - a comment was made that Council receives many complaints fr residents re dumped rubbish. I'm sure that's true - on the other hand I and some of my friends and neighbours sometimes find just what we need in an alley - and proudly show it off to visitors as a great recycled 'find'. If Council had the resources to ensure that any usable stuff was donated to the Salvation Army depot at Tempe <i>Reverse Garbage/The Bower</i> at Addison Rd rather than being trashed in the truck and ending up as landfill, then residents such as myself wldn't feel too deprived if dumping was greatly reduced by the installation of surveillance cameras (which possibility I heard mentioned at a MainStreet mtg last yr) but the current system - of cleaning dumped stuff up within a wk usually (that's what seems to happen around my way) gives us all a chance to rummage a bit first (especially useful for students in rented accom. I think).</p> <p># <u>Newtown and Marrickville Festivals</u> -one of my neighbours said at the Thur nite mtg that she thought these festivals had outgrown their venues. I asked her more about this on the way home and we ended up agreeing that</p>	<p>The railway lines and associated stations are not within Council jurisdiction. Council is, however, developing a Integrated Transport Strategy that will provide a policy framework in which priorities for Council programs and activities to promote ease of transport and use of transport alternatives will be identified.</p> <p>Council's website has a link to transport planning information.</p> <p>Strategy 3.6.1 looks to the establishment of "environmentally sustainable programs for waste which maximise opportunities for reducing, re-using and recycling". The 2006/2007 performance targets for this strategy include "[completing] an education and monitoring program on illegal dumping and littering"</p> <p>Salvation Army, Reverse Garbage and The Bower have pick up services that residents can use. Information on options for disposal of different types of rubbish is provided by Council.</p>

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	<p>there was no better venues for them but that the Newtown Festival certainly could be made more pleasant by <b>reducing the number of stalls allowed</b>. This would reduce crowding and so make it a nicer experience for the elderly, disabled and children but also I and friends have noticed that some of the stalls are really just what you might see down at Paddy's, ie all imported plastic toys and rayon clothes. people can go to Paddy's for this stuff - the festival's stall drawcards are and should remain in my opinion those selling Australian-made crafts or ethically produced goods, Trash and Treasure and local organisations and charity stalls.</p> <p># <u>Local arts</u> - recently my neighbour gave me a programme of Sun arvo live performances taking place in the little hall in Dixon St. Newtown South. I was surprised I'd not heard or seen anything of this, which has been going since the beginning of the year (sorry - don't have programme w. me so can't identify it). It features local artists and she and I are going to attend a couple - she only found out about it because a flyer was in her Yoga venue. Leaflets get left in Cafes but more noticeboards or legal poster places would help a lot to advertise stuff like this. (Haven't noticed whether/not people are poster the 'running dog' columns - wasn't this part of their purpose - if so, do people know they're allowed to do it?)</p> <p># <u>Childcare</u> - some mention was made of childcare places I think - last time I looked, the little purpose-built structure (ie with enclosed play area) in Enmore Rd where Victoria St starts was unused - couldn't this be offered to eg Childcare Co-op in Addison Rd to run - very convenient as parents/carers cld go to shops, playground/Pool on way home. Speaking of playgrounds - it suggested on Thur nite that Marrickville needs a playground more suitable to disabled kids. The one in Strathfield Park has that 'soft landings' stuff on ground and equipment not needing so much climbing to access all parts of it and special tactile stuff.</p> <p>Last instalment of comments tomorrow</p> <p># <u>Signage</u> - a comment was made by someone about signage - adults tend not to want to accost others for info which shld have been provided by the powers that be in the 1st place and, to me. at least, signs pointing in the directn of the theatres, the Cop Shop and parks shld be mandatory, as shld numbers both on shops and houses altho I understand this latter requires State Govt legislatn. A couple of wks ago I noticed that here was still a sign saying 'Walkabout Gallery' at the King St end of Mary St - this gallery moved to Norton St (and changed its name I think) ages ago. I argued for more noticebds in prev. email -n surely the little 'oasis' w. seat on the City of Syd side of King St almost opposite Missenden Rd (Nr 'Hikaru' shop I think wld be a gd place for noticeboard incorp map as is near beginning of pedestrian King St crawl wh. is observable by students during wk and 'tourists' on wkend. I rarely go into Pubs but surely they cld see it might benefit them to have a map of the area up nr the bar somewhere...</p> <p># <u>Ecology</u> if you go to 'In the National Interest' page of abc.net.au you can hear audio on-line of 14/05/06 interview with past Mayor of Honolulu out here for Mayors' conference in Mebl (maybe our Mayor went) - amazing things done by that Council to save \$\$ and help the environmt</p>	<p>Specific issue that will be forwarded to the relevant Manager for attention in the context of event planning.</p> <p>Specific issue re promotion of events that will be forwarded to the relevant Manager for attention in the context of event planning.</p> <p>Comments will be forwarded to relevant Manager for consideration in the context of Strategy 1.2.2 that proposes to "increase levels of childcare services across the LGA"</p> <p>Comments re playgrounds will be forwarded to relevant Manager for consideration in the context of playground development (ref. Strategy 3.2.1)</p> <p>Suggestions will be forwarded to the relevant Manager for consideration in the context of Strategy 3.7.1.</p> <p>Comment will be forwarded to the relevant Manager for information.</p>
WEB003	<p>I am concerned about the poor quality of the street trees in Marrickville.</p> <p>Council recognises the appeal of tree lined streets on page 1 of the Strategic Plan 2006/11, but that the strategy for the further greening of</p>	<p>The Marrickville Community Plan 2025 commits to "continue creating and maintaining clean, green and attractive public places of which</p>

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	<p>Marrickville's streets appears buried away as the last bullet point of the "Parks and Reserve" section. I think the goal for the further greening of Marrickville's streets (as distinct from parks) should be a much more prominent objective of the plan.</p> <p>I did note that the Management Plan 2006/09 makes reference to "CWP4 Street Tree Master Plan" - but there are no details. Please email me a copy of the CWP4 Street Tree Master Plan or let me know the URL.</p>	<p>citizens feel proud"</p> <p>There is a distinct ongoing program/activity in the Strategic Plan (and transferred into the Annual Management Plan) to "implement a program for greening of Marrickville through new and replacement tree plantings in streets and parks and for provision of trees to residents."</p> <p>There are also performance targets relating to the planting of street trees under Strategy 3.7.1 (Engineering Services)</p> <p>Inquiry re Street Tree Master Plan will be forwarded to the relevant Manager for response.</p>
WEB004	<p>1. Community wellbeing and inclusiveness Marrickville festival is terrific, various events at Enmore Park are attended by many of the diverse population, but what about King Street? Can't it be closed to traffic for local and cultural events? Newtown Festival, for instance.</p> <p>2. A creative ,learning and diverse Marrickville Vibrant street life and flourishing businesses struggle in King St with heavy transport rumbling at speed everyday. In fact, it seems most of the traffic, including cars, see it mainly as an extension of the Princes Hwy and the shortest distance between A and B!</p> <p>3. Beautifying and caring for our environment Public spaces need to be available to all, including dogs and their owners. There needs to be more rolls of doggy bags in ALL parks. Even if they are on lead, they still poop! Specifically, Camdenville Park. Also the most rubbish left there, is from football crowds, perhaps there should be more fixed bins around the oval.</p> <p>Could we have more signs, like the one in Simmonds St, reminding people of the FREE rubbish collection. At the Edgeware Rd end of Laura St to start with, a favourite dumping ground.</p> <p>4. Guided development and sustainable transport Can we get the heavy vehicles off King St, PLEASE--what about between 10am -3pm, for starters.</p> <p>5. An innovative and efficient council I think council communicates well with residents, and for my part, I have always appreciated your response to my concerns.</p>	<p>King Street is a major arterial road for access to and from the city. Securing closure is unlikely in this context. Newtown Festival is held in Camperdown Memorial Park.</p> <p>King Street is a major arterial road for access to and from the city. Comments will, however, be forwarded for consideration in the context of development of the Integrated Transport Strategy</p> <p>Specific feedback will be forwarded to the relevant Manager for attention.</p> <p>Specific suggestion will be forwarded to the relevant Manager for attention.</p> <p>Comment will be forwarded for consideration in the context of development of the Integrated Transport Strategy</p> <p>Feedback noted.</p>
WEB005	<p>Overall, I think the plan is very comprehensive and addresses the current and future issues facing Marrickville LGA including businesses and residents. I have a few comments to make and hope these assist in the Council Plans for the future. I would like to say that I love living in the Marrickville Council area and think that the improvements over the last 2-3 years have been fantastic. I also think the long term strategy to make sustainable change is excellent.</p> <p>My Comments on Marrickville Council Plans as follows: <b>KAA 2: A Creative, Learning and Diverse Marrickville</b> <b>2.1 Communication &amp; Cultural Services:</b> <b>Economic Development</b></p>	<p>Feedback noted.</p>

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	<p>There is economic development listed for Marrickville, Newtown, Petersham and Dulwich Hill main streets to the value of \$70, 412. There are no funds allocated to Tempe, St Peters/ Sydenham main streets. These main streets (local shopping strips) are in desperate need of attention to draw economic development into the area.</p> <p>I believe there is need for economic development within the Tempe, St Peters and Sydenham main streets. There is a gradual depletion of businesses from this area and many vacant shops (for lease). There are many shops for lease on Tempe (Princess Highway) and in Sydenham (Railway &amp; Unwins Bridge Road).</p> <p>If there was a focus improving the street frontages in this area with plants, footpaths, barriers (shielding), i.e. beautifying this may assist in drawing retail styled business into the area. Some form of barriers/ screens that are designed to separate the footpath from the road to make pedestrians feel safer and cut down traffic noise. Planting shrubs/ flowers on street frontages.</p> <p><b><u>Public Art Strategy</u></b></p> <p>There is 131.5K allocated to the Public Art Strategy. It appears that the focus of public art is focused on Petersham, Marrickville and Enmore areas. I think it would be good if "Art in the Park" and "Bench Art Program" can be expanded to include more parks in the LGA. It would be good if parks within Tempe, St Peters &amp; Sydenham were considered as being part of the public art strategy. There is a general need to beautify and build a stronger sense of community within this area.</p> <p><b><u>Cooks River Festival</u></b></p> <p>The festival has a great and positive impact, I think it is good to have the festival located at various locations along the river - so as to promote different areas of the river. It may also involve a working bee or clean-up of a particular area on the day. May be good to feel that public can positively impact on the beauty of the river. Similar to Canterbury Council's group "Mud Crabs".</p> <p><b><u>KAA 3: Beautifying and Caring for our Environment</u></b></p> <p><b><u>3.1 Monitoring Services</u></b></p> <p><b><u>Airport Noise</u></b></p> <p>A review of funds to be provided to decrease ambient noise from the airport which travels across the Tempe Reserve (adjacent to Alexandra Canal) and across the Canal itself. Is it possible to investigate ways of decreasing noise by barriers. Also planting along the edge of the playing fields to provide a visual barrier to the airport and also cut down noise that travels over open areas of fields and water. It may be a possible project which the Council can work on with airport to installing noise barriers to decrease ambient noise.</p> <p><b><u>Safe streets and footpaths</u></b></p> <p>A pedestrian crossing is required on Unwins Bridge Road at St Peters Fruit World (opposite Sutherland Street Sydenham), this is the main fruit and vegetable shop in the area and I have seen many aged people attempting to cross the road here unsafely.</p> <p><b><u>Companion Animal Management</u></b></p> <p>The provision of dog poo plastic bags at main parks would assist in people cleaning-up after their animals.</p> <p><b><u>3.2 Parks &amp; Reserves</u></b></p> <p><b><u>Airport Screening</u></b> - planting of trees, hedges, shrubs to screen the Airport from the Tempe Reserve parklands ovals and playing fields.</p> <p><b><u>Sydenham (Gleeson Ave)</u></b> area (area adjacent to previous Commonwealth Bank i.e. Gleeson Ave, Sydenham) I would recommend that this area is planted with a garden or shrubs as is bare and looks "unloved" and "unwelcoming". The old bank building has been un-leased for well over 18</p>	<p>Development issues, including employment and economy, are being considered as part of development of the Urban Strategy.</p> <p>Suggestion relating to the arts program will be forwarded to the relevant Manager for consideration in the context of development of a Cultural Plan for Marrickville (Strategy 2.1.1)</p> <p>Specific comments about the Cooks River Festival will be forwarded to the relevant Manager in the context of event planning.</p> <p>Council continues to lobby about the impact of the Airport on the Marrickville LGA</p> <p>Specific comments will be forwarded to the relevant Manager for attention.</p> <p>There are currently dog waste facilities at 11 parks in the LGA. While it is not intended to install additional facilities at this time, it is intended to relocate some existing bins to best address demand levels.</p> <p>Specific comment will be forwarded to the relevant Manager for attention.</p>

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	<p>months.</p> <p><b>Community Gardens</b> - I think an excellent location for the community gardens would be the Sydenham Green between Railway &amp; Park Roads. This is an area that is difficult to use for recreational activities such as picnics or BBQs because of the aircraft noise, however would make an excellent area for community gardens.</p> <p><b>Tempe Lands and Sydenham Green</b> - this has been an excellent project and the area is fantastic to walk through and around. This has made a massive improvement to the area. Also tree planting in Sydenham Green will make a massive improvement to this area.</p> <p><b>3.3 Environmental Services</b></p> <p><b>Business Awareness</b> - to have some sort of program for the businesses along Princess Highway to improve their street frontages including painting &amp; "greening-up". Most businesses are run-down, a visual eye-sore and have little care for the environment and residents within the area. If there are incentives, audits or services that can assist and improve their face to the public, this may also draw more customers to the area.</p> <p><b>KAA 4: Guided Development and Sustainable Transport</b></p> <p><b>Traffic management</b> - the roads between Princess Highway and Unwins Bridge Road are often used as a thoroughfare and short-cuts. Can there be investigation to block some through roads and allow entry from Unwins Bridge Rd only or Princess Highway only to form cul-de-sacs to minimise through traffic. The Tempe, Sydenham and St Peters area are encroached from all sides with traffic. The closing-off of streets to cul-de-sacs would also enable the creation of green spaces at the end of the street and dampen traffic noise.</p> <p><b>Painting/ tiling or mosaic tiling</b> of business shop fronts within Tempe, St Peters and Sydenham to beautify and unify the area. This would also assist in decreasing graffiti. A grant or fund for businesses to improve their shop fronts may assist in launching a change in the area.</p> <p><b>Traffic</b> - Unwins Bridge Road is clogged between 3:30 pm- 6:30pm and it is difficult to get out of your own street. Would suggest a review of traffic flow through this area and keep clear zones to stop queuing across streets. i.e. between Railway to Gannon on Unwins Bridge Road.</p> <p><b>Tempe Railway Station</b> - this requires a shelter for persons waiting to be picked-up, bike rack so people can safely lock-up their bike, tree planting in carpark and regular rubbish clean-up.</p> <p><b>Graffiti</b> - It did not appear that there were many or any prevention programs outlined in the council plans for stopping or minimising graffiti. Ideas such as community artists completing murals or mosaic tiling may assist in areas that are commonly defaced by graffiti. Also can the council provide incentives for private residents or businesses to clean-up or paint over existing graffiti? i.e. paint subsidies 50% for example or a community working group to assist residents/ businesses in painting over graffiti.</p>	<p>Specific comment will be forwarded to the relevant Manager for attention in the context of investigation of community gardens.</p> <p>Feedback noted.</p> <p>The process to develop the Urban Strategy will be investigating broad land use in the Tempe area and the a subsequent LEP will be developed to address the needs of the area. Comments about business in Tempe will be forwarded to the relevant Manager for consideration in the context of the Urban Strategy.</p> <p>Specific comments will be forwarded to the relevant Manager for attention.</p> <p>While there is no current resource provision for funding of this nature, the suggestion will be referred to relevant Managers for consideration in the context of Key Objectives 1.1, 2.3, 3.5 and 4.3.</p> <p>Specific comment about traffic management will be forwarded to the relevant Manager for attention.</p> <p>There is a range of ongoing activities and programs addressing graffiti in the area. A paper considering potential enhancements to these programs and activities is separately being submitted for Council consideration.</p>
WEB005	<p>... I live at ... Cook Rd, Marrickville, in a 2-storey terrace house built in the early 1890s. I attended the 20 May 2006 public meeting organised by Marrickville Council regarding its Community Plan and Council Strategic Plan 2006-2011.</p> <p>I wish to elaborate on comments I made at that meeting regarding what I see as a huge gap between Council's Vision Statement (contained in its Community Plan 2025) and the reality of life for residents of Cook Rd, Smith St, Brompton St, and Victoria Rd (between Enmore Rd and Cook Rd), Marrickville, and the failure to address that gap of Council's 2006-2011 Strategic Plan and projected operating budget for the coming years.</p>	<p>The comments from the public meeting have been brought to the attention of the Manager, Monitoring Services. They have also been forwarded to the Manager, Planning Services for consideration within the context of the Urban Strategy.</p> <p>This further email submission will also be forwarded to the Manager, Monitoring Services and Manager, Planning Services for consideration.</p>

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	<p>The Vision Statement states that Council intends to 'develop a community which is more liveable, safer and accessible to all citizens.' It also claims to want to pursue 'balanced and guided development, clean industry, and work to minimise the noise and other pollutants of our environment'. The experience of residents in our area in contending with the results of industrial use of neighbouring blocks of land—including the flagrant violation of Consent Conditions, flaunting of parking restrictions, use of these public streets as a tip for abandoned or out-of-rego vehicles, footpaths regularly being blocked by trucks, cars and utes for hours at a time, excessive noise, and airborne and waterborne emissions—make a mockery of these visionary goals.</p> <p>I have emailed a separate submission on Council's Urban Strategy in which I proposed rezoning land, including the east side of Cook Rd, Marrickville, where I live, from Light Industrial to Residential. That solution may or may not be accepted and even if it is, it would not be a panacea. At least in the short to medium term, the answers to the problems residents living in, and others using, these mixed-use streets face need to be addressed by more and better enforcement of Council regulations, Consent Conditions, etc.</p> <p><u>No net increase in expenditures for enforcement in real terms</u> Enforcement is inadequate and intermittent. The fact that the proposed operating budgets show no increase for enforcement of Council regulations, etc., other than to take inflation into account, is a real negative for the residents of both sides of Cook Rd, Smith St, Brompton St, and Victoria Rd (between Enmore Rd and Cook Rd). We need more resources devoted to enforcement—ESPECIALLY ON MIXED USE STREETS WHERE INDUSTRIAL PREMISES FUNCTION SIDE BY SIDE WITH DWELLINGS.</p> <p>The goals of the Vision Statement are what are at issue—for every resident of Marrickville. Are those of us who live in dwellings on land that is zoned Industrial second-class citizens? Many residents, through exhaustion or cynicism or both, have given up making complaints. But some of us refuse to be worn down by the unneighbourly actions of others—especially the actions of businesses driven by profit-hungry greed to disregard us. If we are viewed as serial whingers because we expect a fair go for everyone and look to Council to act as the umpire it is supposed to be, especially in these mixed-use areas, well, so be it.</p> <p>At the recent Council public meetings I have attended on its Urban Strategy and Strategic Plan, spokespeople for Council have stated that Council, for a variety of reasons, remains committed to maintaining mixed Industrial/Residential land use areas. There are currently 41 dwelling houses—all to my knowledge with existing-use rights—that exist on these streets (8 on the east side of Cook Rd and 2 on the west side of Cook Rd near Victoria Rd; 9 on Victoria Rd and/or Enmore Rd north of Cook Rd; 18 on Smith St, and 4 on Brompton St. On these streets, mixed use is an abject failure. Why? Because there is no commensurate commitment on Council's part to providing the necessary resources for enforcement. Council should recognise that if it won't increase the resources for enforcement, then its vision for these streets is fatally flawed. They should be rezoned Residential.</p> <p><u>Parking</u> With few exceptions, little if any thought appears to have been given to the real car and truck parking needs of the businesses that occupy both sides of each of these streets, either by these businesses themselves or by Council. As a result, businesses that require lots of parking for employees or visitors</p>	

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	<p>have been granted DA Consent with nonexistent, inadequate or little-enforced Consent Conditions related to parking. Not surprisingly the footpaths on the east side of Cook Rd, both sides of Victoria Rd between Cook Rd and Enmore Rd, and the south side of Smith St are very frequently impassable by pedestrians, who must leave the footpath periodically and walk on the road to be able to traverse these streets.</p> <p>Some of the worst perpetrators are the car-based businesses on Victoria Rd and Cook Rd. For example ... on the south side of Victoria Rd, is notorious for removing vehicles under its control (sometimes as many as a dozen) from its premises at the beginning of the work day and parking them on Smith and Brompton streets or Cook Rd in non-restricted parking spots for the entire day. ... will usually have anywhere from 2 to 5 vehicles under its control parked on the streets in violation of its Consent Conditions. Little wonder that others end up parking on the footpaths!</p> <p>... refuse to park trucks inside their premises that are loading and unloading, despite having a large roller door through which most could fit. Instead they permanently block the footpath both with trucks and employees' cars. And ... are just as infamous for blocking the footpath with employees' cars.</p> <p>Residents of the streets in question who are elderly, disabled or parents with new-born babies have suffered the most. Some have become recluses or prisoners in their homes, like the elderly man still living in Smith St who used to walk to the Marrickville Bowling Club from his home every day but has given up as he is too frightened to walk in the street for most of the way because of illegally parked vehicles on the footpath. One tenant ...--a young man who is a partial paraplegic as a result of a surfing accident and requires either a wheelchair or crutches when he is feeling able to take on the challenge-- was forced to move out, in part, because he could not use the footpath. Three couples with babies have moved out of Cook Rd dwellings in the last 2 years because the parking situation and footpath blocking proved too much to contend with. Pedestrians' amenity and safety is ruined by the self-centred and selfish behaviour of those who knowingly violate parking regulations.</p> <p>And if all this weren't enough, when all these premises are closed, most Friday nights the Bingo hall on Addison Rd attracts an overflow crowd too big to be accommodated by their large off-street car park, so it is 'normal' for a dozen or more cars to be parked on the footpath on Cook Rd south from Addison Rd until 9 or 10 p.m.</p> <p><u>Abandoned and out-of registration vehicles</u></p> <p>Abandoned and out-of registration vehicles not only take up valuable parking space for weeks and months at a time, they contribute to poor amenity of this neighbourhood and their presence promotes vandalism, etc. Council records will show a very substantial number of complaints regarding abandoned and out of registration vehicles parked in Cook Rd, Smith St and Brompton St over the years. The number is far too high to be 'normal'. It is systemic, not random or accidental. These streets are viewed as a car graveyard by certain individuals and car-based businesses. I am convinced that those abandoning these vehicles play a cynical game at residents' and ratepayers' expense: they know complaints will be made, and Council will dispose of their vehicles; a perfect solution that saves them time and money.</p> <p>I know that Council has hired a second Parking Officer in this current financial year. That is great and has probably meant some improvement to</p>	

