



Agenda

Ordinary Meeting

Notice is hereby given that a Ordinary Meeting of Council will be held at Council Chambers, 1 Belgrave Street, Manly, on:

Monday 10 February 2014

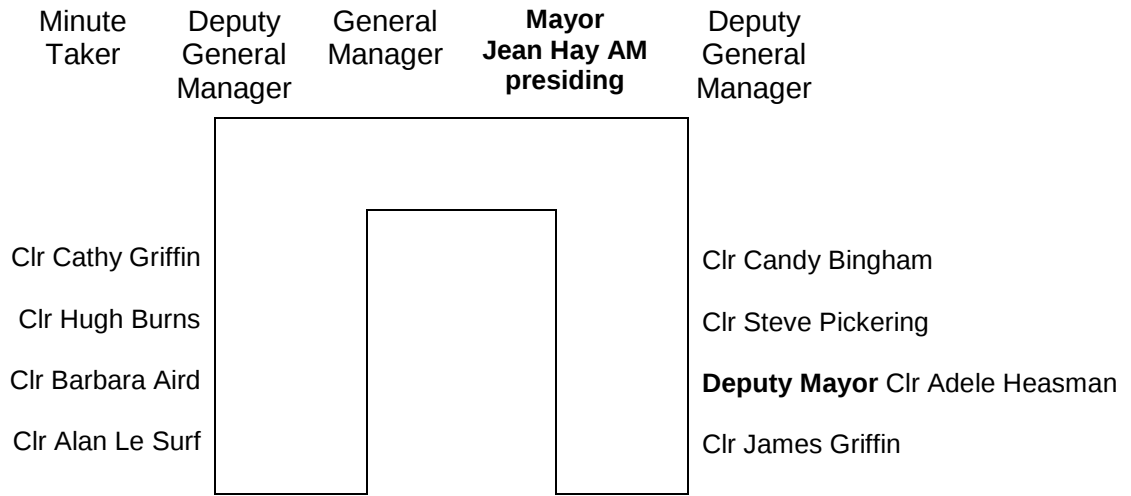
Commencing at 7.30pm for the purpose of considering items included on the Agenda.

Persons in the gallery are advised that the proceedings of the meeting are being taped for the purpose of ensuring the accuracy of the Minutes. However, under the Local Government Act 1993, no other tape recording is permitted without the authority of the Council or Committee. Tape recording includes a video camera and any electronic device capable of recording speech.

Copies of business papers are available at the Customer Service Counters at Manly Council, Manly Library and Seaforth Library and are available on Council's website:

www.manly.nsw.gov.au

Seating Arrangements for Meetings



Public
Addresses

Public Gallery

Chairperson: The Mayor, Clr Jean Hay AM
Deputy Chairperson: Clr Adele Heasman

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QUESTIONS WITHOUT NOTICE**MATTERS OF URGENCY**

(In accordance with Clause 241 of the Local Government (General) Regulations, 2005)

CLOSED SESSION

******* END OF AGENDA *******

TO: Ordinary Meeting - 10 February 2014
REPORT: Mayoral Minute Report No. 2
SUBJECT: Australia Day Honours 2014
FILE NO: MC/14/14645

I would like the Council to acknowledge and formally congratulate the following residents of the Manly Local Government area who were awarded 2014 Australia Day Honours.

Medal (OAM) of the Order of Australia in the General Division:

Ms Susan Sacker OAM

Former Mayor of Manly Ms Susan Sacker OAM. For service to people with a mental illness, to local government, and to the community of Manly.

Mr Peter Anthony Sheedy OAM

Mr Peter Anthony Sheedy OAM of Manly. For service to engineering, particularly in the field of non-destructive testing.

Mr David John Epper OAM

Mr David John Epper OAM of Manly. For service to children affected by the autism spectrum, and to the community.

Mr Barry John O'Brien OAM

Mr Barry John O'Brien OAM of Balgowlah Heights. For service to the community through a variety of charitable organisations, and to the media industry.

I Move That:

A letter is written on behalf of Council to the above recipients offering Council's congratulations for their 2014 Australia Day Honours awards in acknowledgement of their service to the community.

Council acknowledge the late Sue Halmagyi who was honoured with the Medal of the Order of Australia for service to conservation and the environment. Sue was the recipient of the Manly Environment Centre's 2013 Eco Award. Sue's long involvement with bush care groups led to the founding of the North Head Sanctuary Foundation Nursery.

ATTACHMENTS

There are no attachments for this report.

OM10022014MM_1.DOC

***** End of Mayoral Minute Report No. 2 *****

TO: Ordinary Meeting - 10 February 2014
REPORT: Notice of Motion Report No. 2
SUBJECT: Relocation of Staff Parking in Whistler St Car park
FILE NO: MC/14/13194

Councillor Candy Bingham will move:

The General Manager immediately relocate the Council's staff parking spaces from the first floor of the Whistler Street car park to the top level of that car park, or to the National building, to allow improved public car parking access.

RECOMMENDATION

That the Notice of Motion be submitted for consideration.

ATTACHMENTS

There are no attachments for this report.

OM10022014NM_1.DOC

***** End of Notice of Motion Report No. 2 *****

TO: Ordinary Meeting - 10 February 2014
REPORT: Notice of Motion Report No. 3
SUBJECT: Water Polo Pool at Manly Swim Centre
FILE NO: MC/14/13200

Councillor Candy Bingham will move that:

The Development Application process for the proposed Water Polo Pool at the Andrew Boy Charlton Swim Centre be put on hold until a full business case on how the pool will be funded and operated has been presented to a full meeting of Council.

Background

On Thursday 9th January 2014, the day before the story appeared in the Manly Daily, Councillors received an email from the General Manager advising that a DA had been lodged for the building of a Water Polo Pool on the site of the existing outdoor 25m pool at the Manly Swim Centre. This DA was apparently lodged in late December 2013, without knowledge of the Councillors.

The DA was prepared on the basis of a resolution passed on 14th October 13 which simply stated:

“THAT Council explore the possibility and funding opportunity to provide a water polo pool in the Manly Andrew Boy Charlton Swim Centre to complement the existing pools and those in the proposed indoor facility.”

While all Councillors supported the resolution, nonetheless there was a reasonable expectation that a further report would be presented to Council on this proposed new major new piece of infrastructure.

It was also particularly concerning that the closing date for the DA was before Council resumed from the Christmas break.

RECOMMENDATION

That the Notice of Motion be submitted for consideration.

ATTACHMENTS

There are no attachments for this report.

OM10022014NM_2.DOC

***** End of Notice of Motion Report No. 3 *****

TO: Ordinary Meeting - 10 February 2014
REPORT: Notice of Motion Report No. 4
SUBJECT: Manly Whistler Street Carpark Basement Remediation
FILE NO: MC/14/13566

Councillor Hugh Burns will move that:

1. Council immediately prepare construction plans for the necessary remedial works so as to be able to reopen the basement level of Whistler Street Carpark as soon as practicable. The plans are to be prepared on the basis of the minimum most cost efficient works to make the basement comply with the necessary requirements. In addition a cost estimate based on the plans is to be prepared and a construction plan with timeline is to be prepared.
2. The plans are to be completed for submission to the March 2014 Ordinarily Meeting of Council.

Background

The basement of the Whistler Street Carpark has been closed by Council staff on the grounds that it reportedly does not meet current fire safety standards.

This decision has resulted in around 20 car spaces being lost and has also resulted in the closure of the direct internal thoroughfare from the car park to Market Lane, the Library and the northern end of the Corso. The basement also provided convenient disabled parking bays adjacent to the direct ramp access to the Library Foyer.

The councillors have been advised by the General Manager that there are plans to reopen this level when the necessary remediation works have been completed. However no date has been set for the commencement of the works, nor budget provided to the councillors, nor any reopening date indicated for reopening this level to the public.

RECOMMENDATION

That the Notice of Motion be submitted for consideration.

ATTACHMENTS

There are no attachments for this report.

OM10022014NM_3.DOC

***** End of Notice of Motion Report No. 4 *****

TO: Ordinary Meeting - 10 February 2014
REPORT: Notice of Motion Report No. 5
SUBJECT: Clock to be Replaced on Manly Surf Pavilion
FILE NO: MC/14/13572

Councillor Hugh Burns will move that:

1. The original clock be refitted to the remaining brick wall on the first floor at the southern end on the building. If the removed clock has been disposed of or is otherwise lost or damaged, then a replica of the clock fitted to the 1938 building be recreated and fitted instead. (It is a fairly simple design.)
2. The matter also be referred to Council's Heritage Committee.
3. The works be completed for the 2014 summer surf season.

Background

Recent modernisation and extension works carried out at the surf club have resulted in the clock at the northern end on the building being removed and apparently not being replaced.

This clock was a heritage feature carried over from the previous 1938 Sulman award winning Manly Surf Pavilion building which the current small building replaced around 1982 (due to concrete cancer in the original structure).

This public clock is particularly important and useful, as to avoid thefts, beachgoers and swimmers normally do not take their mobile phones and watches to the beach and therefore have to rely on a public clock to determine the time (such as was fitted to the surf club prior to the renovations).

RECOMMENDATION

That the Notice of Motion be submitted for consideration.

ATTACHMENTS

There are no attachments for this report.

OM10022014NM_4.DOC

***** End of Notice of Motion Report No. 5 *****

TO: Ordinary Meeting - 10 February 2014
 REPORT: Item For Brief Mention Report No. 2
 SUBJECT: Items For Brief Mention
 FILE NO: MC/13/145106

1. Complaints made to the General Manager:

Received	Nature of complaint	Status
August	Code of Conduct	Being assessed
October	Code of Conduct	Being assessed

2. Notices of Motion status report.

The following Notices of Motion are currently in progress.

Res No.	Meeting Date	Subject	Resolution	Status
225/13	9 Dec	NoM No. 79	Rectification of Flooding problems in the vicinity of Kenneth and Balgowlah Roads	Complete - Report to OM 10 Feb
219/13	9 Dec	NoM No. 77	Additional Seating and Bike and Clothes Racks	Concept sketches to Public Domains Committee scheduled 19 February.
178/13	14 Oct	NoM No. 68	Provision of bus shelter at Condamine Street Hop, Skip and Jump bus terminal	Contractors notified. A date for installation TBC.

3. Tabled Documents

Date	Author	Subject
3 Feb 14	The Hon Don Page MP Minister for Local Government Minister for North Coast & The Hon Katrina Hodgkinson MP Minister for primary Industries Minister for Small Business	Ministerial Circular 14-01 Release of the government response to the Companion Animals Taskforce

RECOMMENDATION

- That reports 1, 2 and 3 be received and noted.

ATTACHMENTS

There are no attachments for this report.

OM10022014IBM_1.DOC

***** End of Item For Brief Mention Report No. 2 *****

TO: Ordinary Meeting - 10 February 2014
REPORT: Report Of Committees Report No. 4
SUBJECT: Minutes for notation by Council - Special Purpose Advisory Committee without recommendations of a significant nature.
FILE NO: MC/14/6869

The following Special Purpose Advisory Committee meeting minutes are tabled at this meeting:

1. Audit & Risk Advisory Committee – 6 November 2013
2. Harbour Foreshores & Coastline Management Advisory Committee – 12 November 2013
3. Economic Development & Tourism Advisory Committee – 28 November 2013
4. Sustainable Transport Advisory Committee – 5 December 2013
5. Sports Facilities Advisory Committee – 6 December 2013
6. Manly Local Traffic Committee – 9 December 2013
7. Art & Culture Advisory Committee – 10 December 2013

RECOMMENDATION

That the minutes of the following Special Purpose Advisory Committee meetings be noted:

1. Audit & Risk Advisory Committee – 6 November 2013
2. Harbour Foreshores & Coastline Management Advisory Committee – 12 November 2013
3. Economic Development & Tourism Advisory Committee – 28 November 2013
4. Sustainable Transport Advisory Committee – 5 December 2013
5. Sports Facilities Advisory Committee – 6 December 2013
6. Manly Local Traffic Committee – 9 December 2013
7. Art & Culture Advisory Committee – 10 December 2013

ATTACHMENTS

There are no attachments for this report.

OM10022014RC_1.DOC

***** End of Report Of Committees Report No. 4 *****

TO: Ordinary Meeting - 10 February 2014
REPORT: Report Of Committees Report No. 5
SUBJECT: Minutes for notation by Council - Community Environment Advisory Committee
- 11 December 2013
FILE NO: MC/14/13080

These reports were dealt with at the Community Environment Advisory Committee meeting of 11 December 2013 and were listed as a Recommendation in those minutes. These items are hereby submitted to the Ordinary Meeting, together with the Minutes for formal notation by Council.

1. ITEM 8 Council Property at 34 Stuart Street

Committee members expressed their concern at the proposal to move the Manly Environment Centre to 34 Stuart Street. The Committee believes that the Manly Environment Centre should remain as a shopfront in the Central Business District as per the requirements previously agreed to. Council should consider accommodation of other community groups at this property.

2. ITEM 9 Sydney Water Issues

a. Sydney Coastal Councils and the Future of Sewage Treatment in Sydney

This Committee supports the work of Sydney Coastal Councils and its advocacy for ending ocean outfalls.

15 Coastal Councils have agreed to conduct a scoping exercise in February with a Workshop in March to discuss the future of Sewage Treatment in Sydney.

Lloyd Keen tabled a paper by the Australian Academy of Technological Sciences and Engineering "Water Recycling – Time for a New Paradigm to Preserve a Valuable Resource". This concludes that Sydney will run out of water in the next ten years and re-use will be essential. Copies will be sent out to the Committee.

b. North Head WWTP REF for Replacement of Odour Scrubber

MEC prepared and forwarded submission on behalf of Manly Council and this Committee by the extended closing date of 22nd November. Copies have been forwarded to the Local Member and Manager for Infrastructure, EPA.

Sydney Water have advised that this submission will be part of the Decisions Report which will become available in the new year.

A number of Precinct Groups have expressed their concern to Council staff about the inadequacy of the plans detailed in the REF and have requested that Council take their concerns to the Local Member.