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	<p>the number of times we see Rangers or Parking Officers attending the M9 (Cook Rd) restricted parking area. But taken as a whole, parking enforcement remains very inadequate. I would categorise the improvement as having gone from 'very infrequent' to 'infrequent'. From the anecdotal evidence I am aware of, it seems that Rangers and/or Parking Officers mainly attend not as part of regular rostered random arrangements but primarily when residents make a specific complaint asking for enforcement. Even then it is rare to see the Rangers or Parking Officers respond within a reasonable time to specific complaints about cars violating the 2-hr time limit for parking. I am aware of only one time, about 2 months ago, when a car was booked in the M9 Cook Rd area around 8 p.m. (the restrictions are signposted as continuing until 10 p.m. Monday to Friday).</p> <p>I want to stress that I do not blame the Rangers or Parking Officers for their lack of promptness or lack of regular random visits. This situation is probably more a product of lack of adequate resources and poor management and that is precisely what is wrong with the proposed budget. And there is no doubt that a Parking Officer will net more dollars for Council by concentrating on Marrickville Rd and its environs. So taking the time to come up to Cook Rd more frequently has an 'opportunity cost' that means it isn't as financially lucrative in dollars per person-hour expended. But Council's Vision Statement doesn't mention money—nor should it.</p> <p><u>Traffic congestion due to double parking</u> The abuses already outlined often lead to double parking too. In addition, there is regular dropping off and picking up of 20' containers at the tyre factory, which block traffic sometimes for as long as 15 minutes. Tow trucks also frequently drop off vehicles and block traffic for significant blocks of time or park damaged vehicles on the public streets under cover of darkness in violation of their licensing conditions.</p> <p><u>Noise</u> This is a particular problem, for example, in relation to the car-based businesses—with tyre-changing using pneumatic power tools occurring frequently in the open space in front of ... on Cook Rd, regular periodic noise from a poorly maintained air compressor at ....</p> <p><u>Consent Conditions</u> Businesses knowingly violate their Consent Conditions regarding parking, noise, emissions, etc., because they know enforcement is intermittent at best. One example is the ... which, until they moved out about 6 months ago, was tenanted upstairs at .... The Consent Conditions in their DA, which they had to submit as a direct result of complaints regarding noise and parking, looked okay on paper but were never enforced. These included limitations on the number of people on the premises (on Thursday and Friday nights there were frequently as many as 40 people), operating hours until 9 p.m. (the loud music and drumming and chanting frequently lasted until 10.30 p.m.), and a limit on the number of cars parked out the front (with the reality being that the footpath was entirely impassable with at least a dozen cars blocking it from 7 p.m. on, on a Friday night). What is the procedure to get a Ranger to attend at 8 p.m. on a Friday night? There is none.</p> <p><u>Airborne pollutants/odours</u> Emissions from ... are frequently a problem. By the time someone from Monitoring Services would attend, the emissions have dispersed in the atmosphere.</p>	

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	<p>Waterborne pollutants/odours in stormwater gutters</p> <p>Formal complaints about the previous and current food-related tenants ..., who knowingly permitted polluted water to enter the stormwater system, have been registered with the Citizens Service Centre on more than one occasion and will be found in Council's records. To Monitoring Services' credit those complaints have been dealt with fairly expeditiously over the years.</p> <p>I believe the facts show that many of these businesses are not appropriate to operate on these streets, in part because of the lack of adequate infrastructure in and around their premises or their wanton disregard for the rights of their neighbours and the public. I believe they should have their Consents revoked or the lands in question rezoned for an appropriate level of residential use. In the absence of those remedies, I and many other residents would be happy with more and better enforcement by Council. Its proposed budget needs to reflect that.</p> <p>Thank you for considering my point of view.</p>	

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**OTHER SUBMISSIONS**

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SUB001	Stephen Bull Divisional Property Manager AMP Capital Shopping Centres	<p><b>Introduction</b></p> <p>Thank you for the opportunity for AMP Capital Investors (AMPCI) to comment on the '2006-2009 Draft Management Plan'.</p> <p>AMPCI is a long-term owner and manager of property assets both in Australia and New Zealand. We are a significant stakeholder in the Marrickville community, being the owner and/or manager of 11 hectares of commercial and industrial land in the municipality. This includes the Marrickville Metro Shopping Centre, purchased by AMPCI in September 2004.</p> <p>We have reviewed the draft Management Plan and identified three matters that we wish to bring to your attention prior to the adoption of the Plan. These matters focus on the proposed rates, proposed fees and charges with respect to signage and communication and cultural services objectives.</p> <p>Please note that we have prepared a letter, under separate cover, that responds to the draft Marrickville Council Strategic Plan 2006-2011.</p> <p><b>1. Proposed Rating for Marrickville Metro Shopping Centre for 2006/2007</b></p> <p>The draft plan identifies that Council establishes a separate rate for Marrickville Metro Shopping Centre. This rate (on an ad valorem basis) is higher than applies to all other business areas in Marrickville. We have the following concerns with this proposed rate:</p> <ul style="list-style-type: none"><li>• Firstly, it is not clear or transparent, as to why Marrickville Metro is distinguished from all other business areas and charged a separate rate.</li><li>• The proposed rate is significantly higher on an ad valorem basis than all other business areas (approximately 40%).</li><li>• It is not clear as to the purpose of the higher rate and how this differential rate has been established.</li></ul> <p>The only reference to the separate rate in the draft Management Plan refers to Marrickville Metro as a 'centre of activity'. While we agree and seek appropriate recognition in Council's Urban Strategy as a 'centre of activity', ultimately all business areas are 'centres of activity' and create similar demands on Council's resources.</p> <p>We have reviewed a number of surrounding Council areas to determine the application of separate rating systems for individual properties such as shopping centres. A summary of this research is as follows:</p> <table><tr><th>Municipality</th><th>Ad Valorem Rate</th><th>Separate Business Rates</th><th>Comments</th></tr><tr><td>Leichhardt</td><td>1.176</td><td>No</td><td>All Business areas rated on the same basis</td></tr><tr><td>Sydney</td><td>0.0889-0.0157</td><td>Yes</td><td>Business areas divided into 3 categories - CBD&amp;fringe - Pyrmont - Other</td></tr><tr><td>Canterbury</td><td>0.66</td><td>No</td><td>All Business areas rated on the same basis</td></tr><tr><td>Burwood</td><td>0.00378-0.00795</td><td>Yes</td><td>4 Business categories - based on different scales of centres (4 areas in the Category D)</td></tr><tr><td>Randwick</td><td>0.8822</td><td>0.8822</td><td>All Business areas rated on the same basis</td></tr><tr><td>Marrickville</td><td>0.906 (general) 1.286 (Marrickville Metro)</td><td>Yes</td><td>Marrickville Metro rated separately from all other business areas in the LGA</td></tr></table> <p>The above summary demonstrates that some Councils elect to adopt a consistent business rate municipality wide, but in some cases such as the City of Sydney, where circumstances warrant it, different rates are adopted to reflect different regions of the LGA. From the above analysis, no other Councils have established a separate rate for a single individual shopping centre such as Marrickville Metro.</p>	Municipality	Ad Valorem Rate	Separate Business Rates	Comments	Leichhardt	1.176	No	All Business areas rated on the same basis	Sydney	0.0889-0.0157	Yes	Business areas divided into 3 categories - CBD&fringe - Pyrmont - Other	Canterbury	0.66	No	All Business areas rated on the same basis	Burwood	0.00378-0.00795	Yes	4 Business categories - based on different scales of centres (4 areas in the Category D)	Randwick	0.8822	0.8822	All Business areas rated on the same basis	Marrickville	0.906 (general) 1.286 (Marrickville Metro)	Yes	Marrickville Metro rated separately from all other business areas in the LGA
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		<p><b>2. Proposed Fees &amp; Charges</b>  We note that Council proposes to make a charge on businesses where 'signs and advertising structures are erected on or projecting over public space'.  AMPCI has two key concerns with this proposal:</p> <ol style="list-style-type: none"> <li>1. A lack of clarity as to what advertising signs would be considered to constitute being erected on or projecting over public space.</li> <li>2. The justification for a charge for business related advertising signage.</li> </ol> <p><u>Lack of Clarity</u>  It is unclear from the draft Management Plan as to how Council will implement this proposed charge.</p> <ul style="list-style-type: none"> <li>• Will it apply to all commercial centres?</li> <li>• If so, what types of signs is it intended to capture? For example, projecting wall signs, under-awning signs etc.</li> <li>• Will it impact upon signage wholly contained within the property boundary, but visible from within the public realm?</li> </ul> <p>It is unclear whether flush wall signs on facades of a building or a front boundary wall, which in some cases have a very minor projection (say 50-200 mm for example) are intended to be captured by this charge.</p> <p><u>Justification for Imposing a Charge</u>  It is submitted that the imposition of a charge in the above circumstances is simply a tax without justification. Advertising signs are already subject to charges at the time of development application and are an essential element in the commercial precincts that benefit the whole community.</p> <p><b>3. Communication &amp; Cultural Services Objectives</b>  Objective 2.3 of the draft Plan is to "promote a vibrant street-life where local businesses flourish".  Underpinning this objective is support for the Main Street Programs (Marrickville Road, Newtown, Dulwich Hill &amp; Petersham) and delivering cultural and community events in these Main Street areas.  In the context of the draft Plan which notes Marrickville Metro as a "centre of activity" and imposes a separate rating charge to reflect this, we are disappointed that the Plan does not acknowledge or support Marrickville Metro as a business centre and an activity node that can support community and cultural events. Marrickville Metro is an important community space, with an estimated 4-5 million visitations per annum. We would like to work with Council to ensure that the draft Plan appropriately recognises the potentially important role of Marrickville Metro in the planning of cultural events.</p> <p><b>Conclusion</b>  In summary, we wish to reinforce the following:</p> <ul style="list-style-type: none"> <li>• AMPCI seek clarification and justification as to why a separate rate has been applied specifically for Marrickville Metro Shopping Centre. Our assessment of the proposed rates and comparison to other nearby Local Government Areas, Council's proposal appears to single out and penalise Marrickville Metro - and we are at a loss to understand Council's motivation to do so.</li> <li>• AMPCI does not support the proposal to implement a charge on street advertisers in its current form, given the lack of justification for such a charge and the lack of clarity as to what type of advertising signage it will apply to.</li> <li>• AMPCI believes greater recognition is required for the role of Marrickville Metro in the local community and the planning for the community's cultural events.</li> </ul> <p>Thank you for allowing AMPCI to make a contribution with respect to the draft Management Plan. We trust that these comments are of assistance and would appreciate Council's considered response to the matters raised.</p>
SUB001B	Stephen Bull Divisional Property Manager AMP Capital Shopping Centres	<p><b>Introduction</b>  Thank you for the opportunity for AMP Capital Investors (AMPCI) to comment on the 2006-2011 Strategic Plan.  As you are aware, AMPCI is a significant stakeholder in the Marrickville community, being the owner and/or manager of 11 hectares of commercial and industrial land in the</p>

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		<p>municipality. As a significant stakeholder in the local community, AMPCI is a willing participant and contributor in the development of Council's strategic plans. To date, this work has included:</p> <ul style="list-style-type: none"> <li>• A response to the "Marrickville - What future do you see? discussion paper</li> <li>• Attendance at a Council led Business Community Workshop; and</li> <li>• The provision of detailed retail economic and planning advice to inform the Urban Strategy Project currently under preparation.</li> </ul> <p><b>Comments on Draft Strategic Plan</b> As indicated to Council in previous submissions and discussions, we strongly support Council's initiative in embarking upon this significant strategic planning exercise as the basis for forward planning in Marrickville over the next 5 years and beyond. This approach provides the opportunity for Council to soundly plan for the future needs of Marrickville's community as well as providing certainty and investment confidence to Marrickville's business and investment stakeholders.</p> <p>Of particular interest to AMPCI are the key objectives of:</p> <ul style="list-style-type: none"> <li>• Guided Development &amp; Sustainable Transport; and</li> <li>• Communication and Cultural Services</li> </ul> <p>These objectives are addressed in turn, as follows: <b>Guided Development and Sustainable Transport</b> <b>Objective 4.1</b> We support the thrust of Objective 4.1 to 'maintain the vibrancy, liveability and economic development of Marrickville by having balanced and guided development based on a sound framework of planning controls.'</p> <p>We consider that the objective should be expressed as 'Maintain and enhance'. To simply strive to maintain the status quo assumes that Marrickville does not wish to enhance the prosperity and liveability of the local area.</p> <p>Despite the state objective to maintain the economic development of Marrickville (which should be broadened to include 'enhance'), there is no supporting strategy as to how this may be achieved. For example, there is no strategy to support the established retail hierarchy and enhance the economic prosperity of all the retail centres (retail strips as well as shopping centres) within Marrickville.</p> <p>It is our strongly held view that retail areas within the municipality need to grow and adapt to counter competitive forces. These forces including the significant retail development proposed for Sydney Airport and the expansion of the Broadway Shopping Centre, the mooted expansion of the Eastlakes Shopping Centre (and others) may well compromise the long term sustainability of retail centres within the municipality. A failure to acknowledge the desire for increased variety of retail formats in the Local Government Area may also act to encourage local residents to increase their travel (as well as expenditure) outside of the local area to buy the goods and services they need in the convenient environments they desire.</p> <p>This strategy can be informed and actioned through the development of the Urban Strategy, which AMPCI is separately contributing to with Council's Urban Strategy Team. We note and appreciate Council's invitation to meet with its manager of Strategic Planning as well as its Urban Strategy Planning Consultants, SGS, on the 2nd June 2006 in this regard.</p> <p><b>Objective 4.2</b> We also support the thrust of Objective 4.2 to 'plan, promote and lobby for a sustainable and integrated transport system that improves the quality of life for the people of Marrickville.'</p> <p>While it is important to encourage non-vehicular transport alternatives, it is essential that this is not undertaken at the compromise of the economic vitality of the business centres in the LGA.</p> <p>Strategy 4.2.2 proposes to review the level of onsite car parking in new developments. This presumably is a direction towards requiring lower levels of car parking provision. From AMPCI's research, it is very clear that the success of retailing (both within strip shopping areas and retail centres) is contingent on the provision of adequate car parking. Moreover, the long-term sustainability of the strip shopping areas in the LGA relies upon the provision of improved car parking provision - a point strongly supported by the strip</p>

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		<p>retailers present at a "Marrickville - have your say" session held at Council's offices in March 2006.</p> <p>Any strategies towards the lowering of car parking provision must be balanced against the need to continue to 'maintain the vibrancy, liveability and economic development of Marrickville' (objective 4.1)</p> <p><b>Communication &amp; Cultural Services</b></p> <p>We support Objective 2.3 to 'promote a vibrant street-life where local businesses flourish'. We consider that such an objective should apply equally to Marrickville Metro and the retail strip shopping areas, however, it is noted that Council's programs and activities are very much focussed on the four main street retail areas at the expense of Marrickville Metro. Marrickville Metro is a free-standing centre that both complements and provides a convenient shopping alternative to the retail strips of Marrickville Road/Ilwarrara Road and King Street/Enmore Road. It is a vibrant community place and an important 'connected' element in Marrickville's local fabric with an estimated 4-5 million visitations per annum. We invite Council to recognise the opportunities and benefits to create centres of community life within the private/public realm of Marrickville Metro.</p> <p><b>Conclusion</b></p> <p>In summary, we wish to reinforce the following:</p> <p>Greater emphasis and strategies are required in the Strategic Plan to support the economic prosperity of the commercial areas within the LGA</p> <p>Any moves towards the encouragement of alternative forms of transport must acknowledge the imperative to maintain the economic prosperity of all commercial areas in the municipality.</p> <p>Greater recognition is required of the role of Marrickville Metro in the local community and the planning for cultural events.</p> <p>We trust that the above comments are of assistance and look forward to working with Council to assist in the further development of the strategic plan for the municipality.</p>
SUB002	Maureen and Denis McNamara Owners Danish Deli 181 Marrickville Road Marrickville	<p><b>Waive the Annual Licence Fee for the Footpath Licence in Marrickville Road in the Fees and Charges of the 2006-2007 Management Plan</b></p> <p>The imposition of the annual licence fee of \$7.80 in 2005/2006, was found to be an unjust imposition on those businesses in Marrickville Road and this has led to considerable discussion and debate with the decision makers.</p> <p>The proposed rate of \$5.00 per spare meter is still in excess of what is fair to the businesses and detrimental to the economic development of the area. It goes part of the way in recognising that the previous amount was unfair on the food businesses and contradicted Council's commitment to improve the area.</p> <p><b>Waive the Annual Footpath Licence Fee in Marrickville Road for 2006-2007</b></p> <p>The purpose of this letter is to request Councillors to waive the footpath levy for 2006-2007 as a sign of good will to the community to enable the economic development of the area. Rockdale Council has done just that for 18 months.</p> <p>A second purpose is to recommend a follow up meeting of Councillors, management and businesses to take place at the end of this year to set up a fair procedure for setting the footpath levy for 2007-2008 and to explore ways of working together to develop the strip for the benefit of the local community.</p> <p><b>\$5.00 is a Stress to Businesses</b></p> <p>The footpath levy of \$7.80 and now \$5.00 was unfair in the way it was calculated and unfair in the way it was imposed. It was such a surprise to businesses that used the outdoor dining area. According to the previous owner of one business, which had been trading for 6 years in Marrickville Road, they wrote to Morris Hannah at Marrickville Council on 13 October 2005 that the annual fee for an outdoor seating permit in 2004 was \$743.00 and they were advised it would with the new rate be raised to \$6,015.00 - an increase of 810%. The response of Council has been that there was a levy but it was not enforced!</p> <p>The annual fee has caused both a financial stress and the collection of the levy an emotional stress. The evidence is in the minutes of the Marrickville Road Mainstreet. The result has been unpleasant for businesses and the lessening of respect for Council as a partner in the economic development of Marrickville Road for the community.</p>

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		<p>The calculation of \$7.80 and now \$5.00 per square metre has not been able to be justified when comparing it to other areas. From the amount levied, Council would be claiming that Marrickville Road is one of the high use outdoor dining areas and the expense could be carried by the businesses. The business operators dispute this and they have the evidence of declining pedestrian traffic, lack of disposable income, fewer hours and days that the strip is visited.</p> <p>The intention of the improvements to Marrickville Road was to make the strip more attractive and lively. However, since then there has been a decline in pedestrian traffic and an increase in the number of food outlets. This has led to a decline in business and making it less viable for those operating a food business along the road.</p> <p>Rockdale and other Councils have lower rates. Parramatta has a \$100 per year per m<sup>2</sup> which is to increase by 10% in the coming year. This has been justified because there is a greater usage of the area owing to the significant increase in development, the improvement to infrastructure in the area and the attractiveness to the area of residents with more disposable income. These conditions are not evident in Marrickville. In fact the population of the Marrickville area actually decreased over last year according to the Australian Bureau of Statistics.</p> <p><b>Purpose of the Levy</b></p> <p>The Mayor explained at a recent meeting that the infrastructure improvements in Marrickville Road and other areas had been funded by a 5% rate increase over a limited period. When the funds were used to improve the infrastructure of Marrickville Road, were businesses advised that they would then have to pay for the use of the infrastructure? In one incident the lease was increased by 30% by the Landlord to cover the Council rate increases over previous years as well as the coming years! The owner was not aware of the footpath levy on outdoor dining.</p> <p>The proposed rate of \$4.55 plus GST means that outdoor dining has to pay \$260.71 per square meter per year and if the operator has six tables with two chairs at each the current calculation would be \$3,128.57. It is imposed if the tables and chairs are used for an hour per week or for 80 hours per week. There is little or no demand in winter, wet or windy weather. There is also little demand in the evening or at night.</p> <p>In the food business with such small profit margins that is a lot of extra coffee to be sold or the loss of another staff to serve customers. The money to pay the levy has not been earned at the beginning of the year or the quarter, so it has to be borrowed in advance. This is another burden to the businesses. Councillors who are wage earners are not faced with uncertainties that confront the food business and the average hourly rate, even for the owner is way below what is the guaranteed hourly rate for someone in the public service.</p> <p><b>Enforcement of the Levy</b></p> <p>On the one hand, Council offers a Mainstreet coordinator to support businesses and to promote the economic development of the area, on the other hand Council enforces the levy in a way that stresses business operators and is not flexible in its delivery. The split between the two roles of Council causes confusion for the business operators.</p> <p>The proposal for a meeting is to clarify Council's procedures for calculating the levy and for clarifying what is fair and reasonable in the collection of the levy. There have been a number of complaints in the minutes of the meetings that have recorded the unnecessary use of threat and intimidation. There must be a better way of working this out for both parties.</p> <p>The businesses also look forward to a response from Council after writing to Council or expressing their ideas at public meetings. If there is a protocol for receiving a response would Council inform the business through the Main Street Coordinator, of what is required of them.</p>
SUB003	Stephen Julian Franchisee Gloria Jean's Coffees Marrickville	<p>I wish to lodge my objection to the proposed fee structure for the outdoor seating licence. We, Gloria Jean's Coffees 189 Marrickville Road Marrickville have now been open just under 12 months. The desire for this main shopping street to be like Newtown or Leichhardt is strongly supported, however, it will be some time before this is likely to eventuate. The shopping area in our immediate vicinity has suffered strongly with closures, resulting in vacancies. This impacts on the entire appearance of the area and is not supporting additional patronage.</p>

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		<p>Our determination of patron usage of the outdoor seating is at best 5% of sales and almost exclusively for smokers.</p> <p>Our recommendation is for the licence fee to be completely waived for a period of say twenty four months with six monthly reviews, by council of foot traffic in the area. At each six month report a sample survey of pedestrian traffic should be attended and information gathered as to whether visitor/resident, number of visits to shopping centre, major positives/negatives (parking), purpose of visit, future requirements, wish list etc.</p> <p>I am happy to discuss further.</p>
SUB004	<p>Gulay Karci Proprietor Celini's Cafe &amp; Restaurant 220 Marrickville Road Marrickville</p>	<p><b><i>Papers signed by approximately 448 people are attached to submission. The original wording of the petition has been removed from the signatures submitted. Ms Karci provided a facsimile on 8 June 2006 of a notice that amended the original petition wording: "Dear Valued Customer, We have amended the petition to Council relating to our outdoor dining fee, in stating that we the community require that council waive all fees on this current policy like our neighbouring councils." It remains unclear what people provided signatures in response to in the first instance.</i></b></p> <p>I, Gulay Karci of Celini's Cafe &amp; Restaurant, would like to present a submission opposing the current outdoor dining fees in the Marrickville LGA.</p> <p>In the past three years I have seen a significant change in Marrickville from the main street to the diverse change in population of residents and business owners to businesses. This I believe is mainly based on the efforts of local business owners who strive to promote the area and do well in their business so customers can keep coming back. However, Marrickville is yet to reach the peak it once had over 15 years ago.</p> <p>I would like to remind the council that we are the face of the main street and if we don't provide a good product or service people will choose to go to neighbouring main strips for their needs. At the end of the day we have direct contact with our clientele day in and day out. It is the local business community that keep the strip alive, and right now we feel alone in the growth of our strip. There are business that struggle with all the operating costs involved and outlaying high council rates is more of a burden. We do not dispute a fee is recognizable just one that is justifiable. The council has yet to justify such a high fee.</p> <p>Neighbouring Councils demonstrate reasonable rates and even FREE fees for 18 months as an incentive. We have yet to receive such an incentive or assistance from our council. Attached you will find pages of signatures from our customers opposing high fees. They also feel that Marrickville Council has let the local business down. The cafe and restaurant community create a cosmopolitan feel in the strip, without our umbrellas, tables and chairs the strip will look even more barren than it already does. I would like to point out the empty balconies that were constructed years ago for such a purpose.</p> <p>There has also been a high turnover of businesses closing down and empty shops appearing on the strip, high fees, rates and rent are an indication of this occurring. I propose the council consider revising the current fees and issue a free period of 24 months (as Rockdale Council) as an incentive and reduce the fee to a reasonable amount at the end of this period.</p> <p>I sincerely hope the Council understand our positions and consider our views when passing the policy for the coming year. We are providing our quality products and services for the future of Marrickville, it is time the Council join our efforts.</p>
SUB005	Emanuel Tsardoulis	I welcome the opportunity to make a submission in opposing the fees on outdoor furniture

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	Licensed Franchisee Subway Marrickville	<p>in the Marrickville Municipality. My submission addresses the issues of principle and regional significance which council will need to consider now and for future growth. I wish to emphasise some key points of fundamental importance which will create economic viability, future growth and cultural harmony on the main street for many years to come. These include:</p> <ol style="list-style-type: none"><li>1. Employment opportunities</li><li>2. A live night hub for residents</li><li>3. Tourism attraction</li><li>4. Sustainable tenancy occupancy rate</li><li>5. Harmony and cultural development</li><li>6. Increased footpath traffic flow</li><li>7. A liveable, safe and accessible main street</li><li>8. Investment attractions</li></ol> <p>The above key areas can only be achieved when council and the local business community are united and given the opportunity to explore avenues together without red tape perception. Currently council is not recognizing or exploring the importance of any options for the future of the main streets in the municipality. Neighbouring councils have been more proactive than Marrickville Council in solving main street issues and giving small business an opportunity to grow and support within the community. For example Rockdale City Council waived the fees for 18 months and are now investigating other alternatives to support small business owners. Currently there is a decline in occupancy rate in the municipality. There is an increase in vacant shops on all the main street than ever before due to rent, high rates, fees. I propose council should strongly consider an option whereby waiving the current fees for 18 months and have a consultation process with the local business community and residents in evaluating the current policy fee structure and consider long term effects on small business and main street viability and employment growth if the current structure remains. The waiver on fees on furniture could be an important council policy to encourage shopping strip renewal in our municipality. I feel a trial period will certainly reveal this.</p>
SUB006	Sam Krayem Proprietor Post Cafe Marrickville	<p>Thankyou for the opportunity to make a submission in opposing the fees on outdoor furniture in the Marrickville Municipality.</p> <p>Neighbouring councils have been more proactive than Marrickville Council and is solving Main Street issues by giving small business an opportunity to grow with the community. A perfect example is Rockdale City Council. They waived the fees for 18 months and are currently looking at different options to support and encourage small business owners.</p> <p>Marrickville Council along with local businesses should unite to achieve cultural harmony and growth on the Main Street for many years to come with emphasis on the following key points: a) investment attraction b) sustainable tenancy occupancy rate c) increased footpath traffic flow d) a live night hub for residents e) tourism attraction f) a liveable, safe and accessible Main Street.</p> <p>If the current structure remains the long/short term effect on the Main Street will be negative.</p> <p>I propose council should strongly consider waiving the current fees for a period of 24 months. A review of this structure should occur on a yearly basis which should involve the small business owners who are affected.</p> <p>Lets hope Marrickville Council can encourage, support, and help develop small business on the Main Street.</p>

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SUB007	Fred Macri	<p><b>Re: 2006/2007 Draft Budget - Community Events</b> I am writing with reference to the above and to request that Council allocate funding for the Italian community under the Community Events Program.</p> <p>I will be forwarding a petition to Council which shows broad support for the inclusion of the Italian community in the Community Events Program. I ask that it be tabled at the Council meeting on 20 June and I urge Council to note the following points and re-consider its decision when adopting the Community Events Draft Budget for 2006/2007:</p> <ul style="list-style-type: none"> <li>• The Italian community is one of the oldest migrant communities in Marrickville along with the Greek community. Both communities settled in Marrickville during the wave of post war migration in the 50's. Since then they have been making a significant contribution to Australian society and indeed to the Marrickville community;</li> <li>• According to the ABS2001 Census, the Italian community is the sixth largest overseas born non English speaking community in the municipality with 956 residents. While I congratulate Council for acknowledging the presence of newer and emerging communities such as the African and Pacific Islander communities by including them in the Community Events Program, I believe funding for these communities should not be at the expense of older established communities. I note that these newer communities do not feature in the ABS2001 Census top 10 countries of birth table. In fact, the number of Fiji born residents listed is 455 and there are no African communities listed;</li> <li>• The Italian community is an aging community. Many Italians including myself have lived in Marrickville for over 40 years and I have also operated a business in Marrickville during this period. Italians in Australia have a high rate of home ownership and I along with many other Italians in Marrickville have been paying rates for nearly half a century, helping to make Marrickville a better community;</li> <li>• Like other migrant communities Italians came to Australia to give their children a better future. Italians are acknowledged as a model community and as one of the hardest working communities in Australia. They have made a significant contribution in all aspects of Australian society including the arts, law, medicine and politics. IN fact, we only have to look at the NSW State Parliament to see the high number of Italian background politicians. Here in Marrickville both the Member for Grayndler and the State Member for Marrickville are of Italian background.</li> </ul> <p>Finally, I fully appreciate that Council has limited resources and needs to prioritise and justify expenditure. However, justification based on a statistical cut off point denies the Italian community the acknowledgement it so much deserves and I request that Council reviews the eligibility criteria for this program.</p> <p>I trust that in making its decision Council not only looks at the number of Italian born residents living in Marrickville but also takes into account the significant contribution of their children who are still very much a part of the Marrickville community.</p>
SUB008	Ms Sue Leahy	<p><b>Aquatic Facilities - Support for a 50 metre pool at Enmore</b> I would like to voice my concern about the current plan for Marrickville's aquatic facilities which I believe is shortsighted, lacking in vision and inconsistent with the Council's stated policies and values for an active community.</p> <p>Marrickville needs a full-length swim facility to cater for the size and projected growth in the local population. Enmore pool is already so heavily patronised that for many hours of the day it is impossible to do anything but recreational swimming. How can reducing the size of the pool meet our long-term needs?</p> <p>Only a full-length pool can provide the appropriate infrastructure to support a strong swimming community, which has to include recreational users, swim schools, children's squads, school swim events, physical health e.g. injury therapy/prevention and fitness. A 25 metre pool will never cater to all of these needs. As a result, Marrickville residents are being asked to continue making endless trips across Parramatta Road and other arterial routes where transport is difficult and undertaken often in peak hours, adding to congestion etc. This is not a good vision for our community.</p> <p>We have over twenty local schools in the Marrickville area. This year at my children's</p>

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		<p>school it cost \$25 per child to attend the school swimming carnival as a result of having to travel out of area. There are many families, particularly with two or three or more children for whom this is prohibitive.</p> <p>In previous years the school has used Petersham Pool for this event, only to find students completely overcome when faced with a full-length pool against their peers in district competition and struggling to swim a full length.</p> <p>A local facility catering to the broad needs of all would provide more in social capital than any potential saving in operating costs from a smaller pool. Local school, family, transport and other networks would support wide use of the facility, with benefits in health, fitness, social participation and well-being.</p> <p>Where is the rationale for this decision or the assessment of community needs on which it is based? I am happy to support a 3.5% increase in rates over the next 15 years if we are to build facilities that will meet our needs over this time. However this decision appears to be an expensive waste that in all likelihood will need to be revisited over the life of the current approved levy.</p> <p>Please reconsider. We need to get such an important community decision right the first time.</p>

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**FEEDBACK FROM PUBLIC MEETINGS**

<b>CITIZEN PANEL INFORMATION SESSION</b> <b>12 pm, Wednesday 3 May 2006</b> <b>Function Room, Level 3 Administration Centre, 2-14 Fisher Street, Petersham</b> <b>Attendees - 9 members of the Citizen Panel</b>	
<b>Comment</b>	<b>Response</b>
Given the plans for Marrickville Library, is anything happening to enhance the library at Stanmore?	Information about the redevelopment process, including noting that there will be provision for significant public consultation, was provided at the meeting. Beautification works to the surrounds of the Stanmore Library is scheduled to take place in 2006/2007.
Railway Terrace in Lewisham needs footpath work as there are uneven footpath surfaces. It is not known why there was not an extension of works from Victoria Street. The truck rat run is also a problem in this street.	Specific issue will be referred to the relevant Manager for attention.
What plans are there to address disability access to railway stations.	It was explained at the meeting that Council continues to undertake lobbying action to remove impediments to access at railway stations in the LGA.
What is the ability of Council to influence other levels of Government to protect residents from increased movement of goods on the freight line from the proposed expansion of Port Botany. Would Council consider/be required to share the costs of noise walls.	Council's strategies and activities relating to the movement of freight through the LGA were explained at the meeting. A copy of a brochure distributed by Council to residents adjacent to the freight line that explains the impact of extra freight movement and Marrickville Council's response, was also provided to the attendee.
What is Council doing to improve the condition of sports fields, particularly those along the Cooks River (Steel Park, Henson Park, Mackie Park etc.). Sporting fields are neglected and there are safety issues for the children using them.	Attention was drawn to activities and programs under Strategy 3.2.1, including a program for enhancement of sporting facilities and establishment of a user feedback mechanism. Specific issue about parks along the Cooks River will be referred to the relevant Manager for attention within the context of Strategy 3.2.1.
Would it be possible to provide a visual graphic detailing the timeline and proposed expenditure for the programs/activities in the Strategic Plan.	It is not feasible to provide a graphic relating to all of the programs/activities in the Strategic Plan due to the large number of these programs/activities. Council would be pleased to provide further information concerning specific programs/activities upon request. Information about the major projects has been, and will continue to be, provided on a regular basis to LGA citizens.
Would it be possible for Council to do more to communicate the options for rubbish removal and removal/recycling/re-use of old goods	Current mechanisms to provide information on rubbish removal were explained. Feedback will be forwarded to the relevant Manager for information in the context of Strategies 3.6.1 and 3.6.2.
What is Council's position on medium density/high density development?	Some of the issues associated with medium density/high density development were discussed at the meeting with reference to Council's current development of an Urban Strategy.
What happens to the recycling collected by Council?	Information about Council's recycling program was provided after the information session

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**PUBLIC MEETING  
6 pm, Wednesday 10 May 2006  
Function Room, Level 3 Administration Centre, 2-14 Fisher Street, Petersham**

**Attendees: 3**

<b>Comment</b>	<b>Response</b>
What will be the height of the new Civic Centre development?	Advice about the proposed development was provided at the meeting.
How will the Civic Centre development impact on the branch libraries, particularly Dulwich Hill?	The process for progressing the proposed development was outlined, noting that extensive public consultation about the development is yet to be undertaken. Advice was also provided that there is likely to be a review of the branch libraries down the track to make sure that they are providing an appropriate and effective service in the context of total library services.
Will premises be sold to fund the new library and civic centre? Libraries should remain decentralised. The new development will cause pollution during construction and have a negative noise impact. Will rates be increased to fund the new development? Housing affordability is an issue. Would like to see "bohemian scruffiness retained". Old people are "not interested in whiz bang things". There should be maps advising transport options in the area.	The funding model underpinning the new development was explained. The proposed development is not being funded by a rate rise. An explanation was also made of Council's ongoing efforts to achieve a good balance in development within the LGA. The role of the Transport Officer was also explained.
Bicycle use should be promoted.	Council strategies to promote bicycle use were explained including the development of a new bike plan.
Are there plans for Marrickville Oval? There is a problem area behind the grandstand and the oval amenity could be generally improved.	It was explained that Council has a staged program of improvements to parks and sports grounds planned over the next few years. Specific issues with certain grounds should, however, be brought to the attention of Council.
The Council's website should be promoted more.	This will be considered as part of ongoing promotional activities.
Did Council check to see what other Council's are doing - i.e., for good ideas and initiatives from other Councils.	It was explained that Council has an ongoing policy of benchmarking performance and drawing on good initiatives for adaptation as appropriate to Marrickville. Council also works collaboratively with other Councils on a number of projects (e.g., the Watershed, the Newtown Entertainment Precinct and SSROC projects).
There are cracked tiles in Enmore Pool. Development of the pools will take up more space.	Enmore Pool will be closed for one week during the July school holidays to carry out annual maintenance. Any cracked pool tiles will be repaired at that time. Advice was provided at the time that development of the pools will take up less space.
Was the proposal to build a 50 metre pool rejected?	The proposed development of the pools was explained including the nature and extent of public consultation underpinning the proposed development.
Citizen spoke about a specific building in the area that she believed to be Council-owned and expressed concern that the building would not be preserved as a heritage building.	It was explained that the building referred to by the citizen does not belong to Council. It was also explained that Council intends to retain and promote other buildings that it owns that have heritage significance.
What are Council's plans for the future of industrial areas that have historical significance?	The development of the Urban Strategy was explained. The State Government's Metro Strategy was also explained. The goal is to achieve a balanced response to a range of pressures. This has been seen already by the retention of some industrial areas and the sensitive redevelopment of other (e.g., the redevelopment of the Silos building).

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<b>PUBLIC MEETING</b> <b>10.00 am, Saturday 20 May 2006</b> <b>Herb Greedy Hall, 79 Petersham Road, Marrickville</b>  <b>Attendees: 6</b>	
Comment	Response
Marrickville is not a centre for the arts*	Opinion point. Council will be developing a Cultural Plan that will include mapping of arts industries and activities within the LGA.
The Dulwich High School of Visual Arts and Design is a good start for building arts in the area	Dulwich High School of Visual Arts and Design is independent of Council operations. Important parts of the LGA's cultural landscape, however, will be included in the map of existing arts and cultural industries developed to inform Council's Cultural Plan to be developed in the 2006-2007 financial year (Ref KAA 2: A Creative, Learning and Diverse Marrickville).
Do the pools really need to be replaced?*	It was explained that both pools were constructed in the 1960s and consultant advice has indicated that both pools have a maximum structural life of 10 years although major surface repairs would be needed within the next 2-4 years.
Why is a 50 metre pool not being built as schools use 50 metre pools?	It was explained that consultant advice and public consultation had indicated that the greatest need in the area was for mixed use facilities, that there are a few 50 metre pools located near to the LGA .
Why is total expenditure much higher this year than last year?*	It was explained that total operating budget is comparable to the total operating budget for the 2005-2006 financial year.
The public notice about public exhibition of the draft plans was not reader friendly (including the use of Latin terms in relation to the financial information that many people may not understand). DA advertisements are not user-friendly.*	This comment was noted for consideration in the preparation of future notices.
Is the rate increase going to be applied to staff wages?*	It was explained that the rate increase will cover a range of increased costs including salary costs, CPI and petrol costs.
Is staff turnover 12%?*	It was explained that turnover is lower than this (about 10.1%) which compares well with other Councils.
Why do Arts Officers keep leaving Council?*	It was explained that Arts Officers commence and leave the position for a variety of reasons, many of which are personal.
Council is not competent to contribute to the development of arts in the area.*	Opinion.
The history program is only open to the public for limited hours and proves inaccessible for many people, particularly people who work full time.*	The History Centre is open to the public on Tuesdays. Appointments can be made to attend the History Centre outside of the public hours. Longer hours of general public access are offered during weeks such as Heritage Week and History Week. People who are engaged in specific projects can make arrangements for access. General local history resources are obtainable at all libraries, including copies of the Marrickville history books and access to the historical photographic database can be made through Council's website. Enquiries are also answered by email/telephone.
There is insufficient monitoring of business compliance with consent conditions and this creates hardships for residents, particularly in mixed use streets such as Cook Road and Smith Street, Marrickville. In these streets, consent conditions and parking conditions are not complied with by businesses. In addition, planning controls do not ensure that	The comments have been brought to the attention of the Manager, Monitoring Services. The comments have also been forwarded to the Manager, Planning Services for consideration within the context of the Urban Strategy.

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parking sufficiency and the impact of certain developments and activities on local residents are matters that are dealt with at an early stage.	
Why should there be a community event for the African community?*	It was explained that the African community is one of the emerging communities within the LGA.
What does access mean as used in the "Access Awareness Campaign"?*	It was explained that the "Access Awareness Campaign" is part of Council's ongoing work to facilitate and promote the inclusion of all members of the community removing physical and other impediments to participation for people with a disability or elderly people etc.
What costs will be associated with new events proposed?	The costs associated with the new events were explained with reference to the draft Resources Plan.
Art in the Park was only open for two hours. What resources were applied to that event?	The event was open from 11am until 4pm. The cost of the event was \$4000 which included fees to artists, curators, materials, publicity and promotion.
Bruce Street, Marrickville and Nicholson Street, Tempe have not been receiving <i>Marrickville Matters</i> .	Noted. This matter will be referred to the relevant Manager as a specific issue within an ongoing program.
What is the role of the Transport Officer? It is difficult getting across the LGA by public transport.	The role of the Transport Officer was explained and it was noted that, as part of the development of the Urban Strategy, an Integrated Transport Plan is currently being developed.
What is the plan for the present Administration Centre when the new Civic Centre is built?	It was explained that it is envisaged that the Administration Centre will be sold. The adjacent car park will be retained as Council property.
What are the plans for the Cooks River?	Council activities relating to the Cooks River were briefly listed noting that the health, or otherwise, of the Cooks River reflects the activities and programs of a number of Councils.
Will the old hospital building be retained when the new Civic Centre is built?	The proposed development of the Civic Centre was explained noting buildings that will be retained.

Note: Comments and questions marked with an "\*" were all from a single attendee.

***GM 42 - FINAL ADOPTION OF AMENDMENT 1 TO THE  
MARRICKVILLE SECTION 94 CONTRIBUTIONS PLAN 2004  
For Decision***

File Ref: 1931

**General Manager reports:**

**Synopsis**

This report seeks Council's final adoption of Amendment 1 to the Marrickville Section 94 Contributions Plan 2004. The draft plan was placed on public exhibition between 24 April 2006 and 5 June 2006. No formal submission was received. An email was received within the public exhibition period sent by a representative of the "Cooks River to Iron Cove GreenWay Committee", identifying funding issues, and indicating that a formal submission would be made but did not result in a formal submission. It is recommended that Council adopt the publicly exhibited Amendment 1 to the Marrickville Section 94 Contributions Plan 2004, subject to minor amendments, and that notice of Council's decision be placed in all local newspapers.

**Background**

At its meeting held on 4 April 2006 (Item PS 7, 03/06), Council considered a report to place Draft Amendment 1 to the Marrickville Section 94 Contributions Plan 2004 on public exhibition. The matter was deferred pending a Councillors' Conference. A Conference was held on 11 April 2006. The report was considered at Council's Meeting of 18 April, 2006 at which Council resolved to place the plan on public exhibition (Item PS 7, 03/06). A copy of the report, Council resolution, and the Draft Plan are attached.

The Draft Plan was publicly exhibited between 24 April 2006 and 5 June 2006. Notice of the exhibition was placed in the Inner West Courier, and exhibition information kits provided on Council's web site, and at all Council libraries.

No formal submission was received in respect of the Draft Plan. The plan was informally commented on through an email to Council Officers by Bruce Ashley from the "Cooks River to Iron Cove GreenWay Committee". The details of, and response to these comments are addressed in the "Discussion" section of this report.

**Discussion**

**Changes to the wording of the Planning Agreement Provisions**

A change is proposed to section 5.4 "Planning Agreements" in the plan. The current text reads:

*"Planning agreements are most suited to rezonings and large scale developments. Applicants can seek to use a Planning agreement as a sole form of contribution or to use a Planning agreement to provide additional public facilities beyond the existing section 94 plan".*

The proposed change is made as a result of comments made by Councillors at the Conference before the public exhibition of the plan, who sought stronger emphasis on the suitability of planning agreements to rezonings, than to development applications. The proposed change in text reads:

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*“Planning agreements are most suited to rezonings. In some instances it may be appropriate to use planning agreements for large scale developments that have longer time frames, are likely to be developed in stages, and in situations where the developer has a key interest in delivering public infrastructure.”*

**Response to the informal comments made by the “Cooks River to Iron Cove GreenWay Committee”**

***Comments***

An email was received by Council officers on 26 May 2006 from Mr. Bruce Ashley, a representative of the “Cooks River to Iron Cove GreenWay Committee”.

In the email, Mr. Ashley pointed out that the Greenway Corridor is a major Council Project, which is the subject of initial State Government and Council funding. Mr. Ashley believes that the project should be treated similarly to the Cooks River Cycleway and be subject of section 94 funding.

**Response**

In responding to these comments, it is acknowledged that the Greenway Corridor is an important project of Council, and Councillors and Council staff have been proactive in recent months in assisting Mr. Ashley’s committee in advancing a strategic framework for the future capital works within the corridor. Council’s Transport Planner is currently preparing a brief for an external consultant to prepare a new strategic corridor, which should be available for comment and further discussion with the committee in upcoming months. Once a more detailed plan of future capital works and funding is prepared, Council should then be in a position to consider the inclusion of a budgeting allocation through an amendment to the works program of the Marrickville Section 94 Contributions Plan 2004. It is therefore considered that an amendment to the current Section 94 Contributions Plan 2004 is not justified at this stage.

**Statutory Requirements for finalising the Draft Plan**

The Environmental Planning and Assessment Regulation 2000 prescribes the procedures for the preparation of, content, and approval of a Section 94 Contributions Plan.

Section 31 of the Regulation requires that, following the approval of a contributions plan, councils must give notice of a decision in a local newspaper within 28 days after the decision is made. It is also prescribed that the contributions plan comes into effect on the date of that public notice, or on a later date specified in that notice.

It is therefore recommended that, following the adoption of Amendment 1 to the Marrickville Section 94 Contributions Plan 2004, the above requirement for advertisement of Council’s decision is carried out.

In terms of the relevance of the new plan on development assessment, all development applications received after the commencement date of the Plan will be the subject of the new amended

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contributions plan, whilst all applications received up until that date will be the subject of the current contributions plan.

**Improved Section 94 Contributions Plan**

As previously reported to Council, an important part of the Section 94 Plan review process has been changes to the Open Space, Parks Infrastructure & Sports Facilities Works Program and changes required because of the recent changes to the Environmental Planning and Assessment Amendment (Development Contributions) Act 2005, which formalised Planning Agreements.

It has previously been agreed by the Section 94 Steering Committee that it continue to meet on a quarterly basis to review and act upon any emerging development/demographic trends, and contributions received, in order to provide a more informed input to Council's annual budgetary planning cycles.

**Conclusion**

The review of Council's 2004 Contributions Plan has provided an important opportunity to update Council's Section 94 Contributions Plan in response to recent changes made to the Environmental Planning and Assessment Amendment (Development Contributions) Act 2005. The new Contribution Plan 2004 is now a relevant and up-to-date planning and funding mechanism for the embellishment and improvement of a wide range of Council's public infrastructure.

**RECOMMENDATION:**

**THAT :**

1. Council adopt Amendment 1 to the Marrickville Section 94 Contributions Plan 2004, as publicly exhibited between 24 April 2006 and 5 June 2006, and included in Attachment 1 to this report, and including the minor amendments to Sections 5.4 related to planning agreements; and
2. Council officers organise the public notice of this decision in accordance with the requirements of the Environmental Planning and Assessment Regulation 2000.

**ATTACHMENTS: Total 68 pages**

Attachment 1 - Report to Council's Development & Environmental Services Committee Meeting of 4 June 2006 (Item PS 7, 03/06 - Proposed Public Exhibition of Draft Amendment No. 1 to the Marrickville Section 94 Contributions Plan 2004). 6 pages

Attachment 2 - Council resolution of 18 April 2006 (Item PS 7, 03/06). 1 page

Attachment 3 - Draft Marrickville Section 94 Contributions Plan 2004 – Amendment 1 (including minor changes). 61 pages

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File Ref: 1931

**Director, Development & Environmental Services reports:**

**Synopsis**

This report seeks Council's endorsement to publicly exhibit Draft Amendment No. 1 to the Marrickville Section 94 Contributions Plan 2004. The review of the current Marrickville Contributions Plan 2004 has been managed by a Steering Committee, comprising Council's Senior Staff and key officers. The review was considered necessary in light of changes to the Open Space, Parks Infrastructure and Sports Facilities Works Program since the introduction of the 2004 Plan, and the recent changes to the Environmental Planning and Assessment Amendment (Development Contributions) Act 2005, which formalised Planning Agreements. It is recommended that Council receive and note this report and endorse the public exhibition of the Draft Amendment No. 1 to the Marrickville Section 94 Contributions Plan 2004.