3. ITEM 10 Cabbage Tree Bay Issues Updates

• **Friends of Cabbage Tree Bay**

Over 49 new people signed up on Ocean Care Day.

Volunteer Program and End of Year Thank You

New volunteers are being followed up.

The Volunteer Program is having a positive effect on people's behaviour.

As a MEC Volunteer Thank You, Dave Thomas from Ecodivers will conduct a snorkeling tour for them which will be followed by a morning tea at LeKiosk.

Report Of Committees Report No. 5 (Cont'd)

- **Designated Swimming Zone**

Council should confirm with RMS the area that Manly Council has authority over as this appears to be a large portion of the Cabbage Tree Bay Aquatic Reserve and therefore Manly Council may be able to manage the process of exhibiting the proposal and implementing it itself. (This information is in the LEP document maps). RMS could then be asked to implement the proposal for the area that they control which appears to be in the centre of the Aquatic Reserve.

RECOMMENDATION

That the minutes of the Community Environment Advisory Committee meeting on 11 December 2013 be received and noted:

1. ITEM 8 Council Property at 34 Stuart Street

The Committee recommends to the General Manager:

- Is concerned at the proposal to move the Manly Environment Centre to 34 Stuart Street
- Believes that the Manly Environment Centre should remain as a shopfront in the Central Business District as per the requirements previously agreed to.

Requests that Council consider the accommodation of other community groups at this property.

2. ITEM 9 Sydney Water Issues

Council write to the local member to express the concerns of a number of Precincts that the REF Odour Scrubber Proposal is a totally inadequate solution to a significant long term problem which has been the subject of an Ombudsman's Report.

In order to clarify the issue and what it means for Manly, Lloyd Keen will raise these matters at the Joint Precincts Forum in the new year.

3. ITEM 10 Cabbage Tree Bay Issues Updates

- That the committee continues to seek that Cabbage Tree Bay be a designated swimming zone within the Reserve boundary.
- That Council develop a proposal with RMS for exhibition
- That Council investigate Council Rangers being given an exchange of powers with RMS (as already exists with Fisheries).

ATTACHMENTS

There are no attachments for this report.

OM10022014RC_2.DOC

***** End of Report Of Committees Report No. 5 *****

TO: Ordinary Meeting - 10 February 2014
REPORT: Report Of Committees Report No. 6
SUBJECT: Minutes for notation by Council - Community Safety & Place Management Advisory Committee - 12 December 2013
FILE NO: MC/14/13675

These reports were dealt with at the Community Safety & Place Management Advisory Committee meeting of 12 December 2013 and were listed as a Recommendation in those minutes. These items are hereby submitted to the Ordinary Meeting, together with the minutes for formal notation by Council.

1. ITEM 3.5 Manly Courthouse/Police Station Refurbishment Update

A letter received from Michael Talbot, Assistant Director General for Court and Tribunal Services was tabled at this meeting. It stated that the court will be opening on the 6th January 2014, outlines the upgraded facilities that will be provided at the court and confirmed that all matters requiring more than a one day hearing will be heard at the Downing Centre as was prior to the court renovation. In response to the matter of the loss of ½ a Magistrate the letter stated:

"The Chief Magistrate regularly monitors changes in workloads at its various sitting locations, and reviews the allocation of magistrates to ensure the optimum use of the courts resources."

This matter was discussed and the following issues raised:

- The impact on the local community having matters over 1 day being heard at Downing Street, in particular AVOs and domestic violence issues.
- An impact assessment/review of the loss of a magistrate and the closure of North Sydney and Hornsby courts

2. ITEM 7 LATE NIGHT MANLY WORKING GROUP – MARKET LANE SATURDAYS

The Committee was updated on the latest events at Market Lane Saturdays. Unfortunately due to inclement weather 3 of the last 5 events were cancelled, but the last 2 events; the Movember Rap Up and the skateboarding night quickly gathered momentum, with good crowds and positive feedback. It was noted that the final Market Lane Saturday was this Saturday night. The night has a Christmas theme with carol singers, stalls, a snow machine and a top local band. The Committee members were encouraged to come down and support the event.

The Committee expressed their gratitude to Sarah O'Brien and council staff for the excellent job they have done in organising the Market Lane Saturdays. The events have been seen as a great success, bringing a different vibe and demographic to Manly and the committee fully support the continuation of such "pop up" events for next financial year. It was felt that improved accessibility of Manly Council's social media pages for promotion and marketing would assist any future events. The Committee endorsed a budget bid application for the Market Lane Saturday's events to continue in 2014.

3. ITEM 9 COMMUNITY MURAL PROJECT AT HARRIS FARM

Cam Wall from the Manly Youth Council gave a short presentation on the background to the painting of the mural at Harris Farm and highlighted many of the positive outcomes of the project. Kate Munro, Manly Council Youth Development Officer, proposed Cam Wall as the youth representative for the Community Safety and Place Management Committee a position that has been vacant for some time.

Report Of Committees Report No. 6 (Cont'd)**RECOMMENDATION**

That the minutes of the Community Safety & Place Management Advisory Committee meeting on 12 December 2013 be received and noted:

1. ITEM 3.5 Manly Courthouse/Police Station Refurbishment Update

That the letter be tabled at the next council meeting and the Committee monitors the impact of the changes and further advises the Local State Member and the Attorney General of any issues.

2. ITEM 7 LATE NIGHT MANLY WORKING GROUP – MARKET LANE SATURDAYS

The Committee recommends to the General Manager and Council that Ms Sarah O'Brien and Manly Council staff are thanked for their commitment to the Market Lane Saturday events. The Committee recommends to the General Manager and Council that support for Market Lane Saturday Program continues in 2014 and the above comments be noted.

3. ITEM 9 COMMUNITY MURAL PROJECT AT HARRIS FARM

The Committee recommends to the General Manager that Mr Cam Wall be approved as the youth representative on the committee.

ATTACHMENTS

There are no attachments for this report.

OM10022014RC_3.DOC

***** End of Report Of Committees Report No. 6 *****

TO: Ordinary Meeting - 10 February 2014
REPORT: Environmental Services Division Report No. 3
SUBJECT: Progress Towards the Community Carbon Emission Target for Manly LGA.
FILE NO: MC/14/13700

SUMMARY

Council resolved to achieve a 25% carbon emission reduction from Council's 2000 level by 2020.

In order to achieve and exceed this target, Council engaged Kinesis to undertake a Carbon Emissions Reduction Project (CERP). As part of the CERP, progress against the corporate and a similar community target has been monitored (using the best available data) and strategies to achieve these targets developed.

A *Manly LGA 2011/12 Community Carbon Footprint Report* (Attachment 1) prepared by Kinesis indicates a **6% reduction** in emissions generated per person across the LGA from 2009/10 to 2011/12.

REPORT

Introduction & Background

At Council's Ordinary meeting of 14 September 2009, Council resolved:

"That Council's target on carbon emissions be brought into line with Prime Minister Mr. Rudd's recent announcement to commence phasing-in of emission reductions from 1 July 2011 and working to a 25% carbon emission reduction on the 2000 level by 2020."

Note: Australia has unconditionally committed to reduce its emissions by 5% compared with 2000 levels by 2020, and up to 25% conditional on the extent of international action.

In order to achieve this target the Carbon Emissions Reduction Project (CERP) was commissioned and expert consultant firm 'Kinesis' was appointed by Council under tender T2009/04 to prepare a Carbon Reduction Strategy and Action Plan for Council Corporate and a separate community strategy for Manly LGA.

A Draft Manly Community Climate Change Action Plan 2012-2020 was prepared in June 2011 to achieve and exceed if possible a 25% reduction in emissions by 2020 from the baseline 2009/10 year. Note: finalisation of the Plan was dependent on details of the *Manly2015* project, as well as various State and Federal Government initiatives.

A **6% reduction** in carbon emissions generated per person across the LGA has been achieved according to the *Manly LGA 2011/12 Community Carbon Footprint Report* (Attachment 1) (from 2009/10 to 2011/12).

Note: The 2009/10 carbon footprint was used as the baseline year against which future emissions have been and will be measured for Council. This year was preferred over the year 2000 as a more complete and accurate data set was available.

This Report presents the community carbon footprint for Manly LGA for 2011/12 in comparison to 2009/10.

Note: A complete data set was not available for 2012/13 at the time the Report was prepared.

Attachment 1 - Manly LGA 2011/12 Community Carbon Footprint Report, prepared by Kinesis.

Environmental Services Division Report No. 3 (Cont'd)**Key points****Figure 1 – Manly LGA Per Person Greenhouse Gas Emissions**

- Per person greenhouse gas emissions have reduced from 8.6 tonnes of tonnes of carbon dioxide equivalents (CO₂-e) to 8.1 tonnes from 2009/10 to 2011/12.
- This accounts to a **6% reduction in emissions per person** across the LGA.

Figures 2 and 3 – Manly LGA Greenhouse Gas Emissions by Sector

- The majority of the Manly LGA's emissions are generated from gas and electricity consumption from residential dwellings (39%) and non-residential buildings (28%); and residential transport (21%).
- Emissions generated from electricity and gas consumption from residential dwellings and commercial buildings have decreased and emissions generated from residential transport have increased over the period from 2009/10 to 2011/12.

Figure 4 - 2009 Annual Greenhouse Gas Emissions Per Person Per Suburb

- The highest greenhouse gas emissions per person per suburb for 2009 are for Seaforth (6,943 kg of CO₂-e) and Clontarf, followed by Balgowlah Heights, Balgowlah, Fairlight and Manly with the lowest (4,668 kg of CO₂-e).

Note: This data is not available at a suburb level on an annual basis.

Conclusion

According to *Manly LGA 2011/12 Community Carbon Footprint Report*, prepared by Kinesis, emissions per person across the LGA have reduced by 6% from 2009/10 to 2011/12. Response to recent increases in energy prices, various State, Federal and Local Government policy and initiatives are likely to have played a role in reported emission reduction.

RECOMMENDATION

THAT Council:-

1. Receives and notes the *Manly LGA 2011/12 Community Carbon Footprint Report*.
2. Continues to monitor progress against the Manly LGA carbon emission reduction target.
3. Updates and finalises the Draft Manly Community Climate Action Plan (renamed Manly LGA Carbon Emission Reduction Strategy and Action Plan).
4. Uses the results of the attached *Manly LGA 2011/12 Community Carbon Footprint Report* and future carbon footprint reports for the LGA to focus future Programs to deliver targeted and effective action.
5. Integrates relevant recommendations and outcomes of the Finalised Manly LGA Carbon Emission Reduction Strategy and Action Plan into Council Programs and relevant Council initiatives.

ATTACHMENTS

AT-1	Manly LGA 2011/12 Community Carbon Footprint Report - Kinesis 3 February 2014	10 Pages
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OM10022014ESD_3.DOC

***** End of Environmental Services Division Report No. 3 *****



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Figure 1. Manly LGA Per Person Greenhouse Gas Emissions

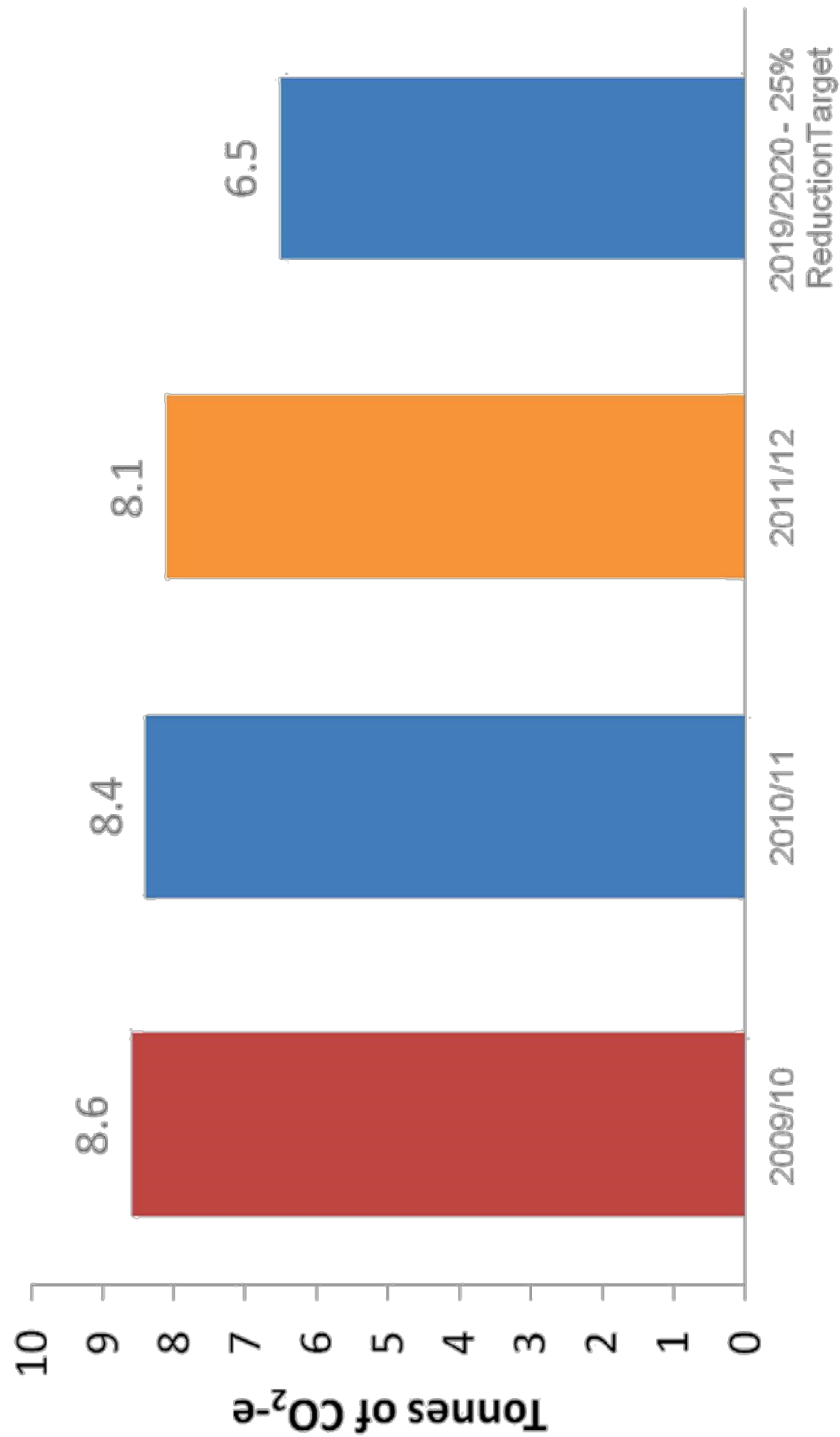


Figure 2. Manly LGA Greenhouse Gas Emissions by Sector

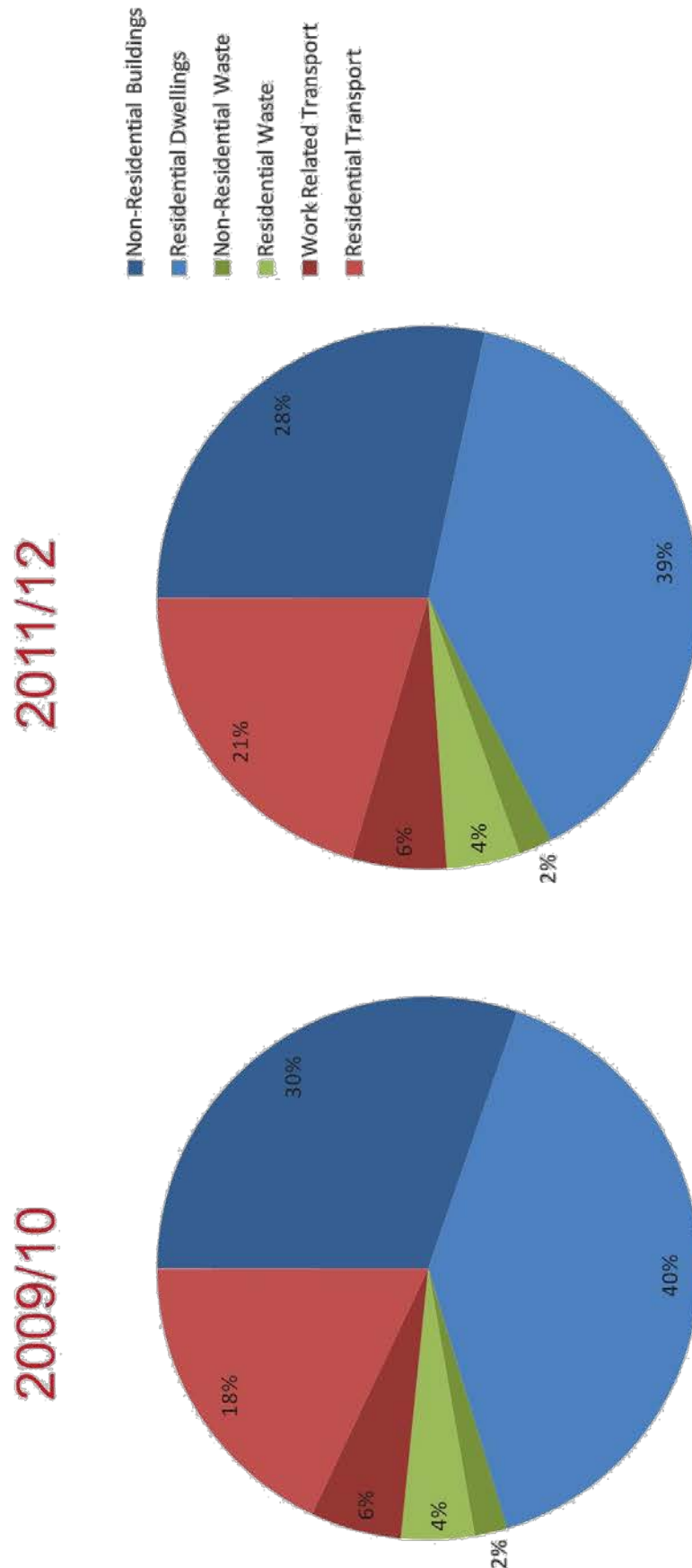


Figure 3. Manly LGA Greenhouse Gas Emissions Changes by Sector

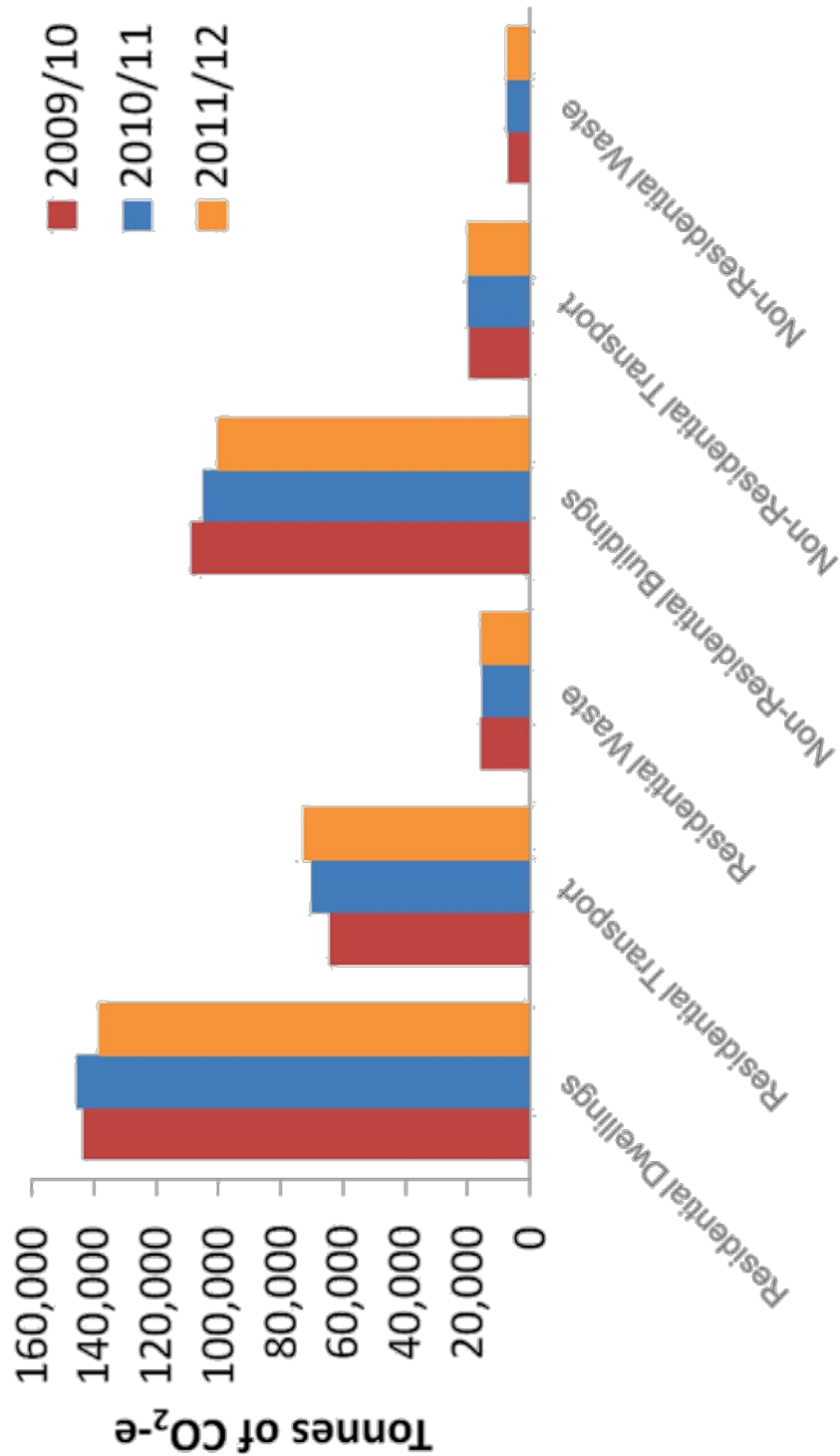


Figure 4. 2009 Annual Greenhouse Gas Emissions Per Person Per Suburb



Suburb	kgs-CO ₂ -e (per person)
Manly	4,868
Fairlight	4,824
Balgowlah	5,303
Balgowlah Heights	6,204
Clontarf	6,912
Seaford	6,943

Per suburb greenhouse gas emissions includes residential emissions (electricity, gas, transport, waste) for that suburb. This figure is then divided by that suburb's estimated total population to derive the per person per suburb figures.

Land-use Projections

Population: Total population in the Manly LGA is projected to rise from approximately 41,000 in 2009 to approximately 45,500 by 2020.

Dwellings: Total residential dwellings in the Manly LGA are projected to rise from approximately 18,000 in 2009 to approximately 19,400 by 2020

Non-residential floor space: Non-residential floor space in the Manly LGA is projected to rise from approximately 277,200 m² in 2009 to approximately 302,800 m² by 2020

ATTACHMENT 1

Environmental Services Division Report No. 3.DOC - Progress Towards the Community Carbon Emission Target for Manly LGA.

Manly LGA 2011/12 Community Carbon Footprint Report - Kinesis 3 February 2014

Data Currency

Data	Source	Currency
Residential Electricity	Ausgrid	2012/13 Financial Year
Residential Gas	Jemena	2012 Calendar Year
Non-Residential Electricity	Ausgrid	2012/13 Financial Year
Non-Residential Gas	Jemena	2012 Calendar Year
Residential Transport	Bureau of Transport Statistics	2011/12 Financial Year
Non-Residential (Journey to Work) Transport	ABS Census Journey to Work dataset	2011 Census
Residential Waste	Manly Council	2012/13 Financial Year
Non-Residential (commercial or trade) Waste	Manly Council	2010/11 Financial Year (estimated for 2011/12)

Environmental Services Division Report No. 3.DOC - Progress Towards the Community Carbon Emission Target for Manly LGA.

Manly LGA 2011/12 Community Carbon Footprint Report - Kinesis 3 February 2014

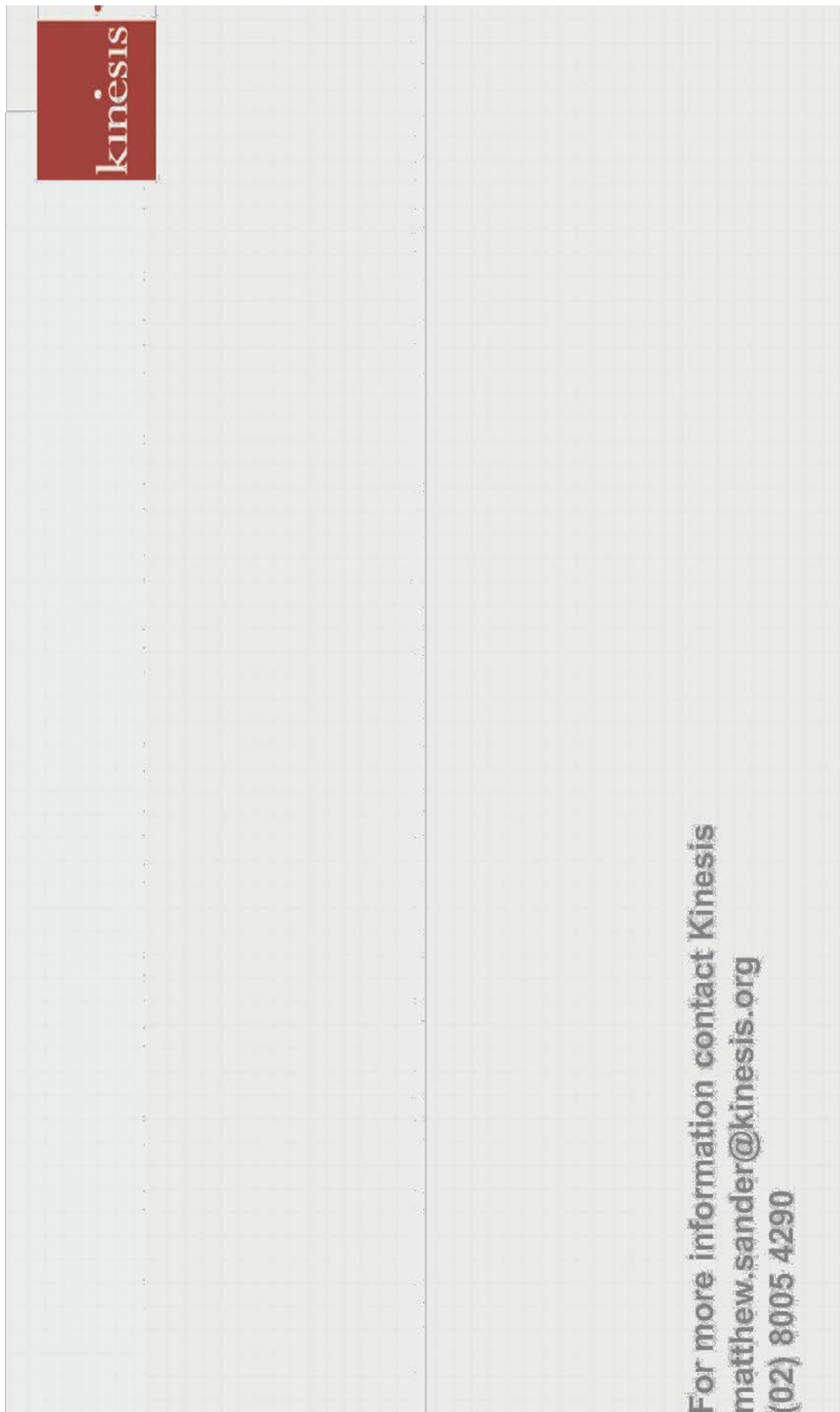
Data and Sources

Data	Source	Geography
Residential tariff electricity consumption (MWh/year)	Ausgrid	Suburb
Non-Residential (or business) tariff electricity consumption (MWh/year)	Ausgrid	TGA
Residential tariff gas consumption (MJ/year)	Jemena	TGA
Non-Residential (or business and industrial) tariff gas consumption (MJ/year)	Jemena	TGA
Residential transport (km by mode per year)	Bureau of Transport Statistics Household Travel Survey	TGA
Non-Residential transport (matrix of origin and destination by mode and distance)	ABS Census Journey to Work dataset	LGA
Residential waste consumption (tonnes of landfill, recycling and green waste per year)	Council	TGA
Non-Residential (commercial or trade) waste consumption (tonnes of landfill, recycling and green waste per year)	Council	TGA
Energy Greenhouse Gas Emission Factors (Note: projections incorporate the 20% RET target to 2020, no change has been predicted beyond 2020)	AGO National GHG Accounts Workbook	State
Waste Greenhouse Gas Emission Factors	AGO National GHG Accounts Workbook	State
Residential dwellings (number of detached, attached and multi-unit dwellings for base year)	Council	Suburb
Non-residential floor space (m2 of commercial, retail and industrial floor space for base year)	Council	Suburb
Dwelling occupancy (average occupants per dwelling for detached, attached and multi-unit dwellings for base year)	ABS Census	Suburb
Residential car ownership rates (average vehicles per household for detached, attached and multi-unit dwellings for base year)	ABS Census	Suburb

ATTACHMENT 1

Environmental Services Division Report No. 3.DOC - Progress Towards the Community Carbon Emission Target for Manly LGA.