**Background**

A Steering Committee, comprising Council's Senior Staff and key officers, has been managing the review of the current Marrickville Contributions Plan 2004. The review was considered necessary in light of changes to the Open Space, Parks Infrastructure and Sports Facilities Works Program following the reconciliation of the open space works schedule for the Section 94 Contributions Plan 1996 and the move of funding and proposed works into the current Section 94 Contributions Plan 2004. The review was also necessary because of recent changes made to the Environmental Planning and Assessment Amendment (Development Contributions) Act 2005, which formalised Planning Agreements.

Please refer to ATTACHMENT 1 for a copy of the Marrickville Section 94 Contributions Plan 2004 including Draft Amendment No. 1.

**Discussion**

As a result of the reconciliation and changes to the Environment Planning and Assessment Amendment (Development Contributions) Regulation 2005, two (2) changes have become necessary to the current Section 94 Contributions Plan 2004. The changes are the introduction of Planning Agreements and changes to the Open Space Works Schedule. There have also been other minor changes as discussed later in this report.

**Details of the Changes to the Marrickville Contributions Plan 2004**

**Planning Agreements, Dedication of Land and Provision of Works in Kind (Material Public Benefits)**

The Environment Planning and Assessment Amendment (Development Contributions) Regulation 2005 prescribes the procedures for the planning agreement. Though Marrickville Council does not

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receive many requests for voluntary planning agreements, there is still a need to incorporate this option in the plan to formalise it. A planning agreement is a contractual agreement between council and the developer under which the developer agrees to make development contributions towards a public purpose. The planning agreement can be monetary contributions, the dedication of land free of cost, any other material public benefit, or any combination of them, to be used for or applied towards a public purpose. The provision of a planning agreement is not invalid by reason only that there is no connection between the development and the object of expenditure of any money required to be paid under the agreement.

The existing plan includes the dedication of land and provision of works in kind (material public benefits) as a form of payment in lieu of partial or full contribution required for the development under the monetary contribution authorised by the Plan. Where the value of the land or works to be provided is less than the amount of the financial contribution, the difference is to be made up by a monetary payment by the applicant.

The changes to the plan provide for basic definition, administrative procedures etc. related to planning agreements. The use of planning agreement for affordable housing has not formed a part of this review. The Local Government Housing Initiatives Program (LGHIP) Inner East Project of which Marrickville Council is a member, has engaged a consultant (Lindsay Taylor) to prepare best practice notes on the use of planning agreements for affordable housing. These notes are not available at this stage. The Department of Planning (DOP) has also recently informed Council officers that the Premier of NSW is likely to make an announcement on new legislation for affordable housing planning controls. A further report on these new affordable housing options will be submitted to Council following announcement by the Premier.

Planning Agreements will be most suited to rezonings although these opportunities are likely to be reduced in upcoming years as a result of the Department of Planning's recent direction to councils to minimise the number of spot rezonings in order to focus on the Local Environmental Plan (LEP) Template process. Voluntary planning agreements are also likely to be particularly useful for large scale developments and in situations where the developer has a key interest in delivering public infrastructure.

In terms of development applications, developers can still seek to use a Planning Agreement as a sole form of contribution, or to use a Planning Agreement to provide additional public facilities. However, it should be noted that developers seeking to enter into a Planning Agreement for contributions beyond the existing section 94 plan are likely to expect some form of additional floor space on development yield incentive. In these instances, Council will need to weigh up the planning merits of any such proposal.

Schedule 3: Open Space, Parks Infrastructure and Sports Facilities Works Program and Sub Area Map

The following documents were presented to the Section 94 Steering Committee for approval in January 2006 and later in March 2006:

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- (a) Reconciliation of Section 94 Contributions Plan 1996 (1996 Plan) - Open Space Works Schedule
- (b) Draft of an amended open space works schedule for the current 2004 Plan
- (c) Draft Resources Plan Section 94 Open Space Works Budget for 2006/2007

*(a) Reconciliation of Section 94 Contributions Plan 1996 - Open Space Works Schedule*

A reconciliation of the open space works schedule for the Section 94 Contributions Plan 1996 was undertaken as part of Council's procedure to finalise the 1996 plan and move the funding and proposed works into the current Section 94 Plan (Section 94 Contributions Plan 2004) framework. Financial records were matched with works undertaken and referenced back to works proposed in the works schedule. In summary, a total of \$11,625,365 was originally estimated as the cost of proposed works in the open space works schedule of the Section 94 Contributions Plan 1996. A total expenditure of \$13,567,885 was recorded for open space works under the 1996 plan, up to 30 June 2005.

*(b) Amendment to Section 94 Contributions Plan 2004 - Amended Open Space Works Schedule.*

A proposed amended open space works schedule was prepared for the 2004 plan to reflect Council's current requirements. The proposed changes update the works schedule to reflect new Council initiatives such as aquatic play facilities, public art in parks and to correct omissions in the current document.

*(c) Preparation of a Draft Resources Plan S.94 Open Space Works Budget for 2006 / 2007*

Following the reconciliation of the 1996 Plan open space works schedule, the current uncommitted open space collection balance was calculated, and a Draft Resources Plan S.94 Open Space Works Budget for 2006/2007 and the following 2 years was prepared for both the "Parks and Reserves Section" and "Communication and Cultural Services Section Public Art in Parks Program". In summary the following works are proposed for 2006 / 2007:

i. Parks and Reserves

- Park Improvement Program (General park embellishment works): 9 projects for a total of \$342,000.
- Playground Program (softfall installation, new play centres and upgrading and embellishment of sporting facilities) - \$352,500.
- Infrastructure Renewal Program: a total of \$192,000 for: park pathways, park assets maintenance, repairs and improvements, and furniture, signage and toilets.
- Trees Program (implementation of street tree masterplan and resident tree program) - \$45,000.

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- Tempe Lands Embellishment (provision of sealed paths on slopes, stabilisation of rockwalling and improved surface drainage) - \$340,000.

ii. Communication and Cultural Services

- Design work for a series of three distinctive, site responsible, one off, idiosyncratic and functional benches and seats in Petersham Park, Camdenville Park and Marrickville Park - \$10,000.
- Engagement of an artist to develop a sculpture for Miss Haversham in Camperdown Memorial Rest Park - \$60,000.
- Public art consultant to identify opportunities to develop an integrated art and landscape temporary exhibition site in Petersham Park - \$8,500.
- Public art consultant to identify opportunities to develop an integrated art installation for Enmore Park which is currently under a Masterplan Review - \$8,500.
- Public art consultant to assess the condition and appropriateness of the existing art work in the Francis Street playground - \$3,000.
- Public art consultant to identify opportunities for integrated art and landscape permanent artwork in Marrickville Park - \$8,500.
- Works to repair an existing mosaic mural in Louisa Lawson Reserve - \$25,000.

Other Changes

(a) Type of dwellings

- There has been a change to the “Summary of Contributions” table. The change is necessary to resolve the conflicting definition of the size of dwellings. The current plan has small, medium and large dwellings defined by number of bedrooms and by size of dwelling (floor space). The change has enabled the size of dwelling (gross floor area) to be used for contributions purpose, consistent with the 1996 Plan. There has also been a change of word from “space” to “area” in the definition of medium and large dwellings. The gross floor area definition has been made consistent with the Marrickville Local Environmental Plan 2001.

(b) Other Minor Administrative Changes

Some administrative changes have been done to the plan which include the replacement of maps with the correct logo, reference to the “Council’s Management Plan”, reference to “Recreation Strategic Plan” etc. Other changes include clarification of Section 96 applications in the “Transitional Provisions”.

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(c) Proposed Changes to the Section 94 Legislation

The State Government has proposed changes to the Section 94 system. These changes do not impact directly upon Marrickville Council at this stage but may have implications for the Parramatta Road Corridor if it is approved as a special contributions area. The proposed changes are designed to allow the Minister for Planning to levy, or direct consent authorities to levy 'special infrastructure contributions' in areas deemed to be 'special contributions areas'. The Environmental Planning and Assessment Amendment Bill 2006 provides for the first of these special contributions areas to include the north-west and south-west growth centres, which include approximately 170,000 homes to be built over the next 25 years. The NSW Government has decided that 75 per cent of the cost of infrastructure in these areas would be funded through development contributions. This will allow important infrastructure to be supplied before, or at the same time, as new residents move into the growth centres. The proposed law once enacted will enable the NSW Government to implement this policy decision.

**Public Exhibition of the Amended Plan**

The Environmental Planning and Assessment Regulations 2000 require that a draft contributions plan must be publicly exhibited for a period of at least 28 days. Any submissions received in respect of the public exhibition of the draft contributions plan must be reported back to Council. Following any Council adoption of the Plan, the Regulations specify that public notice of this decision must be given in a local newspaper within 28 days after the decision is made. The new contributions plan then comes into effect on the date of this public notice, or on a later date specified in that notice.

**Summary of Changes\***

<b>Change in Section 94 Contributions Plan 2004</b>	<b>Page Reference</b>
(a) Summary of Contributions	Page i
(b) Introduction	Page 1
(c) Section 1.2 Terms used in this Plan	Page 1
(d) Section 5.4 Planning Agreements	Pages 27-28
(e) Section 5.4.1 Dedication of Land	Page 28
(f) Section 5.4.2 Provision of Works in Kind (Material Public Benefits)	Page 29
(g) Schedule 3: Open Space, Parks Infrastructure and Sports Facilities Works Program and Sub Area Map	Pages 36-48

\* Minor administrative changes made throughout the document not included.

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**Conclusion**

A reconciliation of the open space works schedule for the Section 94 Contributions Plan 1996 was undertaken as part of Council's procedure to finalise the 1996 plan and move the funding and proposed works into the current Section 94 Plan. The review has also provided an important opportunity to update Council's Section 94 system in response to recent changes made to the Environmental Planning and Assessment Amendment (Development Contributions) Act 2005. The new Contribution Plan 2004 is now a relevant and up-to-date planning and funding mechanism for the embellishment and improvement of a wide range of Council's public infrastructure.

**RECOMMENDATION:**

**THAT** Council:

1. receive and note the report;
2. endorse the public exhibition of the updated Draft Marrickville Section 94 Contributions Plan 2004, as provided in Attachment 1 of this report; and
3. a further report be submitted back to Council following the public exhibition of the Draft Plan.

**ATTACHMENTS: Total 67 Pages**

1. Draft Marrickville Section 94 Contributions Plan 2004 – Amendment 1.

**GM 42 - ATTACHMENT 2 - FINAL ADOPTION OF AMENDMENT 1  
TO THE MARRICKVILLE SECTION 94 CONTRIBUTIONS PLAN 2004**

*(From Development & Environmental Services Committee Meeting 03/06)*

*For Decision*

**DEVELOPMENT & ENVIRONMENTAL SERVICES**

**PLANNING SERVICES MATTERS**

PS 7      **PROPOSED PUBLIC EXHIBITION OF DRAFT AMENDMENT  
NO.1 TO THE MARRICKVILLE SECTION 94 CONTRIBUTIONS  
PLAN**

File Ref:    1931

**5308**      **RESOLVED:** On the Motion of Councillor S Byrne, seconded by Councillor Thanos,  
**THAT** the Recommendation of the Development and Environmental Services  
Committee as appearing on page 31 of the Business Paper be **ADOPTED**.

**For Motion:**                      Unanimous  
**Absent:**                              Councillor Iskandar

***GM 43 - NOTICE OF RESCISSION BY IKEA OF CONTRACT FOR  
SALE BY COUNCIL OF 614 PRINCES HIGHWAY, TEMPE TO IKEA  
For Decision***

File Ref: 4577-03

**General Manager reports:**

**Synopsis**

Report advising Council of the receipt of a Notice of Rescission by IKEA of the contract for the sale of 614 Princes Highway, Tempe to IKEA. IKEA's right to rescind and related legal issues in relation to the contract are currently the subject of correspondence between Council's lawyers and IKEA's lawyers. A detailed chronology in relation to Council's actions to meet its contractual obligations over the last two years, including dealings with IKEA, is currently being prepared in support of Council's position in resolving those issues. That chronology will be provided to Councillors when available. This report provides summary information in relation to the contract with IKEA and Council's actions in meeting its contractual obligations. It is recommended that the report be received and noted and that a further report be presented to Council in relation to sale of the property.

**Background**

A selective Tender Process for the remediation and redevelopment of Tempe Lands commenced in November 2000 to test the market interest in a joint venture partnership. That process was terminated by Council in August 2002, at Council Meeting 7/02 (Item GM52), because the tender process failed to deliver Council's overall objectives for the site. At that meeting, Council resolved to decline to accept any tenders because none of the tenders satisfactorily met the selection criteria; enter into negotiations with any person (whether or not the person was a tenderer) with a view to entering into a contract; and enter a voluntary remediation proposal with the EPA by 31 October 2002 for the remediation of Tempe Lands.

A further report was presented to Council's Meeting 11/02 on 10 December 2002 (Item GM 98) on the outcomes from the extensive negotiations with a number of interested parties. The report noted that the outcome of the negotiations indicated that Council would be in a much better financial position by selling some 5.85 ha of land fronting Princes Highway; carry out minimum remediation works to satisfy the requirements of the EPA's remediation order; develop part of the land as a "container park" for the short to medium term; and develop large sections of the land for public recreation. It was further noted that for the proposed strategy to be effective, the land would need to be zoned to accommodate a range of uses including bulky goods/retail facilities, light industry and open space/recreation.

In relation to 614 Princes Highway, Tempe, the report advised of negotiations with IKEA which had previously (November 2001) made an offer to purchase the land (approximately 4.5 ha). The report advised of IKEA's continuing interest in purchasing the land, noting that IKEA had advised that it required an optimum land area of 5.5 ha, including the adjoining Salvation Army land of approximately 1.2 ha, and that it was currently negotiating the purchase of that land. It was also noted that IKEA had indicated that the Salvation Army may need some or all of their facilities to be located within the greater site leading to a possible increase in the required area.

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The report noted the amount of the IKEA offer and stated that it was conditional on a surveyor's advice on the correct area; the approval of IKEA's International Board of Directors; Development Approval for a new store of a specified size, with parking for a specified number of car spaces; and Council providing a site suitable for Bulky Goods Retail development in terms of contamination, water, power, levelled, compacted and ready to build. The report noted that any future sale contract would need to be worked out following Council's decision to proceed with the sale.

Council made a number of resolutions arising from the report, including in relation to 614 Princes Highway, Tempe, to "sell some 5.85 hectares of Council Owned Land to a particular number of interested persons" (which includes that property); remediate the land offered for sale; execute the transfer documents for the sale of land under seal; and recommence the rezoning process, including zoning the land from Princes Highway to Swamp Road to permit bulky goods retail use, and the balance of the land to 4(b) Industrial Land and 6(a) Open Space as appropriate.

**Discussion**

Summary information is provided below in relation to the contract for sale of 614 Princes Highway, Tempe to IKEA and Council's actions to achieve its obligations under the contract:

1. Contract for Sale of Land to IKEA

Subsequent to Council's resolution, further negotiations were undertaken with IKEA and Council entered into a contract for sale of 614 Princes Highway, Tempe to IKEA on 17 March 2004. Under the contract, IKEA paid a 30% deposit in relation to the sale.

In summary, the contract provides that completion of the contract is conditional on:

- i) the issue of a Certificate of Validation (meaning a Site Audit Statement that Council's Remediation Works have been undertaken in accordance with the Voluntary Remediation Agreement and that no further remediation is necessary before the land is suitable for commercial use);
- ii) Registration of the Plan of Subdivision of the land;
- iii) rezoning of the land;
- iv) the exchange of unconditional contracts or the contract for the acquisition of Additional Land by the Purchaser becoming unconditional (being land adjoining the site including land held by the Salvation Army as determined by the purchaser);
- v) granting of Development Consent (for the development and construction of an IKEA bulky goods retail and associated use facility on the land, and perhaps also the Additional Land, with an area of a specified floor space and car parking for a specified number of vehicles).

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Under the contract, IKEA is also required to diligently prepare the Development Application.

The contract sets out certain requirements in relation to each of those conditions and provides for a Sunset Date for compliance with each of those conditions at which IKEA or Council may rescind the contract (either party in relation to i), ii) and iii) and IKEA only in relation to iv) and v). The contract also provides that IKEA can rescind the contract if Development Consent was granted with what IKEA considered to be unreasonable or unreasonably onerous and unfavourable conditions or conditions that affect the intended use. The contract defines reasonable conditions relating to minimum hours of trade and loading; the s94 contribution payable; and minimum floor space and minimum number of associated car parking spaces.

The Sunset Date provided for under the contract is 23 months after the date of the contract, being 17 February 2006, with provision for an extension by IKEA of 3 months to 17 May 2006, being the Completion Date. Different consequences attach to the Rescission by either party in terms of refund of the whole or part of the deposit and interest, depending on the basis upon which the rescission right is claimed.

2. Remediation of 614 Princes Highway, Tempe

In 2003 Council signed a Voluntary Remediation Agreement (VRA) with the Environment Protection Authority for the remediation of the leachate being generated from the buried waste in Council's "Tempe Lands" holdings. The VRA was intended to address the leachate generated by the waste material buried at the site when it was Tempe Tip, which was considered by the EPA to pose a significant risk of harm to the Alexandra Canal. The objective for the remediation was to ensure that the water quality of Alexandra Canal is not adversely affected by the leachate originating from the site.

Council provided the EPA with a Voluntary Remediation Proposal which described the work to be done in order to remediate Tempe Lands. The key features of the remediation works were:

1. the construction of a "leachate cut-off wall" along three sides of the site in order to prevent leachate entering Alexandra Canal,
2. the construction of a leachate collection system comprising subsoil drains and pumps to collect the leachate and convey it to an on-site treatment plant, and
3. the construction of a leachate treatment plant which is currently undergoing commissioning.

These works were undertaken and the EPA's Environmental Auditor, Environ Australia, Pty Ltd, issued a Site Audit Statement in respect of these works in September 2005.

In order for particular parcels, including 614 Princes Highway, to be used for Commercial/ industrial purposes they were subject to a Remedial Action Plan (RAP) in accordance with Council's DCP 29. This RAP was also reviewed by the EPA's Auditor. The ensuing remediation works, which comprised capping with virgin excavated natural material (venm) material, were completed in 2005. Following this Council's geotechnical consultants, Coffey Geosciences, validated the remediation works in their report of 10 May 2006. This validation report was audited by the EPA's site auditor who issued a Site Audit Report, including a Site

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Audit Statement, on 11 May 2006. The Site Audit Statement declares that the lot intended for sale to IKEA and the adjoining lot at the rear of the Ateco property are both suitable for Commercial/ Industrial purposes subject to the conditions contained therein.

On 16 May 2006, the Site Audit Report of Environ, which refers to previous site audit reports of November 2001, August 2004 and September 2005, together with a Site Audit Statement under the Contaminated Land Management Act 1997, were provided to IKEA to meet Council's obligations in relation to the Validation Certificate.

3. Subdivision of Land

As Council is aware, there have been numerous dealings with the State Government for many years on road proposals affecting Tempe/Tempe. Both the RTA and the Department of Planning have provided informal and written, and sometimes conflicting, advice to Council between 1996 and 2005 regarding proposals within the F5/M5 and F6 corridors, with particular reference to Council's Tempe Lands.

In that regard, a letter from the RTA to Council dated 25 August 2003 confirmed that the RTA did not object to Council's proposal to realign the SPIRE route to accommodate the IKEA redevelopment. The letter concluded that the RTA would complete a strategic design of the proposed realignment as soon as possible and submit a copy for incorporation into the Local Environmental Plan for the area.

That position was also confirmed in a meeting with DIPNR and Transport NSW representatives on 9 October 2003 and in a subsequent letter from DIPNR dated 14 November 2003 relating to Council's rezoning proposal for various parcels of Council land on the Princes Highway side of the SPIRE route which stated *"I understand that the RTA has agreed to an adjustment of the line of the SPIRE road to fully accommodate the development plan and this is reflected in the rezoning map Council has submitted."*

Council wrote to the RTA on 5 August 2005 requesting the RTA's written concurrence to a proposed subdivision plan showing the realignment of the SPIRE route to accommodate the subdivision and sale of part of Council's properties at the corner of Bellevue Street and the Princes Highway, Tempe.

The RTA responded by letter dated 6 October 2005 contradicting that previous advice by stating:

*"It would therefore be appropriate, I suggest, for Council to retain the broader corridor for the immediate future in order that the above studies be finalised. The RTA will consult with Council officers in this matter, and upon finalisation of the relevant studies, a review of the current corridor would then be possible".*

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Council wrote to the RTA on 14 October 2005 seeking an urgent meeting to achieve an immediate resolution to its request for the RTA's concurrence to the realignment of the SPIRE. That letter noted that the sale of Council's Princes Highway property was dependent on the adjustment of the SPIRE boundary.

That meeting was held on 31 October 2005 and was attended by the Mayor and Senior Staff, with an undertaking being given by RTA representatives to resolve the issue. Subsequently by letter dated 22 November 2005, the then Minister for Roads approved a revision of the boundaries of the F6 corridor to relocate the SPIRE route to facilitate the redevelopment and rezoning process, including subdivision of the land.

That decision enabled the subdivision of the land to be progressed with Council's Development and Environmental Services Committee considering the application to consolidate and subdivide Tempe Lands into eight allotments, at its Meeting on 6 March 2006 (Meeting 02/06 Item DA 19). The report noted that the subject land is partly zoned Light Industrial, partly zoned Open Space, partly zoned Local Open Space Reservation and partly zoned Arterial Road and Arterial Road Widening Reservation under Marrickville Local Environmental Plan No. 2001 (MLEP 2001) and that under Clause 65 of MLEP 2001 the concurrence of the Roads and Traffic Authority (RTA) is required for that part of the proposed subdivision which relates to the land zoned Arterial Road and Arterial Road Widening Reservation. It noted that the RTA has given its concurrence for the subdivision of three of the proposed allotments and refused concurrence for the remaining five allotments, and that consequently, consent cannot be granted for the creation of those five allotments.

The Committee adopted the Recommendation for the issue of a staged consent approving that part of the application relating to the three lots for which concurrence had been obtained, subject to the imposition of appropriate conditions, and refusing the remaining allotments in respect of which the RTA had refused concurrence.

Following that approval, Council met the Conditions of Subdivision, obtaining a Section 73 Compliance Certificate under the Sydney Water Act and took action with the Department of Lands to expedite Registration of the Plan of Subdivision to meet its obligations under the Contract for sale to IKEA. The Plan of Subdivision of the land was registered on 16 May 2006.

4. Billboard Licence Agreement

At the time of sale of the land to IKEA, there was a Billboard Licence Agreement between Council and Colohope Pty Ltd which had been assigned to Eye Corp Ltd. The contract provided that IKEA would not purchase the land subject to the existence of the Agreement.

Negotiations were undertaken with Eye Corp seeking a surrender of the licence and this was agreed to by letter dated 17 September 2004. A Deed of Surrender of Licence was entered into in November 2004.

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5. Actions in relation to the Rezoning of the Land and Development Application

Council initially resolved to commence a rezoning process of remnant county road reservation land at Tempe/Tempe at its meeting of 16 May, 2000 (Item PW 5, Meeting No. 04/00). As part of this process, Council commissioned planning consultants to prepare a Local Environmental Study (LES) to support the rezoning. At the Development and Environmental Services Committee of 3 April, 2001 (Item PS 6, Meeting No.03/01), Council resolved to support the findings of the LES and to proceed with the preparation of a new Local Environmental Plan to advance the rezoning of this land. The rezoning was delayed as a result of the then Planning NSW's opposition to an earlier redevelopment proposal for a commercial/office park complex arising through a tender process for Council's Tempe Lands properties.