Manly LGA 2011/12 Community Carbon Footprint Report - Kinesis 3 February 2014



TO: Ordinary Meeting - 10 February 2014
REPORT: Corporate Services Division Report No. 3
SUBJECT: Second Quarter Report (1 October to 31 December 2013) – Progress with Four Year Delivery Program 2013-2017, Operational Plan 2013-2014 and Budget 2013-2014
FILE NO: MC/14/12486

SUMMARY

This report provides the second progress report on Council's Four Year Delivery Program 2013-2017 and One Year Operational Plan 2013-14 for the period 1 October to 31 December 2013, in accordance with the requirements of section 404(5) of the *Local Government Act, 1993*.

Attached is a detailed matrix and graphs showing Council's progress in the second quarter of its 2013-2017 Delivery Program as adopted by Council in 4 June 2013.

Quarterly Financial Review Reports for the quarter ending 31 December 2013, including variation recommendations are also discussed and detailed in the Attachments.

REPORT

Section 404(5) of the *Local Government Act, 1993*, requires the General Manager to ensure that regular progress reports are provided to the council "with respect to the principal activities detailed in its Delivery Program. Progress reports must be provided at least every 6 months".

In June 2013, Council adopted the Community Strategic Plan Beyond 2023 and its various components, including the Four Year Delivery Program 2013-2017, and One Year Operational Plan 2013-14.

In June 2013, Council revisited and reviewed various elements of its previously adopted Community Strategic Plan Beyond 2021, and prepared a new suite of plans. This is the second report on the Delivery Program 2013-2017, and the quarter to 31 December 2013.

The Delivery Program establishes the principal activities to be undertaken by Council to implement the strategies established by the Community Strategic Plan Beyond 2023 within the resources available under the Resourcing Strategy. This cascades downwards to the various one year actions that are articulated in the One year Operational Plan 2013-14 that are reported to Council on a quarterly basis (September 2013, December 2013 and March 2014 through quarterly reports) and annual basis for the year ending 30 June 2014 (through the Annual Report).

Contained within the Delivery Program are the four main strategic directions undertaken by Council that provide a focus for the development of key goals and strategies arising from the adoption of the Community Strategic Plan. These are:

1. Social Priorities
2. Economic Priorities
3. Environmental Priorities
4. Governance Priorities

The attached spreadsheet (see Attachment 1) shows progress on the various 2013-2017 Delivery Program strategies and actions for the December 2013 quarter, and is circulated under separate cover, along with trend data on the key performance indicators. The graphs (at Attachment 2), display monthly data for 2013, and the 2012 and 2011 calendar years for comparative purposes, and are also circulated under separate cover.

This Report provides for the requirement of statutory reporting on the Council's four Strategic directions in the Delivery Program for the period ending 31 December 2013.

Corporate Services Division Report No. 3 (Cont'd)

Some of the key Delivery Program highlights for the second quarter are as follows:

Social priorities – Council continues its long standing commitment to operations in the areas of community safety, information and cultural services. This included programs relating to late night transport education, youth and children's services, meals on wheels, library events and services, citizenship and special needs specific programming. The professional lifeguard service continues to be very active during this quarter providing safe swimming with various preventative measures undertaken on Manly Ocean Beach during the warmer spring/summer months. Highlights in the cultural area include eight successful events for the Market Lane Saturdays, the October Jazz/Arts Festival, and the Christmas festivities including the Choral concert in December.

Economic priorities – Key projects have progressed relating to the former Seaforth TAFE Site, including renovation and landscaping works in order to prepare for community piazza uses. The Manly 2015 project is progressing in terms of streetscape and landscaping capital works improvements in Short Street and finalisation of Council's financial and economic feasibility assessments for the project. A CAPEX report on the Manly Oval Car park project was also lodged with the Division of Local Government as part of Council's resolutions of June 2013 regarding the Manly 2015 plan to improve car parking infrastructure for the Manly town centre. Other maintenance and improvements to our community infrastructure took place through footpath audits and continuing capital works programs, together with HopSkipJump community bus network. Collaboration with the Manly Chamber of Commerce continued through the operation of the Manly Mainstreet program.

Environmental priorities – during the quarter Council continued to responsibly manage our waste, cleaning, community environmental partnerships to protect our community and environmental assets. There is continuous progress with environmental initiatives eg Bushland regeneration, threatened species management, and Watercycle Management. Manly Environment Centre continued its monthly program of events, environmental advocacy work and environmental education initiatives. In relation to urban planning, various amendments proposed for the Manly Local Environmental Plan 2013 and the Manly Development Control Plan 2013 are being continued with Council, various agencies and private proponents, together with the NSW Department of Planning.

Governance priorities – continuous progress is being made with improvements to Council's governance and reporting systems, policies and procedures. Computer system upgrades are occurring including the refinements of the new Electronic Document Management System (HP - TRIM), recruitment of staff, strategic organisational development initiatives included a focus on Work Health & Safety, performance partnering and coordination of the Investors in People program. Council continues to work with regional stakeholders through SHOROC to improve resources for the local area and Northern Beaches region through savings and enhancements to transport, health and liveability.

QUARTERLY FINANCIAL REPORT

This Financial Report for the period ending 31 December 2013 for the second quarter 2013/2014 Financial Year has been prepared in accordance with the Clause 203(2) of the Local Government (General) Regulation, 2005. The Division of Local Government has also issued guidelines to Councils regarding the requirements for the Quarterly Budget Review Statements (QBRS) reporting.

The QBRS are now required to be presented on an accrual basis, and include the following Statements:

1. Budget Review Statement by the Responsible Accounting Officer on Council's financial position

Corporate Services Division Report No. 3 (Cont'd)

2. Income and Expenses Budget Review Statement (with recommended variations)
3. Capital Budget Review Statement
4. Cash and Investments Statement
5. Key Performance Indicators
6. Summary of Contracts entered into during the Quarter
7. Consultancy and Legal Expenses Statement

Council's Budget as presented to Council has been prepared on a "Cash" basis, while the Four Year Delivery Program, Budget and Ten year Long Term Financial Plan as adopted by Council in June 2013 with the Community Strategic Plan is prepared on an "Accruals" basis.

The following is a summary of Council's adopted Cash Budget for 2013/2014 and revised Budget Estimates as at 31 December 2013, following the adjustments included in this report.

	Original Budget	Revised Budget As at 30/09/2013	Revised Budget As at 31/12/2013
Income	\$72,854,807	\$72,871,007	\$73,139,607
Capital Income	\$55,608,705	\$50,700,035	\$50,790,036
Total Income	\$128,463,512	\$123,571,043	\$123,929,643
Operating Expenditure	\$70,910,129	\$71,046,029	\$71,286,714
Capital Expenditure	\$57,553,383	\$53,050,014	\$53,319,679
Total Expenditure	\$128,463,512	\$124,096,043	\$124,606,393
Net Surplus / (Deficit)	\$0	(\$525,000)	(\$676,750)

The Statements (listed above) setting out details of the variations to the Budget for the financial year ended 30 June 2013, as well as Council's Restricted Funds Balance (Reserves) are attached as Attachment 3.

The December 2013 quarter budget review reports a cash budget deficit for the financial year of \$676,750. This is due to an increase in legals and the capital cost of setting up Hello Manly. On an accrual basis the Quarterly Budget Review Statement forecasts a quarterly surplus of \$12,000. The full annual financial statement Net operating Result forecast is \$1.545 million and Net Operating Result before Capital Income is forecast \$1.074 million. However, Council's "Unrestricted Current Ratio" remains unchanged from the revised September Quarterly Review forecast of 1.01:1 from the original budget of 1.42:1.

RECOMMENDATION**THAT**

1. The second quarterly report for the 2013-14 Operational Plan and progress report with the second year of Council's Delivery Program 2013-2017 be received and noted.
2. The Financial Statement for the quarter ended 31 December 2013, including the revised estimates and recommended variations contained within the report, be adopted.

ATTACHMENTS

AT- 1	Delivery Program Second Quarter Matrix	19 Pages	Circulated in Attachments document
AT- 2	Graphs Quarterly Report October to December 2013 on Delivery Program 2013-2017	12 Pages	Circulated in Attachments document
AT- 3	Report Qtly Budget Review	13 Pages	Circulated in Attachments document

Corporate Services Division Report No. 3 (Cont'd)

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***** End of Corporate Services Division Report No. 3 *****

TO: Ordinary Meeting - 10 February 2014
REPORT: Corporate Services Division Report No. 4
SUBJECT: Report on Council Investments as at 31 December 2013
FILE NO: MC/13/145110

SUMMARY

In accordance with clause 212 of the Local Government (General) Regulation 2005, a report setting out the details of money invested must be presented to Council on a monthly basis.

The report must also include certification as to whether or not the Investments have been made in accordance with the Act, the Regulations and Council's Investment Policy.

REPORT

Council is required to report on a monthly basis, all invested funds which have been made in accordance with the Local Government Act 1993, The Local Government (General) Regulation 2005, and Council's Investment Policy.

Attached is the report of the bank balances and investment performance for **December 2013**.

Legislative & Policy Implications

Manly Council Investment Policy
Section 625 Local Government Act 1993
Clause 212 Local Government (General) Regulation 2005
DLG Circular 11-01 – Ministerial Investment Order dated 12 January 2011
DLG Circular 10-11 – Investment Policy Guidelines

Certification – Responsible Accounting Officer

I hereby certify that the investments listed in the attached report have been made in accordance with Section 625 of the Local Government Act 1993, clause 212 of the Local Government (General) Regulation 2005 and Council's Investment Policy.

Investment Performance

The Investment Report shows that Council has total Investments of \$34,313,247 comprising a Commonwealth Bank Balance of \$1,490,523 and Investment Holdings of \$32,822,724 directly managed.

Investments overall performed above the 90 day average Bank Bill Swap Rate (BBSW) for the month providing a return of **3.74%** (*Council Benchmark =2.61% - benchmark is 90 day average BBSW*)

The following investments are not paying interest coupons and initiating capital guarantee mechanisms to protect the investment. These include Emu Note (Dresdner Bank) and ANZ Climate Change Trust.

The average rate of return for investments paying interest is 3.91%.

Movements in Investments for the Month of December 2013

Investments Made

Corporate Services Division Report No. 4 (Cont'd)

<u>Issuer</u>	<u>Particulars</u>	<u>Face Value</u>
AMP	Term Deposit	\$1,000,000
AMP	Term Deposit	\$1,000,000
Bendigo and Adelaide Bank	Term Deposit	\$1,000,000
ING Direct	Term Deposit	\$1,000,000
ING Direct	Term Deposit	\$1,000,000
ME Bank	Term Deposit	\$1,000,000
Rural Bank	Term Deposit	\$1,000,000
Wide Bay Australia Ltd	Term Deposit	\$1,000,000

Investments Matured

<u>Issuer</u>	<u>Particulars</u>	<u>Face Value</u>	<u>Redeemed Value</u>
ME Bank	Term Deposit	\$1,000,000	\$1,000,000
ING Direct	Term Deposit	\$1,000,000	\$1,000,000
Rural Bank	Term Deposit	\$1,000,000	\$1,000,000
Rural Bank	Term Deposit	\$1,000,000	\$1,000,000

RECOMMENDATION

That: the statement of Bank Balances and Investment Holdings as at 31 December 2013 be received and noted.