Following Council's resolution at its 10 December, 2002 meeting, (Item GM 98, Meeting No. 11/02), further external planning consultants were commissioned to prepare an additional planning assessment to support a rezoning of the remnant county road reservation land at Tempe/Tempe, including a revised rezoning of Council's Tempe Lands properties, and a bulky goods retailing use at the corner of Prince Highway and Bellevue Street, Tempe, and a mix of other appropriate open space and industrial zonings. At its meeting of 19 August, 2003 (Item GM 62, Meeting No. 07/03), Council endorsed the public exhibition of a Draft Amendment to the Marrickville LEP, 2001 to rezone land at Tempe/Tempe in accordance with the recommendations of these further planning studies, including planning justification for allowing bulky goods retailing on Council's Princes Highway site and the immediately adjoining properties.

Following an exchange of contracts for the sale of Council's land at No. 614 Princes Highway at Tempe with IKEA in March, 2004, Council's normal practice was implemented to require a development application to accompany the proposed rezoning of Council's Tempe Lands properties.

That approach was considered necessary to meet the requirements of Planning NSW (letters dated 27 March 2003 and 14 November 2003), that the rezoning application needed to address matters such as site justification and alternative sites; the loss of industrially zoned land; impact on industrial and other land uses in the area; and regional network and local transport and traffic impacts of the development. In relation to the proposed rezoning of land for bulky goods, Planning NSW specifically noted the requirement for consultation with the RTA and the need to ensure traffic impacts can be dealt with and any access, loading and parking requirements can be met.

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SALE BY COUNCIL OF 614 PRINCES HIGHWAY, TEMPE TO IKEA  
For Decision***

At the DES Committee Meeting of 1 June, 2004 (Item PS 8, Meeting No. 04/04), and following written advice from the then Minister for Infrastructure and Planning (3 February 2004), Council resolved to proceed with a revised Draft Amendment to the Marrickville LEP, 2001, which involved a smaller portion of the initial Tempe/Tempe rezoning, in order to accommodate the State Government's proposed Tempe Industrial Route (SPIRE) and F6 road reservation corridor, enabling Council to proceed with the rezoning of those remnant portions of reservation land on the Princess Highway side of the SPIRE. This revised rezoning also included the proposal to permit bulky goods retailing as a permissible use at the corner of the Princes Highway and Bellevue Street, to facilitate the IKEA redevelopment proposal and the adjoining properties, being 632 Princes Highway, 602-606 Princes Highway, 618 Princes Highway and 5-7 Bellevue Street, Tempe.

Council progressed action to facilitate the rezoning application and IKEA's proposed Development Application through a number of meetings and correspondence with IKEA, the RTA, DIPNR and Sydney Airports Corporation (SACL). In particular, at the meeting with IKEA on 2 September 2004, Council outlined to IKEA the requirements and benefits of running the rezoning and DA concurrently, particularly to ensure sufficient detail of the proposal for public consultation process. Subsequent meetings and correspondence between Council and IKEA were on the basis of a combined DA/rezoning and Council also progressed the matter with DIPNR, RTA and SACL on that basis.

In November 2004, IKEA advised Council that the Development Application and Rezoning submission should be ready to submit in early February 2005.

In line with advice received from the RTA and DIPNR in June 2004, in late 2004 Council facilitated a Traffic Study in relation to the redevelopment of Tempe Lands, including the IKEA site, particularly the implications for traffic flow along the Princes Highway and the capacity of the intersection at Bellevue Street. The study was completed in November 2004 and was provided to IKEA and sent to the RTA for feedback in January 2005.

Council held a pre-DA meeting with IKEA on 10 February 2005 and outlined its requirements by letter dated 9 March 2005, including a recommendation to seek pre-DA advice from the RTA in relation to traffic implications, and SACL in relation to the height limitation requirements impacting on the site. That advice was reiterated in various meetings and correspondence with IKEA on the basis that the site is affected by a number of significant and complex planning issues which are best addressed at the pre-DA lodgement stage, rather than risking delays and the need to address complexities once a DA is submitted.

Subsequently the RTA required additional modelling of the traffic impacts of the IKEA proposal and advice was received by Council from the RTA in August stating that it had no objection to the proposed upgrading and required as a condition of rezoning and associated development, a pedestrian bridge and road closure of Terry Street at its intersection with the highway prior to occupation at full cost to IKEA. The RTA requirements were discussed at a meeting between Council and IKEA on 23 August 2005 and IKEA advised Council by letter dated 30 September 2005 that it was meeting with the RTA for a pre-DA in early October.

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In that letter, IKEA also advised Council that it was “totally committed” to the purchase and development of the site but expressed frustration in the investigation of various planning issues relating to its redevelopment proposal with the RTA and SACL and in the delay in receiving information from Council on the boundary adjustment (affected by the SPIRE realignment as previously outlined). IKEA stated that it intended to submit the DA by the end of October 2005.

There was further correspondence between IKEA and Council in late 2005, including advice from IKEA reiterating its difficulties in progressing the matter, including the need to conclude its negotiations with the Salvation Army in relation to the contract for purchase of the Additional Land and their agreement to the DA; and advising of the likely dates for submission of the DA.

On 31 January 2006, following a pre-lodgement check of the documentation, IKEA submitted certain DA/rezoning documents to Council and on 24 March 2006 Council received the balance of the documentation.

IKEA paid the required fee on 5 May 2006, which formally activated Council’s assessment procedures for the IKEA Tempe development application and rezoning. In accordance with Council’s advertising and notification policies, advertisements were placed in local newspapers and letters notifying adjoining and surrounding property owners of IKEA’s combined DA/rezoning submission were posted on 11 May. The closing date for submissions on the DA/rezoning was set for 13 June. Subsequent to the payment of the DA fee, IKEA’s Solicitors advised Council’s Solicitors of IKEA’s request to withdraw the DA.

6. Completion of Contract

As stated in Section 1 above, the Sunset Date of the Contract for Sale of 614 Princes Highway, Tempe to IKEA is 17 March 2006, with provision for extension by IKEA of 3 months, to a Completion Date of 17 May 2006. IKEA’s Solicitors notified Council’s Solicitors on 11 January 2006 of an extension of the completion date by 3 months to 17 May 2006. IKEA’s Solicitors wrote to Council’s Solicitors by letter dated 24 January 2006 seeking a meeting to discuss the steps to complete the contract and advising that IKEA had not entered into or exchanged contracts with the Salvation Army in relation to the Additional Land. Attempts were made by Council’s Solicitors to schedule that meeting but advice was received that IKEA’s representatives were not available because they were overseas.

By letter dated 5 May 2006, IKEA’s Solicitors advised Council’s Solicitors that IKEA did not see the need for a meeting between the parties to discuss the impending completion date as Council was unlikely to fulfil the conditions for which it was responsible under the contract. That letter also advised that “there has been no exchange of contracts for the Additional Land”.

Council’s Solicitors responded on 15 May 2006 disputing that the conditions for which Council was responsible under the contract would not be fulfilled and reiterated the request for a meeting before the expiry of the Sunset Date on 17 May 2006 to discuss issues including whether it was appropriate to enter into a further Deed to vary the contract timelines.

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Council's Solicitors received a purported Notice of Rescission on 22 May 2006 that Council has failed to meet all of its obligations under the contract. A Without Prejudice meeting was held between the two parties' Solicitors on 24 May 2006. Council's Solicitors responded to IKEA's Solicitors on 2 June 2006 disputing and not accepting the purported rescission by IKEA of the Contract and outlining Council's position on its legal rights under the contract.

**Conclusion**

The contract between Council and IKEA for the sale of 614 Princes Highway, Tempe, required Council to remediate and subdivide the land; rezone the land; and grant Development Consent (which IKEA considered to be reasonable under the contract) within 23 months of the date of the contract (17 February 2006), which was extended by three months by IKEA in accordance with the contract to the Completion Date of 17 May 2006. As summarised in this report, Council has acted in good faith to meet its obligations under the contract, achieving remediation of the land at considerable cost; subdivision of the land following negotiations with the RTA and achieving the Minister for Roads' approval to the realignment of the SPIRE; and provided considerable advice to IKEA in relation to its DA and rezoning submission including facilitating discussions with the RTA and SACL, leading to the submission of the DA and rezoning submission by IKEA which went on public exhibition on 11 May 2006.

Council's obligations relating to the rezoning and granting of Development Consent by the Completion Date of the contract were impacted by IKEA's DA not being received until 5 May 2006, just 12 days before the Completion Date, despite IKEA's obligations under the contract to diligently prepare the Development Application. As outlined in the report, prior to the purported Notice to Rescind by IKEA, Council sought to meet with IKEA to discuss entering into a further Deed to vary the timelines under the contract because remediation and subdivision of the land had been achieved and the DA and rezoning were being progressed, but that meeting was not agreed to.

IKEA's action in giving Notice to Rescind on the basis that Council did not meet its obligations is, accordingly, being disputed through Council's Solicitors, particularly as IKEA did not achieve exchange of contracts with the Salvation Army for the Additional Land, which was one of the conditions required to be met by the completion date. It was open to IKEA to give Notice to Rescind the contract on that basis but it has not done so. Council is pursuing its rights under the contract vigorously through its Solicitors.

Council has a valuable asset that can be sold to another party and a number of parties have indicated an interest in entering into discussions. Advice is currently being sought on the most advantageous strategy for sale and discussions will then be held with interested parties. A further report will then be provided to Council.

**RECOMMENDATION:**

**THAT:**

1. the report be received and noted; and
2. a further report be presented to Council in relation to sale of the land.

**GM 44 - ADDITIONAL FUNDING FOR FAMILIES FIRST INNER  
WEST INTERAGENCY FACILITATION PROJECT 2006 - 2008  
*For Decision***

File Ref: 39

**Director, Community Services reports:**

**Synopsis**

This report advises Council of its success in securing an additional \$60,000 to support the auspice of the Families First Inner West Interagency for 2005 – 2007. It is recommended that the report be received and noted; Council enter into an agreement for the provision of funds of \$60,000 under the Families First Program; that the Common Seal of Council be executed and affixed by the Mayor and General Manager to the Funding Agreement; and that Council consider a budget adjustment at its next Budget review for \$60,000.

**Background**

The NSW Department of Community Services Families First Program aims to increase the effectiveness of prevention and early intervention support to help families raise healthy, well adjusted children. The broad aim and objective of the Families First Program is to work through a co-ordinated network of services to build the capacity of parents and carers to raise children. The Interagency Facilitation Project is one aspect of the strategy and is designed to provide an opportunity for the ongoing co-ordination and facilitation of the Families First Program objectives at a local level.

Previous reports have been considered by Council at its Community Services Committee meetings in March 2001 (Item CS 5, 02/01) and July 2003 (Item CS 22, 06/03), July 2005 (Item CS 13, 06/05), October 2005 (Item CS 24, 09/05), March 2006 (Item CS 4, 02/06)

The report presented to Council's Community Services Committee meeting in March 2006 (Item CS 4, 02/06) recommended that:

- 1. The report be received and noted;*
- 2. Council enter into an agreement for the provision of funds of \$80,000 under the Families First Program;*
- 3. that Common Seal of Council be executed and affixed by the Mayor and General Manager to the Funding Agreement; and*
- 4. Council consider a budget adjustment at its next Budget review.*

**Discussion**

Council was informed in writing on the 17 January 2006 that its submission to auspice the Inner West Child and Family Interagency for the next three years was successful. Recently after the announcement of the successful tender, the NSW Department of Community Services released a selective tender totaling \$20,000 per year over two years to Marrickville Council, Canterbury Council and Burwood Council, seeking a local government authority to provide learning and

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development opportunities to children and family service agencies across the three local government areas. The learning and development opportunities will ensure that services build capacity to support children and families. Marrickville Council has been informed that its tender was successful.

In addition Marrickville Council has been informed that an additional \$10,000 per year over two years will be provided to support existing projects delivered through the Families First Inner West Interagency Facilitation Project targeting the suburb of Glebe. Several years ago the NSW Department of Community Services identified families and children living in the suburb of Glebe as having specific needs and prior to Marrickville Council undertaking the auspicing of the Interagency the NSW Department of Community Services funded a number of projects. The additional funding will ensure that these projects continue.

**Conclusion**

The additional funding by the NSW Department of Community Services provides Council with further opportunities to provide support to children and family service providers across a number of local government areas.

**RECOMMENDATION:**

**THAT:**

1. the report be received and noted;
2. Council enter into an agreement for the provision of funds of \$60,000 under the Families First Program;
3. the Common Seal of Council be executed and affixed by the Mayor and General Manager to the Funding Agreement; and
4. Council consider a budget adjustment at its next Budget review for \$60,000.

**GM 45 - REPORT ON GRAFFITI MANAGEMENT**  
***For Decision***

File Ref: 4577-03

**General Manager reports:**

**Synopsis**

This report outlines Council's current approach to dealing with graffiti within the Marrickville Local Government Area (LGA), outlines the legal framework within which graffiti must be managed, provides information on NSW Government funding assistance available to deal with graffiti, examines the success of other councils in dealing with graffiti, responds to the proposition that Council purchases a graffiti blaster vehicle and engages a graffiti removal team and to the ramifications of introducing a new graffiti cleaning service from 1 July 2006 and recommends some immediate steps to help Council to better respond to graffiti within the LGA.

**Background**

At its meeting 04/06 on 16 May 2006 (Item NM9), Council adopted the following motion:

*"THAT:*

- 1. Council staff prepare a report to the June 2006 Council meeting in relation to introducing a new graffiti cleaning service from 1 July 2006;*
- 2. Council seeks funding assistance from the NSW Government to commence graffiti removal immediately;*
- 3. Council's report deal with:*
  - a. Programs available from the NSW Government to provide personnel and equipment;*  
*and*
  - b. A dedicated graffiti blaster vehicle operated by Council staff."*

Council has previously considered a range of reports focussing on the highly successful Graffiti Solutions Aerosol Art Program in Marrickville.

**What is Graffiti?**

Graffiti can be defined simply as a 'drawing or words written on walls' (Macquarie Dictionary). A more comprehensive definition would be 'the unlawful application of paint, lacquer, shoe polish, ink, marker or other products to property or the etching of property'. Of relevance, is that street or aerosol art in this definition is not regarded as graffiti for the purpose of this report.

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***For Decision***

The origin of modern urban graffiti is generally attributed to the hip hop music culture of 1970's New York City. Over time and in each country in which it has emerged it has developed its own culture. Graffiti ranges from basic 'tags' comprising letters, numbers and symbols to larger bubble style outlines known as 'throw ups' to complex 'pieces' which may also incorporate tags. Hip hop graffiti is generally not political, humorous or racist. The objective is notoriety and this can be achieved through the complexity of the graffiti, from the proliferation of individual tags and from displaying tags in hard to reach and prominent places. Graffitiists often work in gangs known as 'crews'. Crews rarely engage in violence or other criminal activities.

Other forms of graffiti include political/social graffiti (e.g. the BUGA UP movement of the 1980's), humorous graffiti, racist graffiti and malicious graffiti. There is some evidence to suggest that tagging is becoming less aligned to the hip hop culture and more closely aligned with malicious graffiti and other forms of vandalism.

The management of graffiti is a significant issue for many communities, councils and government agencies. In 2004, 25% of people in NSW stated that vandalism/graffiti/damage to property was a problem in their area (*Crime and Safety - NSW 2004*, Australian Bureau of Statistics, Cat.No.4509.1, Canberra). Just 7% considered it to be the main problem. Research highlights that there is a high cost to the community in the removal of graffiti from public and private properties and that it has strong links to perceptions of crime, personal safety and poor environmental quality, particularly visual amenity.

Data collected by the NSW Bureau of Crime Statistics and Research (BOCSAR) suggests that 67.9% of graffiti incidents involve people under 18 years of age – 4 out of every 5 of these are males. 86.5% involve people under 24 years of age.

The majority of graffiti incidents occur on Friday and Saturday nights with more incidents occurring during the winter months.

The amount of graffiti in the Marrickville LGA compared to other communities is difficult to determine. Data collected by the BOCSAR in 2005, indicates that the Marrickville LGA was ranked the 13<sup>th</sup> highest in terms of the rate of reported graffiti incidents (being 213.5 per 100,000) of all NSW LGAs. It is important to note, however, that this data is likely to be inaccurate as it relies on graffiti incidents being reported to police which may not always occur. However, graffiti incidents to educational premises, which have a high level of reporting by school principals, was also high with Marrickville ranked 11<sup>th</sup> (being 87 per 100,000) of all NSW LGAs. Data collected by the BOCSAR in 1999, indicates that the Marrickville LGA was ranked the 24<sup>th</sup> highest in terms of the rate of reported graffiti incidents (being 133.97 per 100,000) of all NSW LGAs and 15<sup>th</sup> (being 55.09 per 100,000) of all NSW LGAs in relation to graffiti incidents to educational premises.

The most frequent place for incidents to occur is as follows:

- Educational premises – 31%
- Residential premises – 22%
- Business/commercial premises – 17%
- Outdoor/public places – 12%

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There are three specific graffiti offences under the *Summary Offences Act 1988* – wilfully marking premises with chalk or paint without consent; wilful damage to property by spray paint and possession of spray paint with intent to wilfully damage property. In 2004, 85 charges were made under these provisions in NSW, 84% successfully. The most frequent penalty was a fine. No charges were finalised in 2004 for selling a spray paint can to a minor. Please note that these matters would be dealt with in a Children’s Court if they relate to a minor. No data is available on the latter.

The prevalence of graffiti in Marrickville is likely to have increased since the City of Sydney Council adopted its graffiti management policy in December 2004 which incorporates an extensive rapid removal program (i.e within 24 hours). The effect of such a policy is to move graffitists into neighbouring LGA’s. Anecdotal evidence from one of the City of Sydney Council’s two contractors suggests the migration has been occurring.

The characteristics of a LGA play an important role in the amount of graffiti activity. Relevant characteristics include:

- Extent of transport corridors such as railway lines, railway stations, main roads, bus interchanges etc;
- Amount of public property i.e. government owned facilities such as schools, electricity boxes, utilities etc;
- Areas of high, inaccessible built and natural environments which provide high visibility (e.g. railway cuttings, large factory walls, terrace house walls etc); and
- Number of “crews” (i.e. organised groups of graffitists) living/operating in the area.

The presence of “crews” in the LGA is not known. Anecdotal information suggests that, particularly along transport corridors, organised groups are likely to be involved but members may not be residents of the LGA. Marrickville has 9 railway stations within its boundaries.

## **Discussion**

### **Current Legislative Framework**

The *Local Government (Graffiti) Amendment Act 2002* amended the *Local Government Act 1993* (LGA) to provide Council with the power to remove graffiti from a private property without seeking the permission of the property owner where the graffiti can be seen and accessed from a public place (s67B). To use this power Council must:

- meet all costs associated with removal;
- provide the owner with a written notice within a reasonable period of removal advising that removal has occurred;
- compensate the owner for any damage caused by the removal work; and
- maintain a register of graffiti removed including details of the owner, the nature of work carried out and its cost (s67C).

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Council may also seek the agreement of the owner or occupier of private land to carry out graffiti removal work (s67B) and in this circumstance must maintain a register of graffiti removed including details of the owner, the nature of work carried out, its cost and the amount charged for carrying out such work (s67C).

Council could determine a fee for graffiti removal work on private property pursuant to s610B of the LGA; this could conceivably be set at Nil. Council can also grant financial assistance to a person pursuant to s356 of the LGA without public notice providing it is part of a program of graffiti removal work (s356(4)).

The obvious difficulty with charging a fee is that the owner has the right NOT to grant permission for the work to be carried out.

When this legislation was being considered by Parliament, concerns were expressed that it would have the effect of creating the expectation in the community that graffiti removal from private property was a local government responsibility and that local government was ill-equipped to meet the additional cost.

**NSW State Government Approach**

The NSW State Government launched its Graffiti Solutions Program in 1997 which was aimed at improving coordination between Local Government, State Government and the community; building partnerships with industry and Local Government aimed at providing an effective response to graffiti; and enforcement and monitoring of relevant legislation.

The program offered the following:

1. Beat Graffiti Grants Scheme – this was aimed at providing legal opportunities for young people to participate in aerosol art projects. Marrickville Council has participated in this Scheme and is currently in receipt of grant funding.
2. Graffiti Clean Up Scheme – This provided opportunities for Councils to develop partnerships with the Department of Juvenile Justice and the Department of Corrective Services to establish clean up teams using offenders who are required to undertake community work as part of a Community Service Order.
3. Graffiti Blasters Initiative – This program offered targeted grants to Local Government areas where graffiti was most prevalent to fund graffiti removal equipment. This funding is no longer available.
4. Graffiti Solutions Handbook – This offered Local Government Planners, designers and developers with a guide to better understand graffiti removal and prevention.

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Pivotal elements of the NSW Government approach include:

- deterrence through improved design of the built environment, legal enforcement of legislation and removal of graffiti;
- building partnerships with other asset owners and stakeholders;
- providing legal opportunities for legal aerosol art.

On 9 May 2006, the Premier, Morris Iemma MP, announced the NSW Government's revised approach to reduce graffiti.

A pivotal step involves the establishment of an Anti-Graffiti Action Team to lead the development and implementation of:

- increased use of Community Service Orders for repair of graffiti vandalism;
- identification of 'hot spots' and increased surveillance and enforcement;
- assistance to councils and government utilities with the development of Graffiti Management Plans targeting high graffiti environments; and
- a scheme for local councils to accredit community groups and volunteers to remove graffiti.

The Government's Strategy also includes:

- a \$500,000 contribution from RailCorp to NSW Police to continue the work of *Operation Chalk*, a crackdown on graffiti vandals; and
- introduction of legislation restricting the sale of spray paint.

The Anti-Graffiti Action team led by the Attorney-General's Department will include membership from:

- NSW Police
- RailCorp
- Roads and Traffic Authority
- State Transit Authority of NSW
- Department of Local Government
- NSW Department of Education and Training
- NSW Department of Housing
- Australian Paint Manufacturers Federation
- Local Government and Shires Association of NSW
- NSW Office of Fair Trading
- NSW Department of Corrective Services
- Energy Australia
- Telstra Corporation

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The strategy aims to reduce the incidence of graffiti on trains, public transport infrastructure and other community facilities. Private property does not appear to be incorporated in the strategy.

**Marrickville Council's Current Approach**

Council currently removes graffiti from its own assets using external contractors. This is arranged by the various elements of Council responsible for those assets. While graffiti maintenance costs are not separately identified by Council, it is estimated that Council spends around \$80,000 annually on removing graffiti from its own properties.

Since the *Local Government (Graffiti) Amendment Act 2002*, Council also provides a rapid response service to 'paint over' obscene or offensive graffiti on private property that is reported to Council or observed by Council's enforcement staff. It uses the legislative provisions that enable this work to be carried out with prior approval from the property owner.

Council also acknowledges the need for improved urban design in its development assessment process that discourages graffiti through the implementation of Development Control Plan (DCP) No. 38. This is discussed in detail in the next Section of the report under the heading 'Approaches to dealing with Graffiti'. As discussed in that Section, this is not currently supported by guidelines providing practical guidance on how DCP No. 38 should be applied during the development assessment process.

Council also has a well developed legal aerosol art program and has developed strong links with youth in the community promoting legal art opportunities.

No action is presently taken by Council in relation to graffiti on private property other than where obscene or offensive graffiti is involved.

Council established a Work Review Team in June 2004 to examine whether graffiti removal could be a viable activity for Council's Business Units to undertake. The team visited Bankstown Council as part of the review. The team concluded that it would cost 66% more if Council undertook the work compared to the cost of an external contractor based on market rates prevailing at that time.

An investment in permanent resources to manage a problem which was intended to reduce over time was considered questionable when external contracting could be 'scaled' to match the current size of the problem or of the budget available to manage it.

**Approaches to dealing with graffiti**

Broad approaches to dealing with graffiti include:

1. Deterrence
2. Prevention
3. Rapid Removal
4. Encourage legal graffiti

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1. Deterrence

In NSW, the initial responses to graffiti centred on deterrence through criminal offences and law enforcement. The effectiveness of this strategy is inhibited by a low rate of reporting of incidents to Police, a low rate of matters being brought to Court and ineffective penalties. As much of the 'tagging' is attributed to male teenagers, many of the matters are dealt with within the Children's Court system, if at all.