ATTACHMENTS

AT- 1 Investment Report 4 Pages

OM10022014CSD_1.DOC

***** End of Corporate Services Division Report No. 4 *****

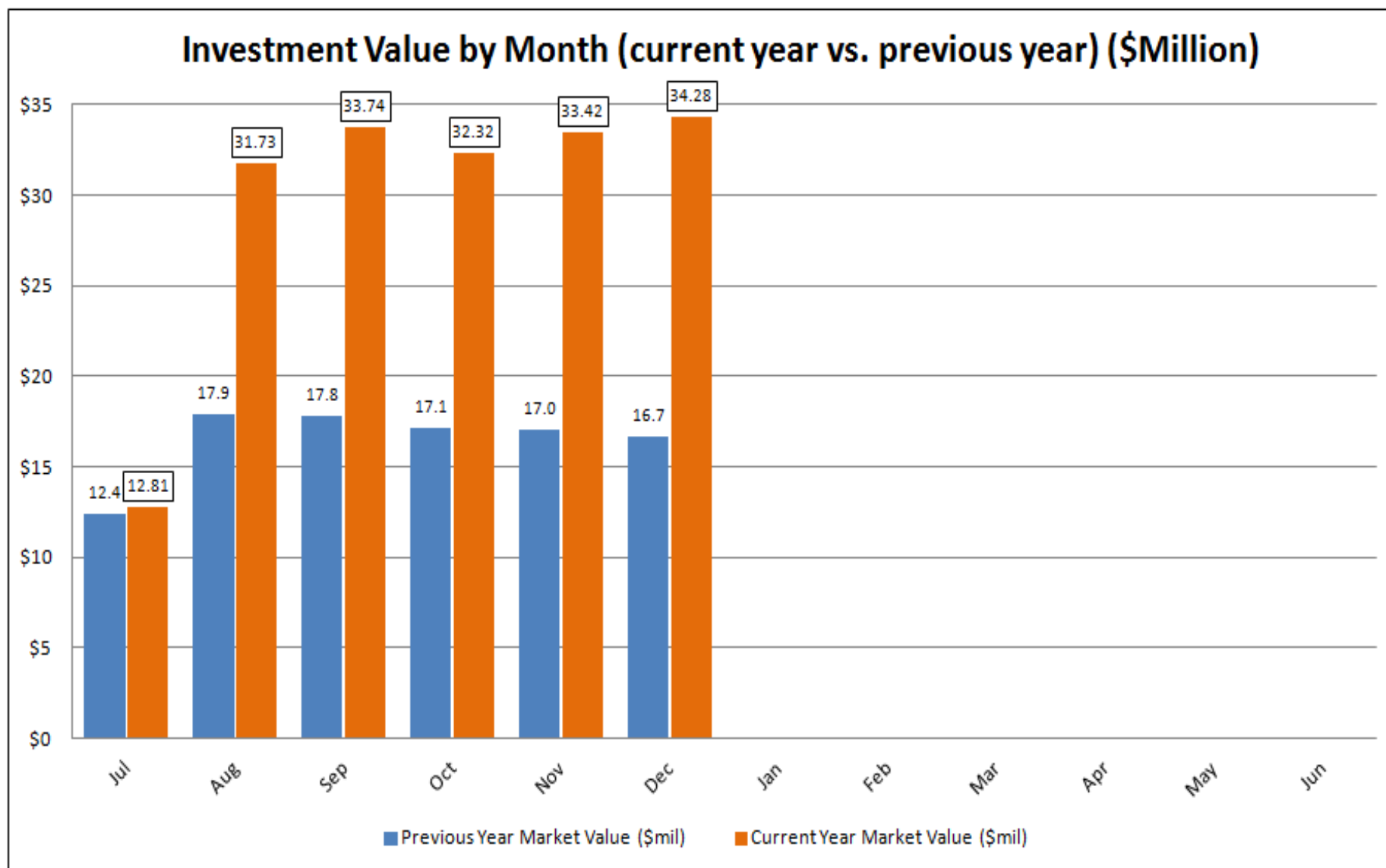
ATTACHMENT 1

Corporate Services Division Report No. 4.DOC - Report on Council Investments as at 31 December 2013 Investment Report

MANLY COUNCIL INVESTMENT PORTFOLIO as at 31 December 2013										
	Form of Investment	Investment \$	Market Value \$	Percentage of Portfolio	S & P Rating	Date Invested	Call/Maturity Date	Interest Rate	Interest YTD	Interest Dec 2013
Directly Managed Funds										
Trading Account										
CBA	Cash Trading Account	1,490,523	1,490,523	4.34%	AA-			0.55% ^{(2)&(3)}	15,283	3,221
Others										
CBA	At Call	2,525,537	2,525,537	7.36%	AA-	At Call	At Call	2.50%	41,236	6,727
AMP	At Call	1,308,831	1,308,831	3.81%	A+	At Call	At Call	3.35%	41,810	5,743
Macquarie Bank	At Call	240	240 ⁽⁴⁾	0.00%	A	At Call	At Call	2.50%	2	-
RaboDirect	TD	719,877	719,877	2.10%	AA-	04/07/2013	07/01/2014	4.25%	15,088	2,598
RaboDirect	TD	268,238	268,238	0.78%	AA-	07/08/2013	03/02/2014	3.95%	4,238	900
AMP	TD	1,000,000	1,000,000	2.91%	A+	23/08/2013	25/08/2014	3.80%	13,534	3,227
AMP	TD	1,000,000	1,000,000	2.91%	A+	12/12/2013	12/06/2014	3.90%	2,030	2,030
AMP	TD	1,000,000	1,000,000	2.91%	A+	12/12/2013	12/06/2014	3.90%	2,030	2,030
Bank of Queensland	TD	1,000,000	1,000,000	2.91%	A-	23/08/2013	19/02/2014	3.90%	13,890	3,312
Bank of Queensland	TD	1,000,000	1,000,000	2.91%	A-	23/08/2013	19/02/2014	3.90%	13,890	3,312
Bank of Queensland	TD	1,000,000	1,000,000	2.91%	A-	23/08/2013	20/05/2014	3.90%	13,890	3,312
Bank of Queensland	TD	1,000,000	1,000,000	2.91%	A-	30/08/2013	26/02/2014	3.95%	13,311	3,355
Bendigo and Adelaide Bank	TD	1,000,000	1,000,000	2.91%	A-	30/08/2013	07/01/2014	3.70%	12,468	3,142
Bendigo and Adelaide Bank	TD	1,000,000	1,000,000	2.91%	A-	12/12/2013	12/06/2014	3.80%	1,978	1,978
ING Direct	TD	1,000,000	1,000,000	2.91%	A	23/08/2013	20/05/2014	3.95%	14,068	3,355
ING Direct	TD	1,000,000	1,000,000	2.91%	A	23/08/2013	19/02/2014	3.96%	14,104	3,363
ING Direct	TD	1,000,000	1,000,000	2.91%	A	02/12/2013	03/06/2014	3.80%	3,019	3,019
ING Direct	TD	1,000,000	1,000,000	2.91%	A	03/12/2013	03/06/2014	3.80%	2,915	2,915
Macquarie Bank	TD	1,000,000	1,000,000	2.91%	A	23/08/2013	23/08/2014	3.90%	13,890	3,312
ME Bank	TD	1,000,000	1,000,000	2.91%	A2	27/02/2013	27/02/2014	4.33%	21,828	3,678
ME Bank	TD	1,000,000	1,000,000	2.91%	A2	23/08/2013	19/02/2014	3.95%	14,068	3,355
ME Bank	TD	1,000,000	1,000,000	2.91%	A2	02/12/2013	03/06/2014	3.83%	3,043	3,043
National Bank	TD	1,000,000	1,000,000	2.91%	AA-	26/08/2013	26/08/2014	3.92%	13,639	3,329
National Bank	TD	1,000,000	1,000,000	2.91%	AA-	26/08/2013	26/08/2014	3.92%	13,639	3,329
National Bank	TD	1,000,000	1,000,000	2.91%	AA-	26/08/2013	26/05/2014	3.87%	13,465	3,287
National Bank	TD	1,000,000	1,000,000	2.91%	AA-	30/08/2013	30/05/2014	3.85%	12,974	3,270
Rural Bank	TD	1,000,000	1,000,000	2.91%	A-	10/09/2013	14/01/2014	3.77%	11,568	3,202
Rural Bank	TD	1,000,000	1,000,000	2.91%	A-	03/12/2013	03/06/2014	3.65%	2,800	2,800
Suncorp Bank	TD	1,000,000	1,000,000	2.91%	A+	30/08/2013	26/02/2014	3.75%	12,637	3,185
Wide Bay Australia Ltd	TD	1,000,000	1,000,000	2.91%	A2	30/08/2013	28/03/2014	3.75%	12,637	3,185
Wide Bay Australia Ltd	TD	1,000,000	1,000,000	2.91%	A2	30/08/2013	27/05/2014	3.75%	12,637	3,185
Wide Bay Australia Ltd	TD	1,000,000	1,000,000	2.91%	A2	02/12/2013	01/04/2014	3.70%	2,940	2,940
Emu Note - Dresdner Bank AG	Struct'd Note	500,000	471,800 ⁽⁴⁾	1.46%	A	25/10/2005	30/10/2015	0.00%	-	-
ANZ Climate Change Trust	Struct'd Note	500,000	498,350 ⁽⁴⁾	1.46%	AA-	18/01/2008	18/01/2014	0.00%	-	-
Total		32,822,724	32,792,874	95.66%						
Total Directly Managed Funds		34,313,247	34,283,397	100.00%						
Retired Investments									94,412	1,976
TOTAL PORTFOLIO		34,313,247	34,283,397	100%				3.74%	494,967	104,617
BENCHMARK⁽¹⁾								2.61%		
Notes:										
1 Benchmark is 90 day BBSW as at 31 December 2013										
2 Balances less than \$250,000 earn 0.15%, \$250,000 to \$499,999 earn 0.50%, greater \$500,000 earn 1%										
3 CBA Trading account not included in the monthly portfolio return calculation										
4 Market Value as at 30 November 2013										

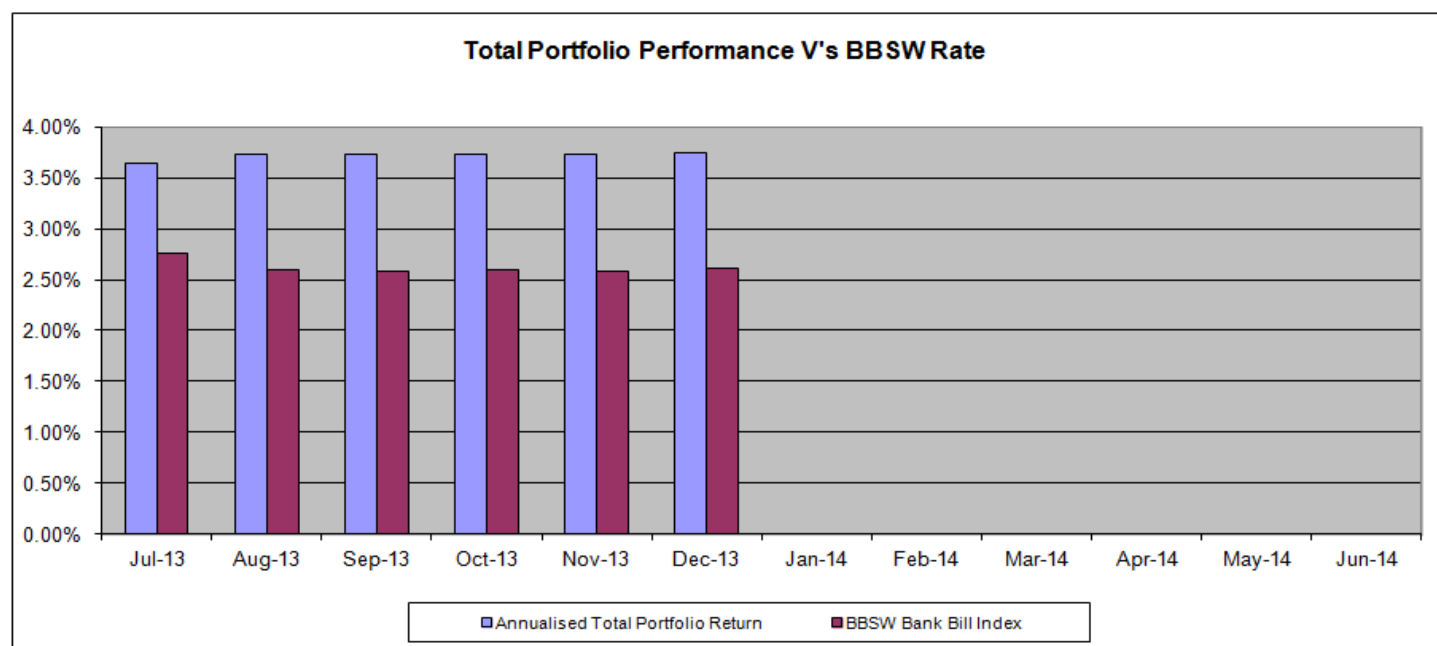
ATTACHMENT 1

Corporate Services Division Report No. 4.DOC - Report on Council Investments as at 31 December 2013 Investment Report

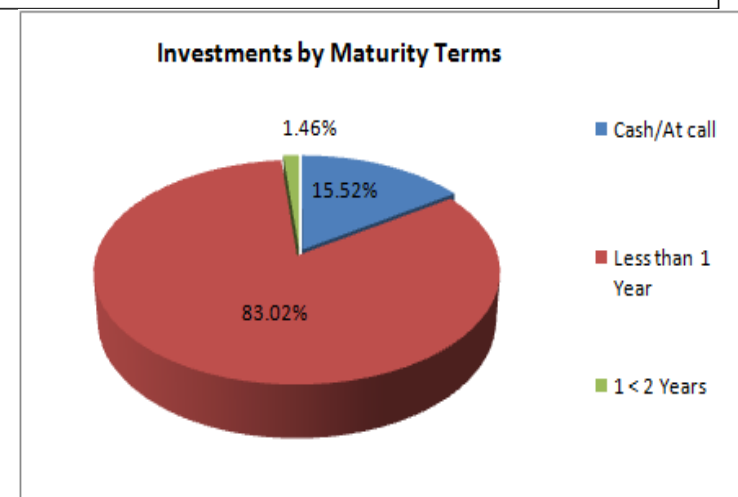


ATTACHMENT 1

Corporate Services Division Report No. 4.DOC - Report on Council Investments as at 31 December 2013 Investment Report

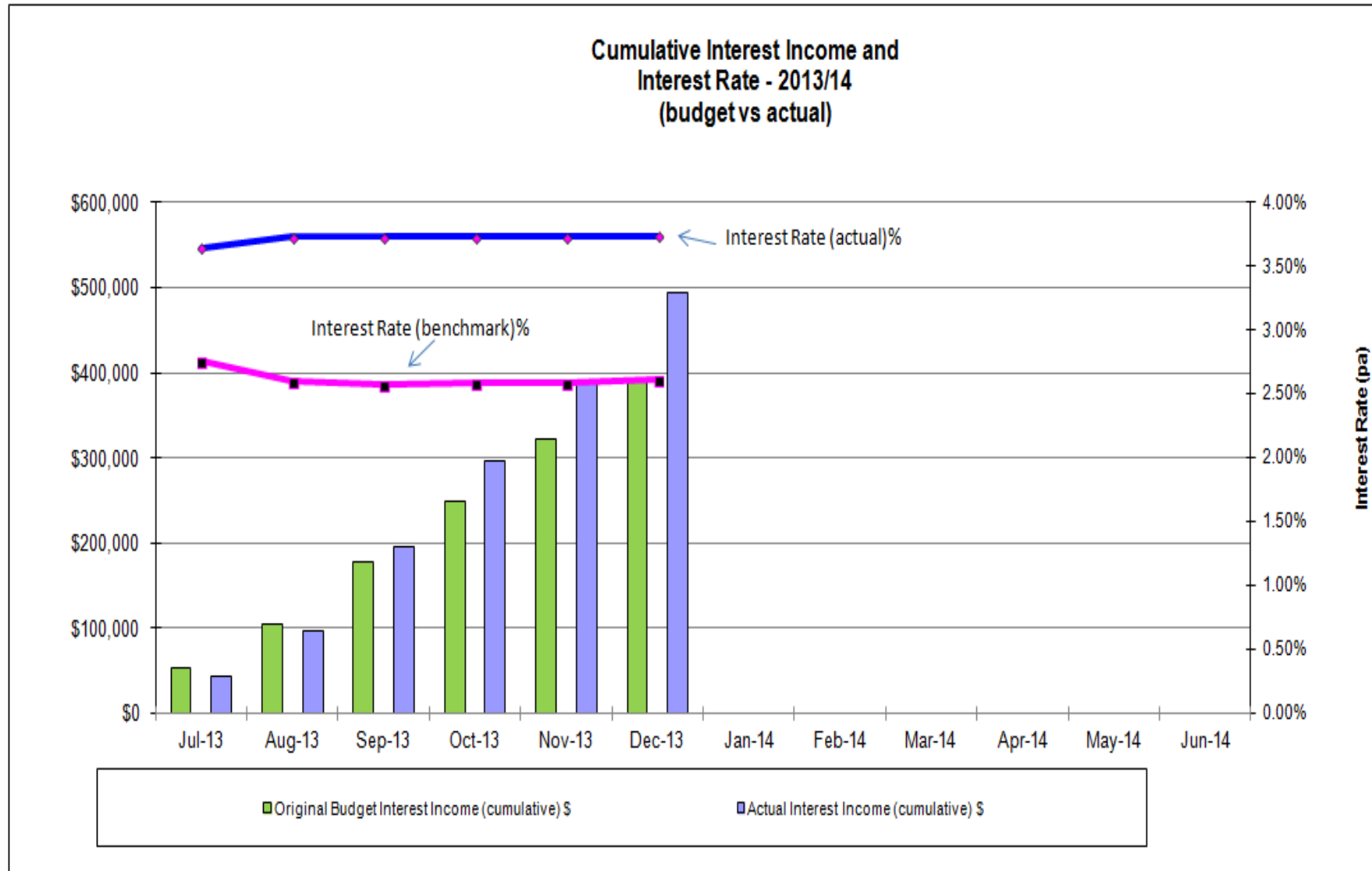


Summary by Credit Rating		No.
AA-	27.70%	9
A+	15.47%	5
A-	23.31%	8
A	16.03%	7
A2	17.49%	6
	100.00%	35



ATTACHMENT 1

Corporate Services Division Report No. 4.DOC - Report on Council Investments as at 31 December 2013 Investment Report



TO: Ordinary Meeting - 10 February 2014
REPORT: Corporate Services Division Report No. 5
SUBJECT: Report on Council Investments as at 31 January 2014
FILE NO: MC/14/12864

SUMMARY

In accordance with clause 212 of the Local Government (General) Regulation 2005, a report setting out the details of money invested must be presented to Council on a monthly basis.

The report must also include certification as to whether or not the Investments have been made in accordance with the Act, the Regulations and Council's Investment Policy.

REPORT

Council is required to report on a monthly basis, all invested funds which have been made in accordance with the Local Government Act 1993, The Local Government (General) Regulation 2005, and Council's Investment Policy.

Attached is the report of the bank balances and investment performance for **January 2014**.

Legislative & Policy Implications

Manly Council Investment Policy
Section 625 Local Government Act 1993
Clause 212 Local Government (General) Regulation 2005
DLG Circular 11-01 – Ministerial Investment Order dated 12 January 2011
DLG Circular 10-11 – Investment Policy Guidelines

Certification – Responsible Accounting Officer

I hereby certify that the investments listed in the attached report have been made in accordance with Section 625 of the Local Government Act 1993, clause 212 of the Local Government (General) Regulation 2005 and Council's Investment Policy.

Investment Performance

The Investment Report shows that Council has total Investments of \$33,295,716 comprising a Commonwealth Bank Balance of \$960,521 and Investment Holdings of \$32,335,195 directly managed.

Investments overall performed above the 90 day average Bank Bill Swap Rate (BBSW) for the month providing a return of 3.74% (*Council Benchmark =2.62% - benchmark is 90 day average BBSW*)

The investment with Emu Note (Dresdner Bank) is not paying interest coupons and initiating capital guarantee mechanisms to protect the investment.
The average rate of return for investments paying interest is 3.89%.

Movements in Investments for the Month of January 2014

Corporate Services Division Report No. 5 (Cont'd)

Investments Made

<u>Issuer</u>	<u>Particulars</u>	<u>Face Value</u>
RaboDirect	Term Deposit	\$719,877
People's Choice Credit Union	Term Deposit	\$500,000
People's Choice Credit Union	Term Deposit	\$1,000,000

Investments Matured

<u>Issuer</u>	<u>Particulars</u>	<u>Face Value</u>	<u>Redeemed Value</u>
RaboDirect	Term Deposit	\$719,877	\$719,877
Bendigo and Adelaide Bank	Term Deposit	\$1,000,000	\$1,000,000
Rural Bank	Term Deposit	\$1,000,000	\$1,000,000
ANZ Climate Change Trust	Term Deposit	\$500,000	\$500,798

RECOMMENDATION

That: the statement of Bank Balances and Investment Holdings as at 31 January 2014 be received and noted.

ATTACHMENTS

AT- 1 Investment Report 4 Pages

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***** End of Corporate Services Division Report No. 5 *****

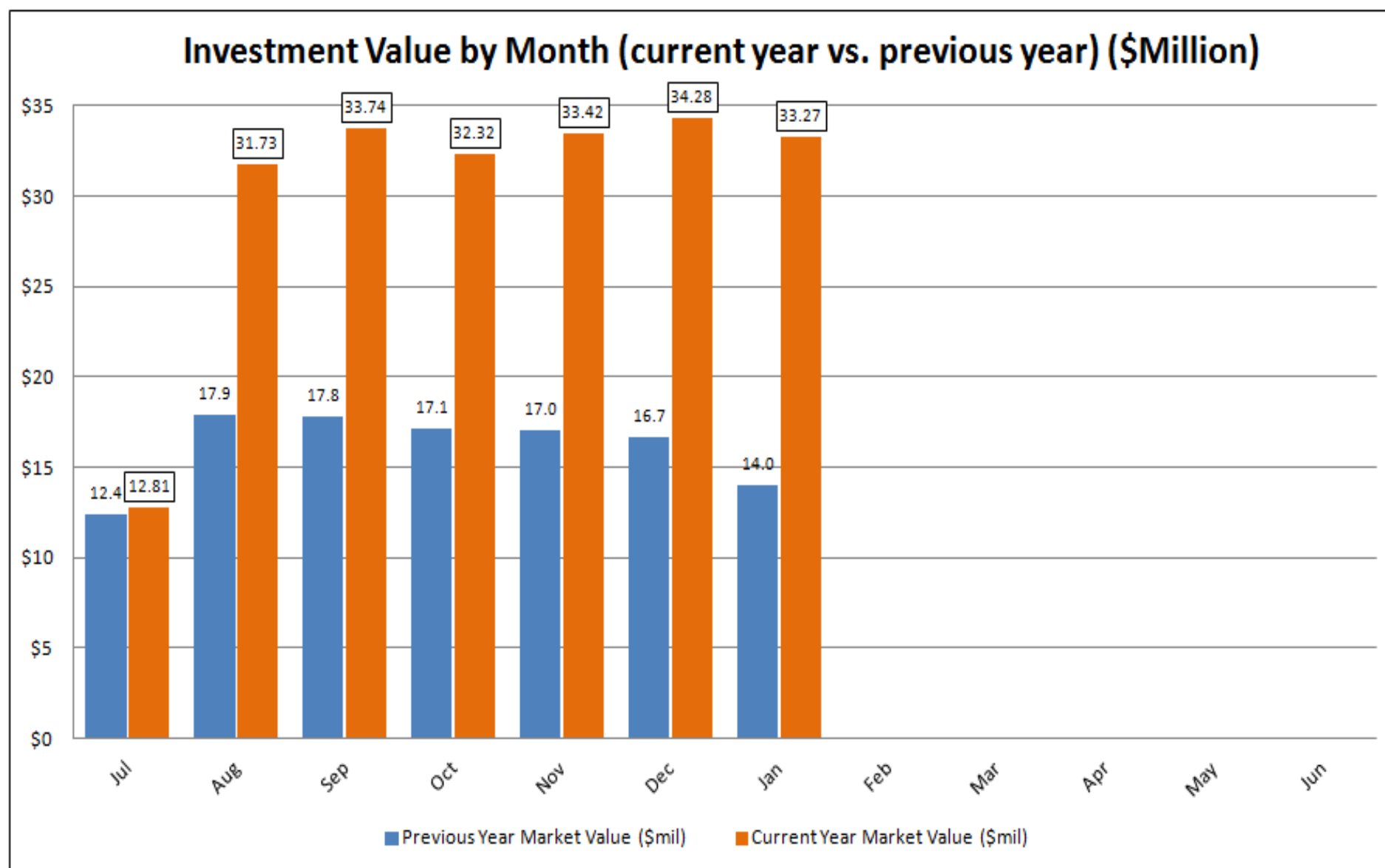
ATTACHMENT 1

Corporate Services Division Report No. 5.DOC - Report on Council Investments as at 31 January 2014 Investment Report

MANLY COUNCIL INVESTMENT PORTFOLIO as at 31 January 2014										
	Form of Investment	Investment \$	Market Value \$	Percentage of Portfolio	S & P Rating	Date Invested	Call/Maturity Date	Interest Rate	Interest YTD	Jan 2014
Directly Managed Funds										
Trading Account										
CBA	Cash Trading Account	960,521	960,521	2.88%	AA-			0.55% ^{(2)&(3)}	17,126	1,842
Others										
CBA	At Call	3,032,264	3,032,264	9.11%	AA-	At Call	At Call	2.50%	49,965	8,729
AMP	At Call	1,314,574	1,314,574	3.95%	A+	At Call	At Call	3.35%	45,550	3,740
Macquarie Bank	At Call	241	241 ⁽⁴⁾	0.00%	A	At Call	At Call	2.50%	3	1
RaboDirect	TD	719,877	719,877	2.16%	AA-	07/01/2014	07/07/2014	3.70%	1,751	1,751
RaboDirect	TD	268,238	268,238	0.81%	AA-	07/08/2013	03/02/2014	3.95%	5,138	900
AMP	TD	1,000,000	1,000,000	3.00%	A+	23/08/2013	25/08/2014	3.80%	16,762	3,227
AMP	TD	1,000,000	1,000,000	3.00%	A+	12/12/2013	12/06/2014	3.90%	5,342	3,312
AMP	TD	1,000,000	1,000,000	3.00%	A+	12/12/2013	12/06/2014	3.90%	5,342	3,312
Bank of Queensland	TD	1,000,000	1,000,000	3.00%	A-	23/08/2013	19/02/2014	3.90%	17,203	3,312
Bank of Queensland	TD	1,000,000	1,000,000	3.00%	A-	23/08/2013	19/02/2014	3.90%	17,203	3,312
Bank of Queensland	TD	1,000,000	1,000,000	3.00%	A-	23/08/2013	20/05/2014	3.90%	17,203	3,312
Bank of Queensland	TD	1,000,000	1,000,000	3.00%	A-	30/08/2013	26/02/2014	3.95%	16,666	3,355
Bendigo and Adelaide Bank	TD	1,000,000	1,000,000	3.00%	A-	12/12/2013	12/06/2014	3.80%	5,205	3,227
ING Direct	TD	1,000,000	1,000,000	3.00%	A	23/08/2013	20/05/2014	3.95%	17,423	3,355
ING Direct	TD	1,000,000	1,000,000	3.00%	A	23/08/2013	19/02/2014	3.96%	17,467	3,363
ING Direct	TD	1,000,000	1,000,000	3.00%	A	02/12/2013	03/06/2014	3.80%	6,247	3,227
ING Direct	TD	1,000,000	1,000,000	3.00%	A	03/12/2013	03/06/2014	3.80%	6,142	3,227
Macquarie Bank	TD	1,000,000	1,000,000	3.00%	A	23/08/2013	26/08/2014	3.90%	17,203	3,312
ME Bank	TD	1,000,000	1,000,000	3.00%	A2	27/02/2013	27/02/2014	4.33%	25,505	3,678
ME Bank	TD	1,000,000	1,000,000	3.00%	A2	23/08/2013	19/02/2014	3.95%	17,423	3,355
ME Bank	TD	1,000,000	1,000,000	3.00%	A2	02/12/2013	03/06/2014	3.83%	6,296	3,253
National Bank	TD	1,000,000	1,000,000	3.00%	AA-	26/08/2013	26/08/2014	3.92%	16,969	3,329
National Bank	TD	1,000,000	1,000,000	3.00%	AA-	26/08/2013	26/08/2014	3.92%	16,969	3,329
National Bank	TD	1,000,000	1,000,000	3.00%	AA-	26/08/2013	26/05/2014	3.87%	16,752	3,287
National Bank	TD	1,000,000	1,000,000	3.00%	AA-	30/08/2013	30/05/2014	3.85%	16,244	3,270
People's Choice Credit Union	TD	1,000,000	1,000,000	3.00%	A2	14/01/2014	14/04/2014	3.69%	1,719	1,719
People's Choice Credit Union	TD	500,000	500,000	1.50%	A2	14/01/2014	14/04/2014	3.69%	859	859
Rural Bank	TD	1,000,000	1,000,000	3.00%	A-	03/12/2013	03/06/2014	3.65%	5,900	3,100
Suncorp Bank	TD	1,000,000	1,000,000	3.00%	A+	30/08/2013	26/02/2014	3.75%	15,822	3,185
Wide Bay Australia Ltd	TD	1,000,000	1,000,000	3.00%	A2	30/08/2013	28/03/2014	3.75%	15,822	3,185
Wide Bay Australia Ltd	TD	1,000,000	1,000,000	3.00%	A2	30/08/2013	27/05/2014	3.75%	15,822	3,185
Wide Bay Australia Ltd	TD	1,000,000	1,000,000	3.00%	A2	02/12/2013	01/04/2014	3.70%	6,082	3,142
Emu Note - Dresdner Bank AG	Struct'd Note	500,000	473,200 ⁽⁴⁾	1.50%	A	25/10/2005	30/10/2015	0.00%	-	-
Total		32,335,195	32,308,395	97.12%						
Total Directly Managed Funds		33,295,716	33,268,916	100.00%						
Retired Investments									137,077	3,541
TOTAL PORTFOLIO		33,295,716	33,268,916	100%				3.74%	600,204	105,237
BENCHMARK⁽¹⁾								2.62%		
Notes:										
1 Benchmark is 90 day BBSW as at 31 January 2014										
2 Balances less than \$250,000 earn 0.15%, \$250,000 to \$499,999 earn 0.50%, greater \$500,000 earn 1%										
3 CBA Trading account not included in the monthly portfolio return calculation										
4 Market Value as at 31 December 2013										