2. Prevention

Prevention strategies have evolved in response to the 'drivers' of illegal graffiti. These include:

- Urban Design
- Surveillance
- Restricting the sale of spray paint

***Urban Design***

The most effective prevention strategy is to design urban spaces in a way that does not provide 'canvasses' for graffitiists.

In 2001, the NSW Government released the publication, 'Crime prevention and the assessment of development applications: Guidelines under section 79C of the Environmental Planning and Assessment Act' (the Guidelines). The Guidelines promote the principles of Crime Prevention Through Environmental Design (CPTED). CPTED involves designing buildings and spaces in a way which addresses the four key principles of surveillance, access control, territorial enforcement, and space management.

DCP No. 38 came into effect in May 2003 and responds to the Guidelines. DCP No. 38 contains objectives and planning controls that are based upon the four principles of CPTED. DCP No. 38 is Council's main built environment planning mechanism for discouraging behaviour such as illegal graffiti. Key sections of DCP No. 38 are reproduced in Council's DCPs for housing and business centres and in Council's code for industrial development.

***The aims of DCP No. 38***

The stated aims of DCP No. 38 are:

- (a) To support the provisions of the Marrickville LEP 2001 in respect to community safety;
- (b) To promote the design of developments which are safe and secure for occupiers and visitors;
- (c) To contribute to the safety of the public domain;
- (d) To create a physical environment that encourages a feeling of safety;
- (e) To address community concerns regarding safety; and
- (f) To optimise the use of public spaces and facilities by the community.

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*The controls of DCP No. 38*

Development applications lodged with Council are assessed against the controls in DCP No. 38 (and against the controls contained in Council's other planning documents). DCP No. 38 contains specific community safety controls for:

- single dwelling houses and dual occupancies;
- multi unit housing and residential flat buildings; and
- commercial and community development (including commercial, retail, industrial, mixed-use, public and community buildings).

Many of the DCP No. 38 controls which seek to achieve community safety objectives are similar to the kind of controls which Council has traditionally used for the purpose of achieving other town planning objectives. For example, controls in DCP No. 38 which seek to limit the height of front fences (so that surveillance of the street is possible from dwellings) are consistent with controls which have traditionally sought to limit the height of front fences for aesthetic reasons associated with the streetscape.

Controls which have the effect of reducing the potential for illegal graffiti include those relating to lighting, the minimisation of unintended access, and fencing. Controls which more specifically address the issues of illegal graffiti include those which seek to minimise the occurrence of large, blank walls facing or abutting the street. DCP No. 38 indicates that if it is not possible to avoid the erection of large, blank walls, the walls should at least be modulated, so as to avoid the creation of flat surfaces. DCP No. 38 also suggests that landscaping can be used to limit the accessibility and visibility of large, blank walls. Conditions of consent could also be imposed requiring the application of 'anti-graffiti' coatings to surfaces. Implementation of all of the above methods is dependent on a clear policy framework to guide the degree to which conditions and design changes are imposed on new development to limit the opportunity for graffiti.

*Memorandum of Understanding between Council and the NSW Police Service*

As part of the DCP No. 38 process, Council has established a Memorandum of Understanding (MOU) with the NSW Police Service. The MOU identifies the types of development applications that Council may refer to Crime Prevention Officers within Local Area Commands.

The types of development applications which may be referred include development applications for: multi unit housing of twelve or more dwellings; new or upgraded commercial or industrial development; extension of hours of hotels; and brothels. Police advice in regard to other matters may be sought, as required, to assist Council in achieving its objectives for community safety. These arrangements are detailed in the MOU.

It is evident that some councils are also starting to consider how to change existing public and private spaces to make them less attractive for illegal graffiti. Councils are reviewing DA's with this in mind, educating builders/developers/public authorities and seeking to retrofit existing buildings with landscaping, windows etc to reduce areas which can be subject to graffiti. This is consistent with the guidelines established in the *Crime Prevention Through Environmental Design Guidelines* advocated by PlanningNSW.

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It is also the approach taken by the NSW Department of Housing Community Renewal Program which seeks to provide long-term building solutions and community responsibility for graffiti management and control of anti-social behaviour.

It is proposed that Marrickville's approach also include long term approaches to removing graffiti "piecing walls" (i.e. large areas with high visibility), through landscaping, replacement of walls with mesh fencing, lighting etc. The aim is to reduce opportunities for graffiti.

Council is already reviewing its approach to lighting in parks and is gradually improving the external lighting in Council facilities. Approaches need to be made to government authorities to encourage them to improve the lighting of their own facilities.

It is proposed that Council's Graffiti Management Policy encourage the removal of graffiti "piecing walls" in all plans for the construction of new facilities and in the redevelopment of existing ones.

***Surveillance***

Video and human surveillance has been used to prevent the incidence of graffiti. Human surveillance encouraged through Neighbourhood Watch or Crimestopper programs could be considered in partnership with local police to encourage people to defend their property and public space. Statistics on reported graffiti incidents provided earlier suggests community take-up may be difficult to obtain. Success would also require appropriate resource levels being available to ensure prompt police responses. Current penalties applied to these offences do not appear to be likely to have a deterrent effect even if prosecution levels could be raised.

The cost of video surveillance is high. Based on experience using such technology as part of Council's illegal dumping program, a single camera can cost between \$10,000 and \$15,000 not inclusive of installation or servicing. Experience has shown that gaining relevant approvals for installation on power poles is difficult and time consuming. The coverage of a single camera is also limited if sufficient definition is required to be able to be used in legal proceedings. At best, video surveillance could only reasonably be considered for 'hot spots' such as shopping strips and around rail/bus terminals. Costs may, however, be prohibitive.

***Restricting the sale of spray paint***

Research suggests that much of the spray paint used in graffiti is stolen. Part of the 'experience' includes stealing the paint.

As outlined earlier, despite the existence of a law prohibiting such behaviour, no charges were finalised in NSW in 2004 for selling a spray paint can to a minor. This could indicate the law is having the desired effect. It could also indicate there are no reports to police of such incidents or that convictions are difficult to obtain.

**3. Rapid Removal**

This approach aims to remove graffiti as quickly as possible and to keep removing it when it reappears. It essentially aims to take away the greatest motivation of graffitiists i.e. to display their work as prominently as possible and to let others view it.

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This requires significant amounts of money to implement effectively. While the ongoing cost does tend to drop and plateau, there is no evidence to suggest the approach eliminates graffiti. It is, however, highly effective at reducing the amount and incidence of graffiti.

The major effect of rapid removal programs is to move many graffitists to easier targets. If undertaken in an area it can have the effect of exporting the problem to a neighbouring area. This 'export effect' can occur within as well as between local government areas.

4. Encourage legal graffiti

The State Government and many NSW Councils have instituted strategies to educate and retrain/refocus youth who may engage in graffiti application through arts-based programs. This includes the development of public aerosol art walls and murals and the promotion of aerosol arts programs and exhibitions. Many of these programs are subsidised by grants from the NSW government and as a result, require limited Council financial resources. Councils generally report a low level of re-tagging of aerosol art sites.

Marrickville has become a leader in NSW in aerosol art and the advice of Council staff is now sought by other Council, community based organisations, government authorities and businesses.

Marrickville's Graffiti Solutions program has achieved 30 new aerosol art works and a series of other important developments, for example:

- The creation of space to create and express social messages;
- Digital photographic records of all murals and their stories;
- Less illegal graffiti - more colourful murals;
- Increased access and participation in community arts projects by young people interested in aerosol art;
- A reduction in the number of repeat offenders;
- A contact list of graffiti artists;
- Improved community perception of young people;
- A reduction in the number and incidence of graffiti in public places;
- Businesses provide discounted prices for art supplies;
- Stronger links with Police, Juvenile Justice Community Orders program;
- Collaborative work between local businesses and organisations; and
- The creation of employment opportunities and pathways for aerosol artists.

There are examples of local government areas that have banned legal graffiti on the basis that it attracts rather than deters illegal activity. While there is considerable evidence to suggest that aerosol art is not itself the subject of 'tagging', there is evidence to suggest that it can be associated with a high level of graffiti in and around legal sites. It can also create confusion when illegal 'pieces' are mistaken as authorised works.

**How are other asset owners responding to graffiti?**

Within the Marrickville Council area there are many large infrastructure asset owners affected by graffiti.

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Following is a summary including brief commentary on their approach to graffiti:

- Energy Australia – Have in place a responsive removal service. Calls logged are dealt with in order. Offensive/obscene graffiti can be given priority and removed within one week. Require the Box No. to be identified. Do not allow other parties to access their assets due to safety concerns.
- Education – Individual schools are required to arrange removal.
- Roads & Traffic Authority (RTA) - -Have in place a responsive removal service. Calls are referred to relevant area of RTA for action. Separate areas deal with signs, traffic signals/boxes and retaining walls/bridges. While some local government areas have taken it upon themselves to remove graffiti from RTA assets, there are some potential technical difficulties (e.g. removing reflective coatings from road signage).
- Sydney Water – Have in place a responsive removal service. Standard response time is 10 days from when calls are logged (longer if access is an issue), and a 48 hour response rate for offensive graffiti.
- Rail Infrastructure Corporation – Have in place a graffiti removal service but only remove it from the rail corridor. Will cooperate with local authorities to enable them to remove graffiti from rail premises but have some technical and OH&S requirements that need to be considered. Within the Marrickville Council area there are two separate groups to deal with i.e. St Peters/Sydenham/Tempe and the other group of stations. Also have a mural program in place which is done by an in-house artist.
- Australia Post – Have no formal graffiti removal program in place but have provided contact points should Council wish to pursue removal from their property.
- Telstra – Have in place a responsive removal service from assets such as telephone boxes and other infrastructure. Will provide contacts to enable removal to be effected by Council if required. Response objective is 4 hours for offensive/obscene graffiti and 24-48 hours for standard reports.

A number of the above organisations engage private graffiti removal contractors to undertake relevant work. Others deploy in-house resources.

**Experiences of other Local Government Areas**

Responses of other LGA's both in NSW and interstate vary considerably. Some councils have a zero tolerance of graffiti. Others have adopted an integrated approach similar to the one recommended by the NSW Government. Some remove graffiti from their own assets and have programs to encourage or assist residents/businesses to remove graffiti promptly. Others have used their new legislative powers to remove graffiti from both public and private property. Council must ultimately decide what is right and affordable for Marrickville.

**Bankstown and Auburn City Councils**

Bankstown and Auburn City Councils have founded graffiti strategies on what is essentially a 'zero tolerance' approach. They do not promote aerosol art and have largely removed all legal aerosol art works. They do not have programs to engage youth involved in these activities. They have simply eradicated graffiti from their areas using either resources from the Department of Corrective Services, Work for the Dole Scheme and people subject to Community Service Orders and/or their own resources. Auburn City promoted the program as a Community Pride initiative. Bankstown

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Council does not advertise the program at all on the basis that they do not wish to give graffitists any publicity. Auburn City report that the graffiti problem is under control. Bankstown City confirms that the incidence of graffiti has reduced significantly but the problem is still being managed. Both Councils report that it took four years to get on top of the problem.

Bankstown Council had a budget of \$550,000 in 2004/05 for graffiti removal and employ two (2) staff as 'spotters' who document incidents and ensure the consent of the owner to removal is obtained. They also employ four (4) staff using two equipped graffiti removal vehicles on a full time basis. They are budgeting to spend \$410,000 in 2006/07 on graffiti removal. They are also looking at strategies to alleviate OH&S risks to staff employed in removal work – the equipment on one truck alone weighs 1.1 tonne.

Whether the rapid removal approach simply exports the problem to other LGA's is a matter that has not been the subject of research but could logically be inferred. It certainly has the effect of controlling the problem. There is no evidence to suggest it eliminates graffiti.

City of Sydney

City of Sydney adopted an integrated graffiti management program in 2004. It focuses on both graffiti and bill posters. It also removes political advertising outside prescribed periods before and after elections. Rapid removal is achieved by responding to incidents in 'hot spots' within 24 hours and by inspecting 'routine zones' every five (5) days and removing identified graffiti within 24 hours. City of Sydney continues to support aerosol art programs and have utilised a team from the Juvenile Justice program to remove graffiti from two (2) Ovals within the Council area. The annual estimated cost of the graffiti management program is \$3m. In 2005, Council removed 135,327m<sup>2</sup> arising out of 210,405 incidents.

Randwick Council

Randwick Council employs two (2) fulltime staff and casuals when needed on two (2) fully equipped graffiti removal trucks, dividing the area into North and South sectors. Before developing a graffiti management plan, they engaged consultants to undertake an audit of the area. This revealed 4312.5 sq m of graffiti on 366 sites (80% of them private premises), mainly centred on main and minor roads with little on back streets.

Following is an extract from their 2004/05 Annual Report:

*"Council has responded to the community's concerns about graffiti by introducing a 'Graffiti Buster' truck which provides an environmentally friendly means of removing graffiti from Council properties".*

Randwick Council has budgeted \$267,000 for their Graffiti Management program in 2005/06. It also adopted a Graffiti Management Policy and extended the program to include private property. When compared with the volume of graffiti removed in the City of Sydney, the graffiti problem in the Randwick area is relatively small. Council still commissions legal aerosol art works using NSW Government grant funding.

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Canada Bay Council

Canada Bay Council has a fully equipped graffiti blaster truck costing \$75,000 (including a \$38,000 fitout) and employs two (2) fulltime staff removing graffiti from Council properties. Council provides quotes to undertake private work at half cost; experience to date has not indicated a large take-up of this service.

Leichhardt

Council's response to graffiti is contained in its Graffiti Strategy and Action Plan adopted in 2002. As part of its strategy Council adopted some self help strategies including a fully equipped graffiti removal trailer available at no cost, graffiti removal kits available free of charge and community clean up days. The trailer has received almost no use for some two (2) years and is unlikely to be continued. A user pays removal service was abandoned due to limited take up of the service.

In November 2003 Council resolved to take its first steps toward removal of graffiti from private property in highly visible areas initially using its own resources and then using contractors. \$20,000 was allocated and 1240m<sup>2</sup> of graffiti was removed. Surveys suggested the re-tag rate was 20% per month. In 2004/05 it employed a painter to paint over and where possible remove graffiti. Porous surfaces such as brickwork were not attempted as high pressure water cleaning equipment and wet vacuums were needed for this work. In 2004/05, 2580m<sup>2</sup> of graffiti was removed at a cost of \$32,000. This resource had a dual role of reporting hits on utilities to those authorities and reported a very slow response rate from utilities contacted. Currently, Council has a 24 hour rapid removal response for its own assets. Council staff remove graffiti from surfaces other than brickwork/stone; removal of graffiti from brickwork/stone surfaces is conducted by a contractor. Graffiti on non-council owned property in highly visible areas is removed by Council staff for 1 day/week.

In a report dated 21 April 2005 Council was advised that a 48-72 hour rapid removal service focused only on highly visible areas would likely cost \$144,000. Council allocated \$50,000 to its graffiti management program in 2005/06.

Rockdale City

Rockdale City Council has had a special rate approved for community safety initiatives including graffiti removal. In 2005/06, a separate rate applies for residential, business and farmland areas. A minimum rate of \$10.50 applies to all properties. A further \$3.89 per \$100,000 for residential properties and \$8.02 per \$100,000 for business properties is also levied for this purpose.

Woollahra

Council has engaged a contractor to inspect Council premises three times per week and remove graffiti. This has been highly successful. Owners of residents subject to graffiti attacks are provided with a Graffiti Directory providing useful information on removal, contacts for reporting of incidents and preventative measures they can take in relation to graffiti.

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Blacktown City

Blacktown City Council spent approximately \$700,000 in 2004/05 on graffiti management. Between \$180,000 and \$200,000 of this amount involved private residences. Their program rarely removes graffiti from business premises. The balance of \$500,000-\$520,000 is spent removing graffiti from Council premises.

The Council employs a full-time Co-ordinator, an additional worker deployed to paint over or remove graffiti as needed from private residences and two teams of two people with graffiti removal equipment and trucks dealing largely with council premises. Over half of the budget is spent on private graffiti removal contractors.

Council also accesses resources from the Department of Corrective Services with significant success and the Juvenile Justice program with significantly less success.

Council also provides free graffiti removal kits to residents on request and provides paint and other materials for residents to deal with graffiti incidents themselves.

Blacktown City Council also deals with graffiti as part of its Community Pride program. This is a large volunteer based program encompassing the following:

- Improved local environments.
- Clean streets and footpaths.
- Clean streams and rivers.
- Responsible animal care.
- Recreation and leisure facilities.
- Safe syringe / needle disposal.
- Trees and shrubs in parks and streets.
- Flowers and shrubs in yards.
- A graffiti free environment.
- Creative park equipment locally.
- The provision of cultural activities

The Co-ordinator supplies and supports volunteer groups to undertake graffiti removal work.

**NSW Government resources available**

The NSW Government has provided councils with access to programs utilising offenders for the purpose of removing graffiti and undertaking other work through:

- The Juvenile Justice System – Experience to date has shown that the program has limited resources. One field officer has a number of Local Government Areas to cover. The system provides juvenile offenders for a range of community work of which graffiti removal is an example. While crime statistics for juvenile offences are not available, the number of adult convictions is low. Anecdotal evidence of the operation of the system suggests that many of the participants have never been convicted of graffiti

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offences. The underlying objective of making offenders repair the damage caused by graffiti vandalism does not appear to be consistently met by the program.

The age of the offenders in this program also limits the type of graffiti work that can be undertaken to basic paintovers as other removal work requires chemical/solvent use. While the system has admirable objectives, its capacity to assist Council in an overall graffiti removal strategy is limited.

- The Department of Corrective Services (DCS) – This program uses detainees on periodic and other detention under the supervision of a trained DCS officer to undertake a range of repair and maintenance activities within Local Government Areas. The program was used by Auburn Council as part of their graffiti management program and was highly successful.

DCS supply a supervisor, transport and groups of detainees of between 5 and 20 for up to 4 days per week between Thursday and Sunday. Council would be required to provide all removal equipment, painting equipment and accessories to support the team's activities. Council is also required to obtain consent of property owners and to maintain all records of graffiti removal activities.

Council wrote to DCS on 22 September 2005 to explore possibilities for a partnership directed at graffiti removal. Verbal advice was received in the past week that DCS are prepared to work with Council on a graffiti removal program.

The NSW Government also currently funds a Graffiti Solutions program sponsoring aerosol art initiatives.

**Federal Government resources available**

Some Councils have used personnel from the Federal Government's *Work for the Dole Scheme* with mixed success:

At its meeting 6/97 of 15 July 1997, Council resolved unanimously to:

*“not participate in the government's ‘Work for the Dole Scheme’ by sponsoring projects while ever the scheme contains a compulsory element and until such time as the Commonwealth can guarantee that all financial and resource outlays involved in the operation and administration of projects will be fully funded by the Commonwealth”.*

It is not proposed to access this Scheme in any future graffiti management strategy.

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**Art vs Graffiti**

The Graffiti Solutions aerosol art program has generated many legal murals throughout the LGA. More have been created in response to constant tagging of properties. It is estimated that in excess of 100 legal murals exist and the number could be significantly higher.

In addition to legal murals, a number of illegal works have been created (eg: the “I have a dream” mural in Newtown), which the community are likely to expect will survive a graffiti removal program.

A coordinated graffiti management strategy would likely need to include a register of legal and illegal works to be retained. An assessment of existing ‘pieces’ could be undertaken to add to the register. Consideration could also be given to de-commissioning legal works that have been vandalised or are in a poor state of repair.

**A way forward**

The first step in addressing graffiti is to understand the size and nature of the problem. Randwick Council engaged an external contractor to provide it with a report outlining:

- the amount of graffiti in square metres across the LGA;
- the type of graffiti (tags, throwups, pieces);
- hotspots; and
- graffiti categorised by property type (eg: council, residential, commercial).

Such an audit would provide a sound basis for determining the most appropriate graffiti management strategy for Marrickville.

It is estimated the audit would cost up to \$15,000 to undertake and would take 4 to 6 weeks to complete.

Following the audit, the elements of a coordinated graffiti management strategy can be included in a further report for Council’s consideration together with funding implications.

Short of resolving to maintain the status quo, Council will need to consider the allocation of additional resources to those currently devoted to graffiti management. It is recommended that Council allocate an amount of \$150,000 to a Graffiti Management Reserve and draws \$15,000 to immediately undertake a graffiti audit. These budget adjustments are included for Council’s consideration in the budget review being considered at this meeting.

Until the size of the problem is ascertained, it is difficult to be too prescriptive about how Graffiti Management Reserve funds will be utilised. Following is an outline of potential uses:

- Engagement of contractors for rapid removal in designated areas (eg: ‘hot spots’).

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- Employment of a Co-ordinator to plan a graffiti removal program, obtain necessary owner approvals, maintain a graffiti register, organise removal by Department of Corrective Services (DCS) resources and/or contractors, plan and implement a volunteer program and to provide community education material.
- Purchase of graffiti removal products, equipment, paint and other resources for DCS and/or volunteer programs.
- Development of community education programs and materials.

**Conclusion**

In order to determine an appropriate response to the graffiti problem, Council needs to ensure it has an understanding of the size and nature of the problem. A graffiti audit will deliver that information.

The final solution to be adopted will likely need to be a blend of existing programs and new initiatives aimed at rapid removal using Council, volunteer and Corrective Services resources, communication and education programs as well as range of policy and systems changes. A high level of cooperation and coordination with external agencies will also be essential.

**RECOMMENDATION:**

**THAT Council:**

1. receives and notes the report;
2. approve the establishment of a Graffiti Management Reserve and the allocation of \$150,000 as part of the May budget review;
3. approve the allocation of \$15,000 from the Graffiti Management Reserve to fund a graffiti audit as part of the May budget review; and
4. requests a further report following receipt of the audit findings.

**GM 46 - PREFERRED TENDERER FOR THE MANAGEMENT AND  
OPERATION OF THE ANNETTE KELLERMAN AQUATIC CENTRE  
AND FANNY DURACK POOL**

*For Decision*

File Ref: 849

**General Manager reports:**

**Synopsis**

This report recommends a preferred tenderer following an Open Tender process for the future operation and management of Council's aquatic facilities. It is envisaged that the new management firm will commence operations on 1 August 2006. The contract is for an initial period of five years with a further ten year option available at Council's discretion.

**ATTACHMENT A** is **CONFIDENTIAL** in accordance with Section 10A(2)(d) of the Local Government Act, 1993, because it contains commercial information in relation to the tenders, the disclosure of which would be likely to prejudice the commercial position of the tenderers if it was provided. The information identifies the tenderers in relation to the Tender price and the evaluation of the services and products offered by each tenderer. If disclosed, the information would be likely to prejudice the commercial position of the tenderers in terms of market competitiveness, by giving their competitors an advantage. Accordingly, disclosure of the information is not in the public interest.

**Background**

In November 2005, leisure and recreation consultant, C Leisure Pty Ltd, was engaged by Council to assist in determining an appropriate management model and the development and delivery of the tender process for the management and operation of Council's aquatic facilities.

In summary, Council's brief to C Leisure for this project was to:

1. determine and recommend the most appropriate management model to ensure community and Council objectives are met;
2. develop appropriate tender documentation based on the agreed management model to ensure community and Council objectives are met;
3. field tender enquires, analyse tender submissions, shortlist if required and interview agreed tenderers;
4. recommend a preferred tenderer;
5. negotiate and document any potential variations with a preferred tenderer; and
6. coordinate a smooth transition process between the current facilities managers and new managers, if required.