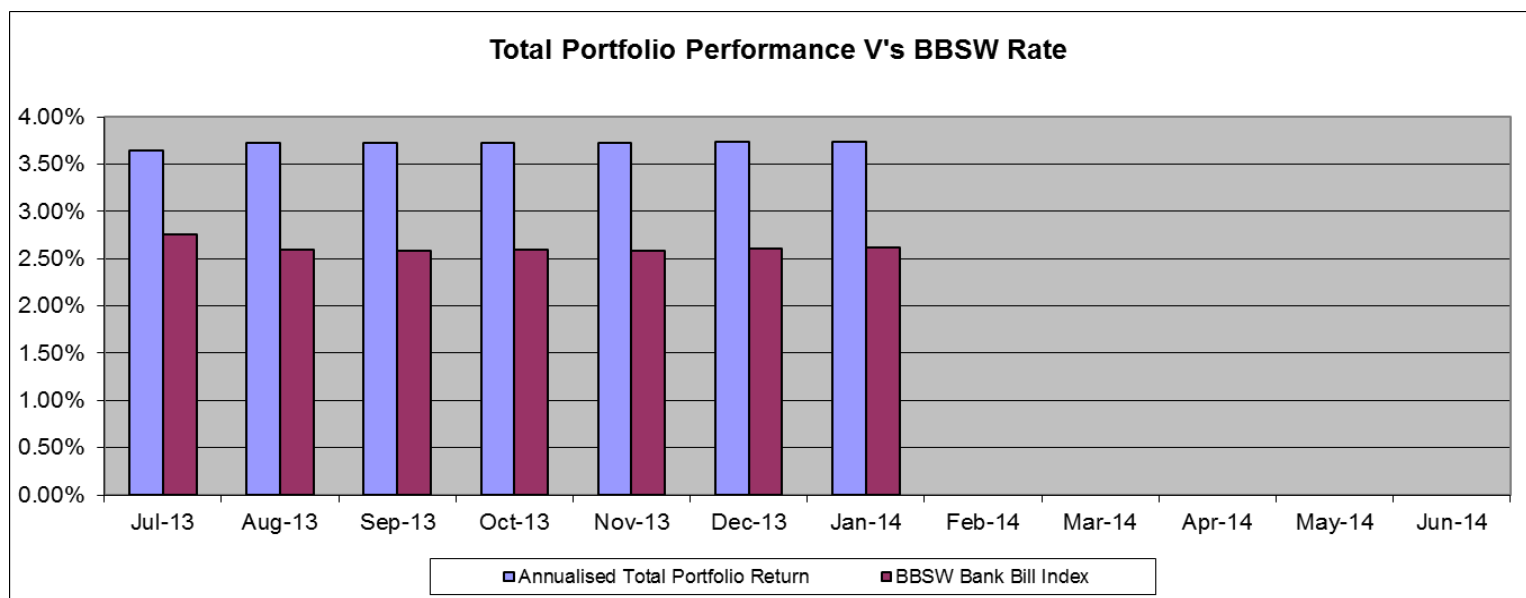
ATTACHMENT 1

Corporate Services Division Report No. 5.DOC - Report on Council Investments as at 31 January 2014 Investment Report

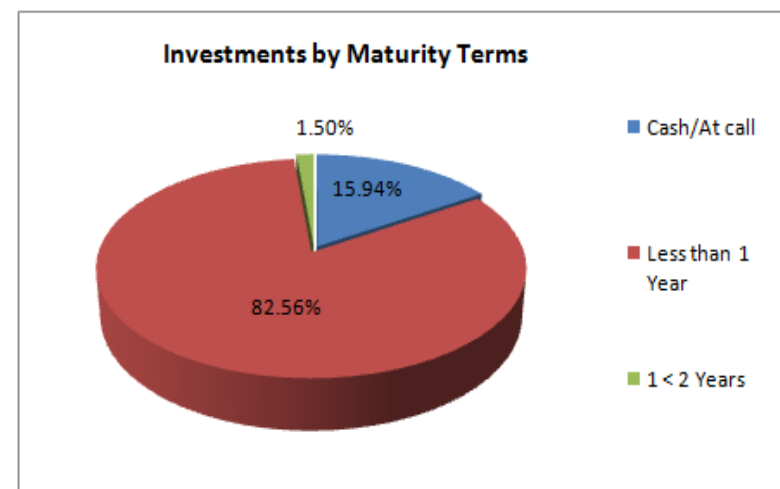


ATTACHMENT 1

Corporate Services Division Report No. 5.DOC - Report on Council Investments as at 31 January 2014 Investment Report

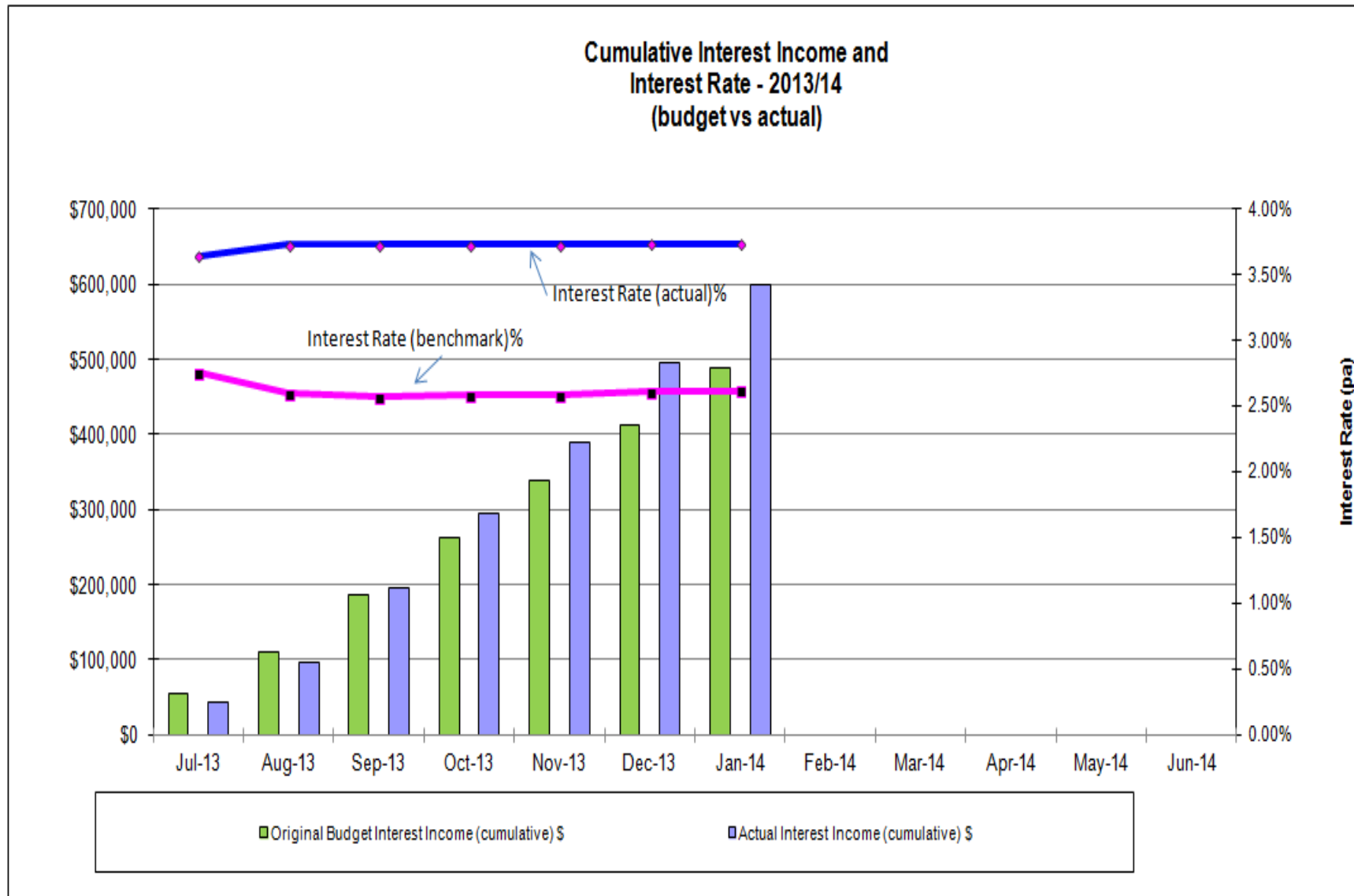


Summary by Credit Rating		No.
AA-	26.97%	8
A+	15.96%	5
A-	18.02%	6
A	16.52%	7
A2	22.53%	8
	100.00%	34



ATTACHMENT 1

Corporate Services Division Report No. 5.DOC - Report on Council Investments as at 31 January 2014 Investment Report



TO: Ordinary Meeting - 10 February 2014
REPORT: Civic and Urban Services Division Report No. 1
SUBJECT: LM Graham Reserve off Leash Dog Walking Area
FILE NO: MC/14/9924

SUMMARY

At the Ordinary Meeting of Council on the 9th September 2013, Council resolved as follows:

1. *Council defer installation of the proposed fencing along the boundary of Kenneth Road at LM Graham Reserve to allow time for stakeholder consultation; and*
2. *A Working Party, meeting monthly, is established to prioritise the list of outcomes from the public stake holder meeting of the 5th September 2013.*
3. *The Minutes of its meetings shall be provided to Council;*
4. *The Working Party shall consist of one representative from: Ivanhoe Park Precinct Community Forum; the Brookvale Soccer Club; the Cricket club; Dog Owners, and Council;*
5. *The Working Party shall provide a final report with recommendations, for reporting to the Council at its February 2014 meeting; and*
6. *The final draft report with recommendations is to be referred to the Public Domains Committee for comment.*

The outcomes and recommendations subsequently made by the working party for LM Graham Reserve off Leash Dog Walking Area, are the subject of this report.

REPORT

Over the past 2 years there has been evidence of increasing conflict at the subject reserve between the various sporting groups users and dog owners in relation to off leash dog access in same. The reserve has been both a designated off leash dog walking area and a busy sporting ground for many years.

With the recent implementation of the *LM Grahams Reserve Master Plan* the internal fencing around the soccer fields area was removed in order to implement the required changes to the reserve. This subsequently allowed users to more easily access all of the reserve (in particular dog owners), whereas prior to this these users were less likely to cross the fields because of the existing fencing acting as a deterrent.

Conflict also escalated with:

- perceived increase in usage by dog owners and professional dog walking companies;
- claims that some dogs were not under effective control by owners; and
- claims that dog faeces were not always being picked up by dog owners.

These allegations and conflict points created issues with sporting user groups and claims that children were falling / stepping in dog faeces whilst playing sport. Other complaints included claims that dogs were urinating on bags and jumping on and taking food from children.

The complaints of this nature saw sporting group users calling for a solution to these issues in the later part of 2013.

In a facilitated meeting held on 5 September, the Mayor met with a group of approximately 50 stakeholders including residents, representatives of Precincts, cricket and soccer clubs, and other

Civic and Urban Services Division Report No. 1 (Cont'd)

interested parties, to listen to their concerns and hear ideas regarding a proposed “dog designated exercise area” for the reserve.

At Council's Ordinary Meeting of 9th September 2013, Council resolved to defer any proposed works at LM Graham Reserve until recommendations were also received from the dog owners / walkers nominated working party.

The working party met on 24th October and the 28th November 2013 to discuss the issues and items raised by representatives of the other stakeholders that use the reserve. During the course of these meetings there was goodwill expressed by all parties and the group framed solutions to the issues raised providing recommendations to Council in this regard.

Key Principles agreed**Signage**

During all training periods, matches and fixtures for games for sports at L M Graham reserve; Dogs are to be on a lead at all times (*dog under effective control*). These ***dog under effective control periods*** will be defined by the by sports activity period.

In general sports, game and training periods, dates would be displayed at all entry gates by the sporting bodies, on the Ivanhoe Park Precinct notice board, and at the canteen facility for information of dog owners by the respective sporting bodies.

Fencing of an area

A fenced dog exercise area to be considered by Council along the southern side of the reserve adjoining Balgowlah Road, for use by dogs and their owners during sporting and training periods.