At the Councillor Conference on 7 February 2006, C Leisure Pty Ltd outlined its preliminary findings for the most appropriate management model. In referring to the Aquatic Leisure Facilities

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Feasibility Study of 2004, the following recommendations were noted and were used as key values for the evaluation of potential tenders:

- the need to establish the optimum management arrangement for the current facilities and for any future facility redevelopment;
- the importance of providing performance measures in future management contracts to increase participation rates and diversity opportunities for all sections of the community;
- the need to provide future managers with an incentive and the capacity to expand the existing program range and services;
- the need to expand the operating season and opening hours of Fanny Durack Pool, Petersham to better reflect community needs and to provide more opportunities for community use;
- the need to develop and implement more detailed annual business and marketing plans that clearly state how existing and new services and programs are going to be improved;
- the need to develop and deliver a broader range of services and leisure opportunities in new aquatic facilities; and
- the benefit of engaging future managers early to enable them to provide input to detailed facility design having regard to operational issues.

At the Council Meeting 01/06 (Item GM 16) on 20 February 2006 Council resolved to proceed to tender for the management and operation of its aquatic facilities.

Council also resolved to extend the contract of the current operators, Pamstream Pty Ltd, on a monthly hold over basis and Pamstream has agreed to continue operating the facilities until 31 July 2006.

This report outlines the findings of the tender process for the management and operation of Council's aquatic facilities and recommends a preferred tenderer to take over the contract from Pamstream.

### **Discussion**

#### **The Tender Process**

Advertisements for the Management and Operation of Marrickville Council Aquatic Facilities were placed in the Local Government Tenders section of the Sydney Morning Herald on 18 and 25 April and in The Glebe newspaper on 27 April 2006.

Eleven enquiries were made with tender packages sent to all who requested them. A compulsory pre-tender meeting with prospective tenderers was held on 2 May 2006 to provide an overview of the tender program and to clarify any initial issues. Seven organisations attended. A total of three

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addendums were formally circulated clarifying issues during the tender program. These were sent to all parties who had attended the compulsory pre-tender briefing. Council received five submissions upon opening of the tender box. One of the tenderers subsequently withdrew its tender without it being opened.

The four tenders submitted and evaluated were from, in alphabetical order:

1. Aquatic Leisure Management
2. Belgravia Leisure Pty Ltd
3. Pamstream Pty Ltd
4. The YMCA of Sydney

*1. Aquatic Leisure Management*

Aquatic Leisure Management is a Sydney based company with over 20 years experience and four management arrangements under contract within NSW.

*2. Belgravia Leisure*

Belgravia Leisure is a Melbourne based company with over 20 years experience and over 40 management arrangements under contract nationally.

*3. Pamstream*

Pamstream is the current manager of Marrickville Council's Aquatic Leisure Centres and is a Sydney based company with over 13 years experience and three management arrangements under contract within NSW.

*4. The YMCA of Sydney*

The YMCA of Sydney is a Sydney based organisation with over 120 years experience in community recreation and four management arrangements under contract within NSW. The YMCA of Sydney is affiliated with the YMCA of Australia which has over 200 management arrangements under contract nationally.

**Tender Review Panel**

The Tender Review Panel consisted of the following people:

1. Director Corporate Services (Chair)
2. Coordinator Community Facilities and Recreation
3. Manager Administrative Services
4. Manager Finance
5. Manager Property Services
6. Independent Aquatics/Leisure Expert – Chris Head, C Leisure Pty Ltd

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**Evaluation Methodology**

C Leisure forwarded the draft evaluation methodology contained within the tender documents to the Tender Review Panel, who met before advertising the tender. The Tender Review Panel met to confirm the assessment criteria. This meeting, as a final check, ensured that the selection criteria and methodology was clear and consistent with Council's key values for the evaluation of potential tenders, as listed in the background section of this report.

As stated in the tender documents, tenders were assessed using the following selection criteria:

**STAGE 1 -Threshold Criteria Assessing Suitability of the Tenderer (Score of pass/fail)**

1. Financial viability of the Tenderer. Ability to meet financial commitments and provide performance guarantee.
2. Conformance with Council's Tender requirements, as set out in the Tender Documents.
3. Service Planning and Delivery
  - Management and staff experience and qualifications
  - Business / Service plan development
  - Marketing and promotional strategies
  - Program development
  - Research competencies and methods
4. Community Benefit & Development
  - Customer service systems
  - Access and equity policies/initiatives
  - Program development and innovation
  - Feedback systems
  - Evidence of community development experience
5. Management Systems
  - Safety systems
  - Performance reporting
  - Quality plans/systems
  - Information management and reporting systems
  - Quality audit procedures
  - Operational procedures – including plant operation competencies
6. Human Resource Management
  - Human resource systems and practices
  - Industrial relations record and practices
  - Local area work place agreement/enterprise agreement in place

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- Staff Occupational Health and Safety programs
- Staff Training Systems

*N.B. A 'fail' in any category (not just an element within a category) of the above Threshold Criteria resulted in an overall fail of Stage 1 and tenderers were not to be considered further. Tenderers with a pass in each category proceeded to the weighted selection criteria for further assessment (stage 2).*

**STAGE 2 - Weighted Selection Criteria**

1. Ability to provide the full range of programs and services specified in the tender documents including the ability to commence the contract on the preferred commencement date (**Tuesday 1 August, 2006**) and improvements to the existing services (30%);
2. Level of expertise and relevant experience of tenderer in the industry including level of expertise of management and staff, capacity of the tenderer to undertake the contract in relation to its current commitments, and previous performance in relation to similar contracts and reputation with clients (30%);
3. The Tender Price (40%).

**STAGE 3 – Interview**

Interviews were to held for one or more tenderers dependent on the accumulated scores. Interviews were to be used to clarify the tenderers submissions only.

**Evaluation of Submissions**

Each panel member was provided with an evaluation worksheet that required an individual assessment of each of the tender submissions. After individual assessment, the tender panel met on 29 May 2006 to compile individual scores and to crosscheck the compilation of panel scores. This process was undertaken by the panel to ensure transparency and consistency of the assessment.

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MARRICKVILLE COUNCIL		TENDER 3/06		Management and Operation of Council's Aquatic Leisure Centres			
TENDER EVALUATION STAGE I		Aquatic Leisure Management	Belgravia Leisure	Pamstream	YMCA		
		Combined Panel Pass / Fail	Combined Panel Pass / Fail	Combined Panel Pass / Fail	Combined Panel Pass / Fail		
Stage I	Criteria 1	Pass	Pass	Pass	Pass		
Financial viability of the Tenderer. Ability to meet financial commitments and provide performance guarantee. ( for both now and in the future)							
Stage I	Criteria 2	Pass	Pass	Pass	Pass		
Conformance with Council's Tender requirements, as set out in the Tender Documents. ( for both now and in the future)							
Stage I	Criteria 3	Pass	Pass	Pass	Pass		
Service Planning and Delivery ( for both now and in the future)							
Stage I	Criteria 4	Pass	Pass	Pass	Pass		
Community Benefit & Development ( for both now and in the future)							
Stage I	Criteria 5	Pass	Pass	Pass	Pass		
Management Systems ( for both now and in the future)							
Stage I	Criteria 6	Pass	Pass	Pass	Pass		
Human Resource Management ( for both now and in the future)							
STAGE I	PANEL RATING	Pass	Pass	Pass	Pass		

*Table 1 Stage 1 - Tender Evaluation - Combined Panel Ratings*

It can be seen from Table 1 above that the tender panel's combined assessment of the submissions concluded that all tenderers achieved pass ratings in each category and as such all tenderers moved on to Stage 2 of the assessment criteria.

It should be noted that Criteria 2 assessment required a rating on conformance with the tender requirements and it is pleasing to note that all tenderers were willing to conform to all of Council's requirements.

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MARRICKVILLE COUNCIL			TENDER 3/06		Management and Operation of Council's Aquatic Leisure Centres			
TENDER EVALUATION			STAGE 2		Aquatic Leisure Management	Belgravia Leisure	Pamstream	YMCA
					Combined Panel Score %	Combined Panel Score %	Combined Panel Score %	Combined Panel Score %
Stage 2			Criteria 1	(30% - expressed as a % out of 100)		Preferred		
			Ability to provide the full range of programs and services specified in the Tender Documents. Ability to commence the Contract on the preferred commencement date (Tuesday 1 August, 2006). Improvements to the existing services					
Stage 2			Criteria 2	(30% - expressed as a % out of 100)		Preferred		
			Level of expertise and relevant experience of Tenderer in the industry including level of expertise of management and staff, capacity of the Tenderer to undertake the Contract in relation to its current commitments, and previous performance in relation to similar contracts and reputation with clients					
Stage 2			Criteria 3	(40% - expressed as a % out of 100)		Preferred		
			The Tender Price as defined in Section 1.2.1					
STAGE 2			FINAL PANEL SCORE			Preferred		

Table 2 Stage 2 - Tender Evaluation - Combined Panel Ratings

Table 2 shows the relative performance of each of the tenderers for each of the criteria. The following paragraphs provide a summary of each of the criteria panel scores.

**Criteria 1**

The panel concluded that each of the tenderers could provide Council with the range of the existing services currently being provided and be able to assume full management responsibilities at Council's pools.

In terms of improving and increasing services to the broader community, the panel felt that Belgravia Leisure clearly demonstrated and costed in a greater range of new initiatives as part of its tender submission. Belgravia Leisure also demonstrated its ability to bring a number of "program partners" as part of the service delivery initiatives that it proposed.

**Criteria 2**

Belgravia Leisure demonstrated the greatest experience and expertise within the industry in managing both large and small community leisure centres. In terms of the capacity of each tenderer to undertake the services given their current commitments, each of the tenderers demonstrated such capacity. Reference checks for all tenderers indicated that positive relationships had been built with clients and that agreed commitments had been achieved.

**GM 46 - PREFERRED TENDERER FOR THE MANAGEMENT AND  
OPERATION OF THE ANNETTE KELLERMAN AQUATIC CENTRE  
AND FANNY DURACK POOL**

*For Decision*

***Criteria 3***

The tender price was evaluated against an agreed formula to provide a consistent score for each of the tender prices submitted. The table providing a summary of the tender prices submitted for the first three years of the contract combined is provided in the confidential attachment.

Belgravia Leisure has submitted the most economical tender price of all the tenderers.

**Interviews**

Presentation and interviews were conducted with two shortlisted tenderers, Belgravia Leisure and YMCA of Sydney on Thursday 1 June 2006 at Council's Administrative Centre. Both tenderers performed well and answered all questions satisfactorily. Belgravia Leisure delivered a particularly impressive presentation and confirmed the panel's overall impressions of their written tender.

**Conclusion**

Based on the combined scores of the Tender Review Panel, it is concluded that Belgravia Leisure offers Council the best value when all criteria are combined to provide an overall score. As can be seen in the confidential Attachment, Belgravia Leisure scored an overall panel score of 87.1%, being the highest of all tenderers.

Belgravia Leisure also demonstrated that it has the experience and expertise to assist Council with detailed design from an operational perspective during future redevelopment of the aquatic facilities.

It is therefore recommended that Council appoint Belgravia Leisure Pty Ltd as manager of Council's aquatic facilities, subject to final contract negotiations and proper execution of contract documents.

The initial 5 year contract will allow Council to measure the manager's performance and undertake the redevelopment of the facilities with the input of the managers. The 10 year extension, which is by mutual agreement and is subject to performance and annual acceptance of business plans, will allow long term planning strategies to be realised. A shorter contract period will not encourage long term planning by the managers. The longer-term extension period within the contract will also allow the managers to possibly invest or contribute financially to the redevelopment of the aquatic facilities.

Council will have the flexibility to review the operations on an annual basis and change the service delivery should the need arise. Council will also have full control over admission charges and operating times. This is based on Council adopting the recommendations in this report.

***GM 46 - PREFERRED TENDERER FOR THE MANAGEMENT AND  
OPERATION OF THE ANNETTE KELLERMAN AQUATIC CENTRE  
AND FANNY DURACK POOL***

*For Decision*

**RECOMMENDATION:**

**THAT:**

1. the report be received and noted;
2. Council accept the tender of Belgravia Leisure Pty Ltd to manage Council's aquatic facilities; and
3. Council enters into a contract with Belgravia Leisure Pty Ltd for five years with a further ten year option at Council's discretion and the General Manager and Mayor be delegated the authority to execute the contract documents.

**ATTACHMENT: Total 9 pages**

Confidential Tender Review Panel Report

*Council Meeting - 05/06 - 20 June, 2006*

***GM 46 - PREFERRED TENDERER FOR THE MANAGEMENT AND  
OPERATION OF THE ANNETTE KELLERMAN AQUATIC CENTRE  
AND FANNY DURACK POOL***

*For Decision*

**ATTACHMENT 1 IS CONFIDENTIAL IN ACCORDANCE WITH  
SECTION 10A(2)(D) OF THE LOCAL GOVERNMENT ACT 1993 BECAUSE IT  
CONTAINS COMMERCIAL INFORMATION IN RELATION TO THE TENDERS, THE  
DISCLOSURE OF WHICH WOULD BE LIKELY TO PREJUDICE THE COMMERCIAL  
POSITION OF THE TENDERERS IF IT WAS PROVIDED.**

**GM 47 - MAY 06 BUDGET REVIEW**  
***For Decision***

File Ref: 328

**General Manager reports:**

**Synopsis**

A review of Council's 2005/06 Budget for the period to the end of May 2006 revealed a number of variances. The net effect of these variances will result in a \$71,800 call on Council's funds, resulting in a deficit of \$99,314 for 2005/06. The anticipated working funds position as at 30 June 2006 will therefore be \$8,888,686. It is recommended that the report be received and noted and that the variations to the Budget be approved.

**Discussion**

In accordance with Clause 203 of the Local Government (General) Regulation 2005, the following Budget Review Statement is provided of revised estimates of income and expenditure for the year ending 30 June 2006.

**ATTACHED** to this report is the May 2006 Financial Report comprised of the Operating Budget at Division Level, the Operating Budget and Resources Plan at Program Level.

Details of the budget variances requested in May 2006 are provided below. The variances outlined below will result in a deficit of \$107,314 for 2005/06.

<b><u>PROGRAM</u></b>	<b><u>AMOUNT</u></b> \$	<b><u>ITEM</u></b>
<b>Corporate Services</b>		
Administrative Services	\$12,000 (D)	It is proposed to decrease the budget for Archiving Fees by \$12,000 to reflect the actual income received.
Finance	\$80,000 (S)	It is proposed to increase the budget for Section 611 Charges - Gas Mains to reflect the actual income received.
<b>Development &amp; Environmental Services</b>		
Development Assessment	\$1,200 (S)	It is proposed to increase the budget for DCU Fees by \$1,200 to reflect the actual income received.
Monitoring Services	\$5,000 (D)	It is proposed to decrease the budget for Building Certificates by \$5,000 to reflect the actual income received.
	\$19,000 (S)	It is proposed to increase the budget for Advertising Structures to reflect the actual income received.

**GM 47 - MAY 06 BUDGET REVIEW**  
**For Decision**

	\$20,000(D)	It is proposed to decrease the budget for Health Inspection Fees by \$20,000 to reflect the actual income received.
<b>Community Services</b>		
Communication & Cultural Services	\$7,500 (S)	It is proposed to increase the budget for Marrickville Festival Stall Permit by \$1,000 and Australia Day Celebrations Sponsorship by \$6,500 to reflect the actual income received.
Children & Family Services	\$7,500 (S)	It is proposed to increase the budget for Magic Yellow Bus Sundry Income by \$7,500 to reflect the actual income received.
Community Development	No net effect	Council has been successful in obtaining grant funding of \$4,170 from the NSW Attorney General's Department under the StAMP program. A restricted grant of \$5,130 will also be utilized to fund the Community Safety Officer's position. It is proposed to adjust the income and expenditure budget accordingly.
<b>Technical Services</b>		
Engineering Services	No net effect	The grant funding of \$15,000 for road safety projects for this financial year have been re-allocated to specific road safety projects (pedestrian safety, evaluation pedestrian safety, GLS workshop, bike safety projects). It is proposed to reduce the income and expenditure budgets accordingly.
	\$21,187 (S) (No net effect. Refer to the Resources Plan below)	As reported to Council Meeting 03/06 of 18 April 2006, it is proposed to transfer savings of \$21,187 from the Footpath Grinding project to partly fund the Cooks River Jetty Project. The expenditure budget will be adjusted accordingly.
	No net effect	As reported to the Technical Services Committee Meeting 05/06 of 13 June 2006, it is proposed to transfer savings of heavy patching of \$66,117 from Regional Road Pavement Maintenance to Local Road Pavement Maintenance.
<b>OPERATING BUDGET TOTAL</b>	<b>\$99,387 (S)</b>	

**GM 47 - MAY 06 BUDGET REVIEW**  
***For Decision***

**RESOURCES PLAN:**

**Corporate Services**

\$150,000 (D) Council will consider a report on graffiti at its 20 June 2006 meeting (Item GM 45). This report recommends the creation of a Graffiti Management Reserve of \$150,000. If Council approves that Recommendation the Transfer to Reserve budget will be adjusted accordingly.

No net effect

Council will consider a report on graffiti at its 20 June 2006 meeting (Item GM 45). This report recommends allocating \$15,000 from the Graffiti Management Reserve in order to undertake a Graffiti Audit of the local government area. If approved, it is proposed to reduce the income and expenditure budgets accordingly.

**Development and  
Environmental Services**

**Environmental Services**

No net effect

A donation of \$15,000 has been received from Australand for the River Science Project. It is proposed to adjust the income and expenditure budgets accordingly.

No net effect

Council has won the 2006 Clean Up Australia Day Award of \$10,000 sponsored by WSN Environmental Solutions. It is proposed to increase the income and expenditure budgets accordingly.

**Community Services**

**Communication & Cultural  
Services**

No net effect

As reported to the Community Services Committee Meeting 01/06 of 13 February 2006, Council has been successful in obtaining a grant funding of \$20,000 from the Ministry for the Arts towards artists' fees for the Newtown Art Board Project. It is proposed to adjust the income and expenditure budgets accordingly.

No net effect

As reported to the Community Services Committee Meeting 10/05 of 15 November 2005, it is proposed to transfer acquitted grant funds of \$9,265 from the Local Arts Project and \$40,000 from the Newtown Entertainment Precinct to fund the Newtown Art Board Project. It is proposed to adjust the income and expenditure budgets accordingly.

**GM 47 - MAY 06 BUDGET REVIEW**  
***For Decision***

	No net effect	As reported to the Community Services Committee Meeting 09/05 of 11 October 2005, Council resolved to produce a smaller scale Cooks River community event. As a result the expenditure budget will be reduced by \$51,500 to match the reduced income from other councils' contribution, stall permit and sponsorship. It is proposed to adjust the income and expenditure budgets accordingly.
Children & Family Services	No net effect	As reported to Community Services Committee Meeting 01/06 of 13 February 2006, Council has been successful in obtaining grant funding of \$10,240 from the Australian Sports Commission for Outside School Hours Care. It is proposed to adjust the income and expenditure budgets accordingly.
Community Development	No net effect	Grant funding of \$34,000 has been received from the Department of Ageing, Disability & Home Care for the upgrade of Tom Foster Centre. It is proposed to adjust the income and expenditure budgets accordingly.
	No net effect	Provisional approval has been received from the NSW Department of Ageing, Disability & Home Care to retain unexpended funding from previous years to fund the renovation of Tom Foster Centre. It is proposed to increase the income and expenditure budgets for this project by \$138,237.
	No net effect	It is proposed to transfer the expenditure budget of \$3,335 from the Tom Foster – Replacement of Chair project to the Tom Foster Centre renovation project. The expenditure budget will be adjusted accordingly.
Engineering	No net effect	Council has been successful in obtaining grant funding of \$55,000 from the Maritime Authority of NSW for the Replacement of Cooks River Jetty Project. It is proposed to adjust the income and expenditure budget accordingly.
	\$21,187 (D) (No net effect. Refer to the Operating Budget above)	As resolved at Council Meeting 03/06 of 18 April 2006, \$60,000 is to be contributed by Council towards the replacement of Cooks River Jetty and provision of canoe launching facilities to match the above grant. It is proposed to be funded by unallocated loans of \$38,813 and savings of

**GM 47 - MAY 06 BUDGET REVIEW**  
***For Decision***

\$21,187 from the Footpath Grinding Project. It is proposed to adjust the income and expenditure budget accordingly.

No net effect      As reported to the Technical Services Committee Meeting 05/06 of 13 June 2006, it is proposed to allocate an additional budget of \$25,937 from savings on the Harney Street, Marrickville project to meet the anticipated additional cost of the Cardigan Place, Camperdown project. It is proposed to adjust the income and expenditure budget accordingly.

No net effect      As reported to the Technical Services Committee Meeting 05/06 of 13 June 2006, it is proposed to allocate an additional budget of \$7,665 from savings on the Bruce Street, Stanmore project to meet the anticipated additional costs of Neville Lane, Marrickville. It is proposed to adjust the income and expenditure budgets accordingly.

No net effect      As reported to the Technical Services Committee Meeting 05/06 of 13 June 2006, it is proposed to transfer savings of \$11,673 from the Lord Street, Newtown project and \$4,728 from Merton Street, Petersham project to meet the increased cost of the Boulevard, Lewisham project. It is proposed to adjust the income and expenditure budgets accordingly.

No net effect      As reported to the Technical Services Committee Meeting 05/06 of 13 June 2006, it is proposed to transfer savings of \$8,920 from the Railway Road Sydenham project and \$7,224 from the Kent Street, Newtown project to meet the additional cost of the Abergeldie Street, Dulwich Hill project. It is proposed to adjust the income and expenditure budgets accordingly.

No net effect      As reported to the Technical Services Committee Meeting 05/06 of 13 June 2006, it is proposed to allocate an additional budget of \$29,480 from savings on the Blackwood Avenue, Dulwich Hill drainage project to meet the anticipated additional cost of the Gordon Square, Marrickville drainage project. It is proposed to adjust the income and expenditure budgets accordingly.

No net effect      As reported to the Technical Services Committee  
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**GM 47 - MAY 06 BUDGET REVIEW**  
***For Decision***

Meeting 05/06 of 13 June 2006, it is proposed to allocate an additional budget of \$7,000 from savings on the Edgeware Road Stage 2 traffic project to meet the anticipated additional cost of the West Street Bike Facilities project. It is proposed to adjust the income and expenditure budgets accordingly.

Property Services

No net effect

It is proposed to consolidate the income and expenditure budget of the three projects related to the new Civic Centre/Library. It is proposed to transfer \$108,399 from the Civic Centre Project and \$6,055 from the Project Management to the Library/Civic Centre Project. It is proposed to adjust the income and expenditure budgets accordingly.

Council has been successful in obtaining grant funding of \$150,000 from the NSW Department of Infrastructure, Planning & Natural Resources for the Tempe Lands Landscape Restoration. It is proposed to adjust the income and expenditure budgets accordingly.

**RESOURCES PLAN**

**TOTAL** **\$171,187 (D)**

**TOTAL BUDGET** **\$71,800 (D)**

**S=Saving, an improvement in Council's position.**

**D=Deficit, a reduction of Council's position.**

**GM 47 - MAY 06 BUDGET REVIEW**  
*For Decision*

**Conclusion**

Council's anticipated result for the 2005/2006 Budget will be a surplus as shown in the Budget Summary below:

<b>Adopted Budget</b>		<b>\$0</b>
	\$	\$
July Review	(17,600)	
August Review	185,956	
September Review	81,254	
October Review	15,432	
November Review	(265,042)	
December/January Review	0	
February Review	0	
March Review	100,000	
April Review	(72,486)	
May Review	71,800	
		<hr/>
		<b>99,314</b>
<b>Anticipated (Surplus)/Deficit 2005/06</b>		

**SUMMARY OF 2005/06 APPROVED BUDGET**

<b>1. 2005/06 Budget Position</b>	<b>\$</b>
Operating Budget Surplus	(2,492,797)
Resources Plan Revenue Funding	2,492,797
<b>OVERALL BUDGET</b>	<b>0</b>
<b>2. Projected Working Funds Position based on 2005/06 Budget</b>	
Workings Funds Position	(10,646,000)
Less: 2005/2006 Revotes	1,658,000
Council's Net Working Funds Position as at 30 June 2005	(8,988,000)
Less: Anticipated deficit/surplus for 2005/2006	99,314
<b>Projected Working Funds Position at 30 June 2006</b>	<b>(8,888,686)</b>
<b>Benchmark Figure as at 30 June 2005</b>	<b>1,172,000</b>

*Council Meeting - 05/06 - 20 June, 2006*

***GM 47 - MAY 06 BUDGET REVIEW***  
***For Decision***

If Council does not approve the creation of the Graffiti Management reserve of \$150,000 in its consideration of the report on graffiti on this Business Paper the anticipated result for the 2005/06 Budget will increase by \$150,000.

**RECOMMENDATION:**

**THAT** Council:

1. receive and note the report; and
2. approve the variations to the budget.

**ATTACHMENT: Total 17 pages**

Operating Budget at Division Level, 5 Pages

Operating Budget at Program level, 6 pages

Resources Plan at Program level, 6 pages

**GM 48 - ORDINARY MEETING OF THE SOUTHERN SYDNEY  
REGIONAL ORGANISATION OF COUNCILS (SSROC) HELD ON  
THURSDAY, 26 MAY 2006  
For Decision**

File Ref: 4567-19

**General Manager reports:**

Report on the Ordinary Meeting of the South Sydney Regional Organisation of Councils (SSROC) held at Marrickville Council Chambers on Thursday, 18 May 2006, with a copy of the Minutes **ATTACHED**, which were issued on 7 June 2006.

**Discussion**

An Ordinary Meeting of the Southern Sydney Regional Organisation of Councils (SSROC) was held at Marrickville Council Chambers on Thursday, 18 May 2006 and the following matters were discussed:

1. Report of the Meeting of Standing Committee 1;
2. Report of the Meeting of Standing Committee 2;
3. Submissions;
4. Sydney Metropolitan Strategy;
5. Department of Planning/ROCs/LGA Meetings;
6. Strategic Alliance Network Conference;
7. Independent Inquiry into the Financial Sustainability of Local Government;
8. Associate Membership;
9. Joint Purchasing Update;
10. Street Lighting Energy Savings Fund Grant;
11. Feasibility Study – Botany Bay Trail Master Plan; and
12. Active Transport Strategies Project.

**RECOMMENDATION:**

**THAT** the report be received and noted.

**ATTACHMENT: Total 6 pages**

Minutes of the Ordinary Meeting of SSROC held on Thursday, 18 May 2006.

**GM 49 - AUDIT COMMITTEE MEETING 13 JUNE 2006**  
***For Decision***

File Ref: 7105-05

**General Manager reports:**

**Synopsis**

Report advising of the Audit Committee Meeting held on 13 June 2006. It is recommended the report be received and noted.

**Background**

The Audit Committee meets on a quarterly basis and a report is provided to Council advising of matters considered at each meeting.

**Discussion**

A meeting of the Audit Committee was held on 13 June, 2006 and was attended by Clr. Sam Byrne, Mayor, the General Manager, the Director, Corporate Services, the Manager, Administrative Services and the Corporate Review Coordinator.

The Committee:

1. discussed an update report on the 2005/2006 Corporate Review Workplan (**ATTACHED**);
2. considered a report containing management comments on outcomes from the Cash Management Review;
3. noted an update report on the development of an integrated Risk Management Plan; and
4. approved the draft 2006/2007 Corporate Review Workplan.

**RECOMMENDATION:**

**THAT** the report be received and noted.

**ATTACHMENTS:**

Update on Corporate Review Workplan 2005/2006 - 4 pages  
Corporate Review Workplan 2006/2007 - 3 pages

**GM 49 - ATTACHMENT 1 - AUDIT COMMITTEE MEETING 13 JUNE  
2006  
For Decision**

<b>1. ACTIVITIES DEFERRED FROM 2004/2005</b>	<b>Cash Handling Review</b>  The Review has been completed.  Recommendations from the review have been distributed to relevant Managers for comment.  Manager's comments were included in a report to the Audit Committee.
<b>2. SPECIAL REVIEWS</b>	<b>Purchaser/ Provider Arrangements</b>  The Consultant completing the review advised that a report will be provided to the General Manager in the week of the Audit Committee Meeting.
<b>3. SERVICE REVIEWS</b>	<b>Service Review Framework</b>  A report has been prepared for Senior Staff, discussing the implementation of the proposed Service Review Framework.  The Report also requested that Senior Staff identify a priority service for review.  It is expected that the framework will be complete by August 2006. Following this, the first review can take place.
<b>4. REVIEWS OF INTERNAL CONTROLS</b>	<b>Infringement Management</b>  Plans for the review of the new electronic infringement management system's operation, policy framework and record keeping have been developed.  The Corporate Review Coordinator, Manager, Administrative Services and Manager, Monitoring Services have met to discuss the format and timing of the review. Review of the policy and procedural

**GM 49 - ATTACHMENT 1 - AUDIT COMMITTEE MEETING 13 JUNE  
2006  
For Decision**

documentation has been completed and further consultations and discussions will take place on 8 June.

A report will be completed by the end of June and provided to the next Audit Committee Meeting.

**Fuel Usage**

A review of the internal controls, use and accountability systems for fuel cards and also the systems for monitoring fuel usage has been completed.

The report has been distributed to the Director, Technical Services, Manager, Business Units and the Fleet Manager for review. Responses to the recommendations will be incorporated into a full report to the next Audit Committee Meeting.

**Delegations**

A review of delegations actively used in the creation of Certificates over the quarter has been completed.

The review highlighted a security issue, in respect to the storage of Certificates issued. This was discussed at the meeting.

**Procurement**

An audit of 20 regular transactions was completed over the quarter, to ensure compliance with internal controls.

**Compliance Audits With SAFE System**

2 audits have been completed since the last Audit Committee Meeting. The areas audited were:

- Parks and Streetscapes (April); and
- Civil Works (May).

**GM 49 - ATTACHMENT 1 - AUDIT COMMITTEE MEETING 13 JUNE  
2006  
For Decision**

<b>5. FRAUD &amp; CORRUPTION PREVENTION</b>	<b>Code of Conduct Induction Training</b>  Code of Conduct Training for new staff was held on the following dates: <ul style="list-style-type: none"><li>▪ Wednesday 22 March, 2006; and</li><li>▪ Wednesday 24 May 2006</li></ul> A total of 29 staff were present over the 2 sessions.
<b>6. SPECIAL INVESTIGATIONS</b>	<b>Special Investigations</b>  No investigations were carried out over the quarter.  <b>Referrals to the ICAC</b>  There were no referrals to the ICAC over the period.
<b>7. GOVERNANCE</b>	<b>Governance Gateway</b>  The Governance Gateway has been updated with information on the Code of Conduct, Council's Statement of Business Ethics and the promotion of effective record keeping practices.  There has been consideration of extending the Governance Gateway Concept into other Council sites.  <b>Project Management Checklist</b>  A generic Project Management Checklist has been handed over to one of Council's Leadership Groups for further refinement into project specific Checklists, for use across high risk projects.  Regular updates on the Group's progress will be reported to the Audit Committee over the remainder of the year.

**GM 49 - ATTACHMENT 1 - AUDIT COMMITTEE MEETING 13 JUNE  
2006  
For Decision**

	<p><b>Tenders and Quotations Seminar</b></p> <p>A seminar on the basic principles of Council's Tenders and Quotations Procedure will be held on Wednesday, 21 June. So far, 30 staff have registered their interest in attending the seminar.</p> <p>The training has been developed with the aim of providing an introduction to the requirements of the Procedure for staff who have not previously been part of the Tendering process.</p> <p><b>Tenders and Quotations Procedure Review</b></p> <p>The Tenders and Quotations Procedures has been reviewed and updated this quarter. Revisions reflected changes to:</p> <ul style="list-style-type: none"><li>▪ advertising requirements; and</li><li>▪ Council's Statement of Business Ethics.</li></ul> <p>The updated Procedure is currently being distributed to all Managers and relevant Staff.</p>
<b>8. RISK MANAGEMENT</b>	<p><b>Integrated Risk Management Plan</b></p> <p>Please refer to Agenda Item 4 for further information of the development of the Integrated Risk Management Plan.</p>

**GM 49 - ATTACHMENT 2 - AUDIT COMMITTEE MEETING 13 JUNE 2006**  
*For Decision*

	PROPOSED ACTIVITIES	INDICATIVE TIMING
<b>1. SERVICE REVIEWS</b>	Implement and further refine the service review framework and <b>conduct three service reviews</b> . Review areas to be selected by Senior Staff.	Reviews to commence in Quarters 1, 2 and 3
<b>2. REVIEWS OF INTERNAL CONTROLS AND/OR PROCESSES</b>	<p><b>Travel Management</b> – it is proposed to conduct a review of the current policy framework, control environment, accountability and processing systems associated with the management of travel claims.</p> <p><b>Access to Information</b> – it is proposed to conduct a review of the current policy framework, control environment, and processing systems associated with public access to information requests.</p> <p><b>Tendering</b> – it is proposed to undertake random audits of tenders to ensure they are conducted in accordance with the Tender and Quotations Procedure, within relevant delegation limits and finalised in a timely manner.</p> <p><b>Delegations</b> – it is proposed to undertake random audits of the exercise of certain</p>	<p>To commence in February 2007</p> <p>To commence in August 2006</p> <p>Quarterly (ongoing)</p> <p>Quarterly (ongoing)</p>

**GM 49 - ATTACHMENT 2 - AUDIT COMMITTEE MEETING 13 JUNE 2006**

*For Decision*

	<p>(high risk) delegations and the controls in place to ensure delegations are exercised effectively.</p> <p><b>Compliance Audits With SAFE System</b> – it is proposed to continue in 2005/2006 the current program of approximately 10 audits per year, each covering a different Section of Council.</p> <p><b>Procurement</b> – it is proposed to undertake random checks of compliance with tendering and quotations requirements and the effectiveness of the controls in place to support these.</p>	<p>Ongoing (monthly)</p> <p>Ongoing (quarterly)</p>
<b>3. FRAUD &amp; CORRUPTION PREVENTION</b>	<p><b>Code of Conduct Induction Training</b> will be held for all new staff.</p> <p>Monthly campaigns to <b>promote ethical behaviour</b> on Governance Gateway in Administration Building.</p> <p>Extension of the <b>Governance Gateway</b> concept to the Depot.</p>	<p>In accordance with the Corporate Induction Day timetable</p> <p>Monthly</p> <p>July 2007</p>
<b>4. SPECIAL INVESTIGATIONS</b>	<p>As with previous years, <b>special investigations</b> will be carried out during 2006/2007 on a needs basis in response to external complaints or internal matters that</p>	<p>As required</p>

**GM 49 - ATTACHMENT 2 - AUDIT COMMITTEE MEETING 13 JUNE 2006**

*For Decision*

	are brought to management attention through Council's Internal Reporting Policy.	
	<b>Referrals to the ICAC</b> in accordance with Section 11 of the ICAC Act will also be made on a needs basis.	As required
<b>5. GOVERNANCE</b>	<p>A review of governance policies will be undertaken, including <b>Conflicts of Interest, Disclosures of Interests</b> and <b>Code of Councillor Practice</b>.</p> <p>A <b>Privacy Management Seminar</b> will be conducted for Council staff.</p> <p>A <b>Risk Management Seminar</b> will be conducted.</p> <p>Launch of <b>Project Management Checklist</b></p>	<p>Part of wider policy review to be undertaken during 2006/2007</p> <p>April 2007</p> <p>August / September 2006</p> <p>Following completion of the Leadership Group's project work.</p>
<b>6. RISK MANAGEMENT</b>	<p>Completion of Risk Management Plan</p> <p>Establish Risk Register</p>	<p>July 2006</p> <p>August 2006</p>

***GM 50 - FIXING OF ANNUAL FEES FOR 2006/2007 FOR  
COUNCILLORS AND THE MAYOR AND A FEE FOR THE DEPUTY  
MAYOR  
For Decision***

File Ref: 4014-04

**General Manager reports:**

**Synopsis**

Report in relation to the determination of the Local Government Remuneration Tribunal of annual fees payable from 1 July 2006 to Mayors and Councillors. It is recommended that Council considers the Tribunal's determination and fixes the annual fee payable to the Mayor and Councillors and the fee payable to the Deputy Mayor.

**Background**

Section 241 of the *Local Government Act* provides that the Local Government Remuneration Tribunal must, not later than 1 May in each year, determine in each of the categories for Councils and Mayoral offices determined by the Tribunal, the maximum and minimum amounts of fees to be paid during the following year to Councillors and Mayors.

In its special Determination of 19 December 2005, the Tribunal decided to vary the minimum and maximum fees for councillors and mayors for 2005/2006.

Council decided, at meeting 01/06, Item GM 3, on 20 February 2006, to fix the annual fee for Councillors, and for the Mayor, to the maximum amount in accordance with the Tribunal's decision, as follows:

**ANNUAL FEE**

Councillors - \$13,440

Mayor - \$37,720.20 (Councillor's fee of \$13,440 plus \$29,345 Mayor's allowance minus \$5,064.80 Deputy Mayor's allowance)

Deputy Mayor - \$18,504.80 (Councillor's fee of \$13,440 plus \$5,064.80 Deputy Mayor's allowance)

Those fees are payable monthly in arrears for each month (or a part of a month) for which he/she holds office.

**Remuneration Tribunal's Determination for 2006/2007**

The Local Government Remuneration Tribunal handed down its Report and Determination on 19 April 2006 on categorisation of councils and fees for Councillors and Mayors for 2006/2007.

In summary, the Tribunal has agreed after considering key economic indicators, including cost of living figures, that an increase of 4% in the fees for Councillors and Mayors is appropriate.

**GM 50 - FIXING OF ANNUAL FEES FOR 2006/2007 FOR  
COUNCILLORS AND THE MAYOR AND A FEE FOR THE DEPUTY  
MAYOR  
For Decision**

The increases range from \$245 to \$1,075 for Councillors' fees depending on the category, and from \$260 to \$5,905 for Mayors' fees depending on the category.

Council is in Category 2 and the increases in the maximum fees are \$540 for Councillors' fees and \$1,175 for the Mayor's fee.

The Tribunal's Determination of annual remuneration fees for 2006/2007 is shown in the schedule below, with it being noted that Council is in Category 2:

Category	Councillor/Member Annual Fee		Mayor/Chairperson Additional Fee*	
	Minimum	Maximum	Minimum	Maximum
Category 4	6,355	8,380	6,750	18,300
Category 3	6,355	13,980	13,510	30,520
<b>Category 2</b>	<b>6,355</b>	<b>13,980</b>	<b>13,510</b>	<b>30,520</b>
Category 1	9,525	17,795	20,260	47,275
Category 1A	12,705	20,965	27,010	61,115
S4	1,270	6,990	2,705	11,480
S3	1,270	4,190	2,705	7,630
S2	12,705	20,965	27,010	61,115
S1	19,065	27,960	116,640	153,480

\*This fee must be paid in addition to the fee paid to the Mayor as a Councillor (s249[2]).

### **Discussion**

Under Sections 248 and 249 a council may fix the annual fee for Councillors, and for the Mayor, in accordance with the appropriate determination of the Remuneration Tribunal, and a council that does not fix the annual fee must pay the appropriate minimum fee determined by the Tribunal.

A council may also, under section 249(5) of the Act, pay the Deputy Mayor a fee determined by the council for such time as the Deputy Mayor acts in the office of the Mayor, which must be deducted from the Mayor's annual fee.

### **Conclusion**

As stated above, the Remuneration Tribunal has increased the minimum and maximum fees able to be paid to Councillors and Mayors by 4 percent. It is a matter for each council to determine within those parameters its own fees based on its particular circumstances. Accordingly, it is necessary for Council to fix the annual fees payable to the Councillors, the Mayor, and the Deputy Mayor, for 2006/2007. Provision has been made in the Draft 2006/2007 Budget for expenditure of \$188,815 in Councillor/Mayoral fees. Should Council adopt the maximum fees, a total of \$198,280 will be required, resulting in a deficit of \$9,185.

***GM 50 - FIXING OF ANNUAL FEES FOR 2006/2007 FOR  
COUNCILLORS AND THE MAYOR AND A FEE FOR THE DEPUTY  
MAYOR  
For Decision***

**RECOMMENDATION:**

**THAT** Council:

1. receive and note the report;
2. fix the annual fees to be payable to Councillors, the Mayor and the Deputy Mayor combined, for 2006/2007 at the maximum fees as determined by the Local Government Remuneration Tribunal; and
3. fix the Deputy Mayor's allowance at \$5,267.39.

**ATTACHMENT: Total 18 pages**

Local Government Remuneration Tribunal Report dated 19 April 2006

***GM 51 - PETITIONS RECEIVED - MAY 2006***  
***For Decision***

File Ref: 4577-03

**General Manager reports:**

**Synopsis**

This report outlines the petitions received by Council during the period 9 May 2006 to 9 June 2006. It is recommended that the report be received and noted.

**Discussion**

The procedure for handling petitions requires all petitions to be tabled at a Council meeting.

The following petition was received during the period 9 May 2006 to 9 June 2006 and referred to the appropriate Division for attention:

1. from 42 people regarding air pollution caused by Shaw Factory at 2 Jabez Street, Marrickville.

This petition is TABLED for the information of Council. The status of this petition will be reported to the relevant committee of Council in the Director's monthly Outstanding Reports, Conferences and Petitions report.

**RECOMMENDATION:**

**THAT** the report be received and noted.

**GM 52 - OUTSTANDING CONFERENCES AND REPORTS  
REQUESTED BY COUNCILLORS  
For Decision**

File Ref: 4577-03

**General Manager reports:**

**Synopsis**

A progress report on all outstanding Conferences and Reports requested by Councillors in respect of the General Manager and Corporate Development Section, with a note on the current status of each item. It is recommended that the report be received and noted.

**A. Outstanding Conferences**

There are no outstanding conferences at this time.

**B. Outstanding Reports**

GM 14 – Council Meeting 01/06 – 20 February 2006

**PROPOSED UPGRADE OF COUNCIL'S AQUATIC FACILITIES**

Council defer the Waterslide proposal for Enmore Pool and a further report be submitted to Council.

**Further work will be done in relation to options which will be presented to the Major Projects Steering Committee for discussion. A further report will then be submitted to Council.**

NM 4 – Council Meeting 01/06 – 20 February 2006

**BALL GAMES IN LOUISA LAWSON RESERVE**

A further report be submitted to Council after a formal mediation re appropriate/ inappropriate ball use with residents to reach a solution that shows respect for everyone who wants to use the park.

**A further report will be submitted to Council's July 2006 meeting on the results of the formal mediation with residents regarding appropriate/inappropriate ball use in the park following the installation of signs suspending ball games in early March 2006.**

**GM 52 - OUTSTANDING CONFERENCES AND REPORTS  
REQUESTED BY COUNCILLORS  
For Decision**

PS 7 – Council Meeting 03/06 – 18 April 2006

PROPOSED PUBLIC EXHIBITION OF DRAFT AMENDMENT NO 1 TO THE  
MARRICKVILLE SECTION 94 CONTRIBUTION PLAN 2004

A further report be submitted back to Council following the public exhibition of the Draft Plan.

**A further report following the outcome of the public exhibition of the Draft Plan is included in this Business Paper.**

MM 12 – Council Meeting 04/06 – 16 May 2006

CULTURAL EVENT

- “2. the funds for that Cultural Event of \$20,000 be allocated to an Events Reserve and a Budget adjustment be made; and
3. following adoption of the Events Program for 2006/07 as part of the 2006/07 Adopted Budget, a further report be submitted to Council in relation to the proposed form of the new community events, after consultation with each of the communities; and that Council give further consideration to re-allocation of those funds at that time”.

**A further report will be submitted to Council’s August 2006 meeting in relation to the form of the new community events following community consultation and adoption of the 2006/07 Events Program as part of the 2006/07 Adopted Budget.**

NM 9 – Council Meeting 04/06 – 16 May 2006

GRAFFITI

1. Council staff provide a report to the June 2006 Council meeting in relation to introducing a new graffiti cleaning service from 1 July 2006.
2. Council seek funding assistance from the NSW Government to commence graffiti removal immediately; and
3. Council’s report deal with:
  - (a) programs available from the NSW Government to provide personnel and equipment;
  - (b) a dedicated graffiti blaster vehicle to be operated by Council staff.

**A report on Graffiti Management is included in this Business Paper (GM 45).**

**RECOMMENDATION:**

**THAT** the report be received and noted.

***GM 53 - DISCLOSURES OF INTEREST BY STAFF  
For Decision***

File Ref: 4325-03

**General Manager reports:**

**Synopsis**

The report provides for the tabling of Disclosure of Interest Returns lodged by new Designated Persons in accordance with s450A of the *Local Government Act 1993*. It is recommended that the report be received and noted.

**Discussion**

Section 449(1) of the *Local Government Act 1993* requires that “a councillor or designated person must complete and lodge with the General Manager, within 3 months after becoming a councillor or designated person, a return in the form in Part 1 of Schedule 3.”

Section 450A of the Act requires that Disclosure of Interest Returns lodged by Councillors and Designated Persons within the 3 month period, are to be tabled at the next available Council meeting after lodgement.

A ‘designated person’ is described in Section 441 of the Act and includes the General Manager, other Senior Staff of the Council and persons who hold a position identified by the Council as the position involves the exercise of functions under the Act, or any other Act, that in their exercise, could give rise to a conflict between the person’s duty as a member of staff or delegate and the person’s private interest. The relevant staff positions were adopted by Council in Policy AS 1. The General Manager also has delegated authority under Clause 6 of the General Manager’s Delegations 2005 to further determine appropriate staff positions.

The following ‘designated person’, being a new member of staff, has submitted a return which is **TABLED** for information pursuant to the Act:

- Patricia Angelopoulos

**RECOMMENDATION:**

**THAT** the report be received and noted.

***GM 54 - COUNCILLORS' ACCESS TO INFORMATION  
For Decision***

File Ref: 4015-04

**General Manager reports:**

**Synopsis**

This report outlines requests for access to Council information by Councillors during the period 9 May 2006 and 9 June 2006. It is recommended that the report be received and noted.

**Background**

Councillors' Access to Information Policy (AS 11) provides a framework for Councillors to access Council information necessary for them to exercise their statutory role as a member of the governing body of Council.

The policy provides in clause 10.6 that the "General Manager is to report monthly to Council in relation to Councillor requests for information, including the nature of the information requested, whether access was provided and, if access was refused or restricted, the reasons for the determination, and any other information considered appropriate."

The policy also provides, in clause 13, that an annual review be carried out with a report to Council. The next review is due in July 2006. It will be based on the collation of data from this and other monthly reports.

Council is advised that there were no access to information requests from Councillors during the period 9 May 2006 and 9 June 2006.

**RECOMMENDATION:**

**THAT** the report be received and noted.

***NM 11 - JUNE 28 NATIONAL DAY OF PROTEST  
For Decision***

File Ref: 4577-03

**From Councillor Hesse**

**MOTION:**

**THAT Council:**

- 1) supports the June 28 National Day of Protest rally at Blacktown Showground against the Federal Government's new industrial relations laws; and
- 2) promotes the rally in the media.



*Council Meeting - 05/06 - 20 June, 2006*

***NM 11 - JUNE 28 NATIONAL DAY OF PROTEST  
For Decision***