Any fenced dog exercise area is to exclude the canteen area, as this area should be considered separately.

The cost estimate for installation of a fenced area on the southern side of the reserve is: Estimated at \$18,000.

Dog Faeces Management strategies

A plan for managing collection of dog faeces by dog and club stakeholders was endorsed, initiatives could include:

- Development of a “Manly Dogs” website;
- “Poo Patrol” roster organised Manly Dogs group;
- More receptacles for dog owners to dispose of faeces to be provided by Council; and
- Orange bunting / safety mesh for protection and isolation of the wicket table to be installed.

Outcomes agreed by representatives and staff

That agreeing a set of recommendations between all user groups will assist to bond the community and achieve workable solutions to allow for the fair use of the reserve.

Recommendations include:

- Signage to be displayed outlining general game dates and times on reserve fencing
- Investigate option for installation of a new fenced area on the south side of reserve along Balgowlah Road.
- Copy of poo patrol roster (organised by Manly Dogs Group)

Civic and Urban Services Division Report No. 1 (Cont'd)

- Council review the number of bins on reserve and appropriate locations for installations; and
- Council to review water sources available for use.

Key Changes to Relevant Legislation***Companion Animals (Amendment) Act 2013:***

There are 9 key changes to the *Companions Animals Act 2013* these are detailed in the attached annexure.

What this will mean for council

- Councils will have broader powers to deal with menacing and dangerous dogs which threaten community safety within a stronger dog control framework.
- Councils will have stronger powers to encourage responsible pet ownership, including addressing low cat and dog registration rates in many areas.

Key points

- The Act amendments work towards achieving key NSW and Local Government objectives to promote responsible pet ownership and protect community safety. The amendments are summarised in Attachment 1.
- Many amendments were requested by councils and received strong council support in feedback provided during the recent Government consultation on Companion Animals Taskforce recommendations.
- The updated Guideline aims to assist councils to understand and carry out changes to their companion animal duties. Key updates are in Attachment 2.
- The Companion Animals Register has been updated to reflect functional changes.
- Information will be provided to councils shortly in relation to the Government's full response to the Taskforce. This will detail funding sources and other initiatives to boost council capacity to deliver companion animal programs locally.

Conclusion of Working Party

The working party recommends that the actions outlined below and required by Council staff, sporting clubs and dog owners / groups are endorsed by Council to ensure that a workable solution can be achieved for the use and enjoyment by all stakeholders user groups in the reserve.

RECOMMENDATION

That:

1. During all training periods or matches for sports at LM Graham Reserve:
 - a) Dogs are to be on a lead at all prescribed times. (*Dogs under effective control*) *Companion Animals Act. except within the allocated off leash dog fenced area*
 - b) Each game and booked training times and dates are to be displayed at all entry gates to LM Graham reserve by the respective sporting groups.
 - c) A notice to Dog Owners is placed on the Ivanhoe Park Precinct Notice board and at the Canteen facility, for information on the matches and training periods.
 - d) That a fenced area be considered on the southern side of the reserve along Balgowlah Road, and the installation of water source, seating and bins be provided for use as an off

Civic and Urban Services Division Report No. 1 (Cont'd)

leash area during all training and sporting fixtures. (This fenced area is presented as two options in the attached annexure).

- e) An agreed plan and roster for managing the collection and the removal of dog faeces is provided, managed, and endorsed by dog groups with the respective sporting clubs.
- f) That the canteen area be fenced to create separation from the main reserve and from the fenced dog exercise area.
- g) That orange safety mesh is used to protect the wicket table during the cricket season.
- h) Council to review the information signage ensuring the education and awareness of non-local users of the reserve.
- i) Information is provided on the Council web site and by sporting and dog owners groups on their web sites.
- j) Review the placement of bins near the canteen because this attracts dog poo bag dispensing.
- k) Ongoing and consistent provision of dog poo bags in the Council's bin equipment.
- l) Professional dog walking groups are informed that they must register with Council and pay fees in accordance with the adopted fees and charges schedule.
- m) That the outcomes from the working party agreement be reviewed twice per year at the change of sporting season to ensure communication channels are open.

2. That the Working Party is thanked for their contribution to the LM Graham Reserve solutions as outlined and recommended to Council.

ATTACHMENTS

AT- 1 Annexure 1 Companions animals Act Amendments 2013 3 Pages

AT- 2 Annexure 2 Option Fenced Dog area Lm Graham Reserve 1 Page

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***** End of Civic and Urban Services Division Report No. 1 *****

Civic and Urban Services Division Report No. 1.DOC - LM Graham Reserve off Leash Dog Walking Area

Annexure 1 Companions animals Act Amendments 2013



Premier & Cabinet
Division of Local Government

Circular to Councils

Circular Details	13-47 / 14 November 2013 / A356069
Who should read this	Councillors / General Managers / Companion Animals Staff
Contact	Innovation Team, Tel: 44284100, Email: dlg@dlg.nsw.gov.au
Action required	Council to implement

Companion Animals Amendment Act 2013 – guidance to councils

What's new or changing

- The *Companion Animals Amendment Act 2013* will commence on 18 November 2013.
- An updated *Guideline on the Exercise of Functions under the Companion Animals Act 1998*, reflecting these amendments and other operational changes, has been released to councils.

What this will mean for your council

- Councils will have broader powers to deal with menacing and dangerous dogs which threaten community safety within a stronger dog control framework.
- Councils will have stronger powers to encourage responsible pet ownership, including addressing low cat and dog registration rates in many areas.

Key points

- The Act amendments work towards achieving key NSW and Local Government objectives to promote responsible pet ownership and protect community safety. The amendments are summarised in Attachment 1.
- Many amendments were requested by councils and received strong council support in feedback provided during the recent Government consultation on Companion Animals Taskforce recommendations.
- The updated Guideline aims to assist councils to understand and carry out changes to their companion animal duties. Key updates are in Attachment 2.
- The Companion Animals Register has been updated to reflect functional changes.
- Information will be provided to councils shortly in relation to the Government's full response to the Taskforce. This will detail funding and other initiatives to boost council capacity to deliver companion animal programs locally.

Where to go for further information

- The *Companion Animals Amendment Act 2013* is available on the NSW Legislation website at www.legislation.nsw.gov.au
- The updated Guideline is available on the Division's website at www.dlg.nsw.gov.au.

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Civic and Urban Services Division Report No. 1.DOC - LM Graham Reserve off Leash Dog Walking Area
Annexure 1 Companions animals Act Amendments 2013

Attachment 1

Companion Animals (Amendment) Act 2013 - Key Changes

The following key changes to the *Companion Animals Act 1998* will commence on 18 November 2013:

1. Significant increase to council powers and penalties to enforce lifetime cat and dog registration to address low registration rates and promote responsible pet ownership (see sections 9-10B).
2. Significant increases to penalties in relation to dog attacks, particularly where the attack is the result of an owner's recklessness (see sections 16 and 17). Time limits for commencing proceedings under sections 16 and 17 have also been increased to 12 months (see section 93).
3. Creation of a clearer dog control framework within the Act to provide a broader range of graduated options for councils to use to deal with dogs ranging from issuing dog nuisance orders through to making a menacing or dangerous dog declaration (see Part 5).
4. New power for councils to declare a dog as 'menacing', with appropriate controls, to better deal with dogs that are aggressive, and have the potential to attack, but that do not meet the threshold to be declared 'dangerous' (see primarily sections 33A and 34). This includes the ability for councils to declare a dog dangerous or menacing if it has been declared as such in another jurisdiction (see section 34).
5. New power for councils to immediately seize a dog for the purpose of microchipping and registration for which a notice of intention has been issued to declare the dog as menacing, dangerous or restricted so the dog can be traced (see section 36).
6. Increased powers for Local Courts in relation to menacing and dangerous dogs (sections 44-48). However, no appeal is possible to the Local Court against a menacing dog declaration (section 41).
7. New power for councils to seize and destroy dangerous dogs where control requirements are breached one time only, and to seize and destroy menacing dogs where control requirements are breached twice within 12 months (see section 58G).

The following key changes to the *Companion Animals Regulation 2008* will commence on 18 November 2013:

8. Removal of exemption that previously allowed recognised breeders to sell unmicrochipped companion animals to pet stores (see clause 12).
9. Increases to the maximum fees for issuing a certificate of compliance for a prescribed enclosure for a classified dog from \$100 to \$150 (see clause 25).

Further advice will be provided to councils on other amendments to the Regulation yet to commence.

Civic and Urban Services Division Report No. 1.DOC - LM Graham Reserve off Leash Dog Walking Area
Annexure 1 Companions animals Act Amendments 2013

3

Attachment 2

Guideline on the Exercise of Functions under the Companion Animals Act 1998:
Key Updates

The key updates to the Guideline, since last issued in December 2011 ([Circular to Councils 11-41](#) refers), relate to:

1. Commencement of the *Companion Animals Amendment Act 2013*, including:
 - new council powers to enforce lifetime registration (section 5)
 - the new menacing dog category (sections 9.3 and 11) and key amendments to dangerous dog provisions (sections 9.1, 9.4 and 11)
 - updated dog attack offences and penalty provisions (section 9.9)
 - updated seizure and destruction powers for declared dangerous, menacing and restricted dogs (section 12.4).
 - new menacing dog model forms (annexures G and H) and updated restricted and dangerous dog model forms (annexures C to F).

Note: Annexure C is the updated *Notice of intention to declare a dog to be a restricted dog* approved form. PDF and Microsoft Word versions of this document are also available on the Companion Animals Register and the cats and dogs page of the DLG website at www.dlg.nsw.gov.au.

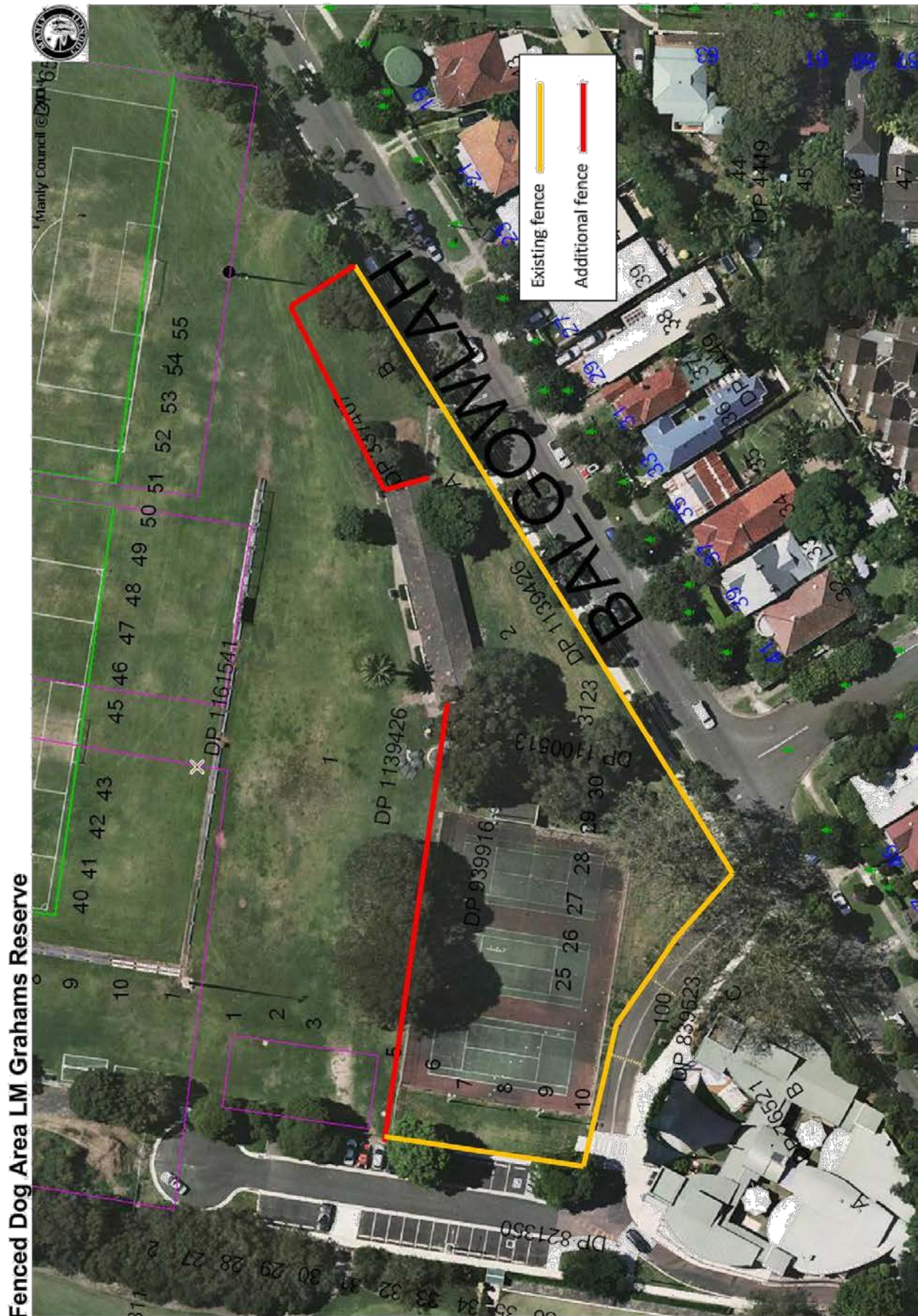
2. Information relating to the disclosure of information about enforcement action under the Act (information box in section 3.1).
3. Information relating to the processing of Pet Industry Association of Australia (PIAA) member labels (information box in section 4.3.11) and procedures for dealing with impounded PIAA member dogs (section 6.8).
4. Revised information about recognised assistance animal training organisations (section 5.6.4).
5. Procedures relating to requests for councils to revoke a dangerous dog order (section 9.7) and requests by councils to revoke a restricted dog declaration made by way of a notice of intention issued by an authorised council officer (section 10.9).
6. A number of other minor amendments and clarifications.

The Guideline is issued in accordance with clause 13(3) of the Companion Animals Regulation 2008 (the Regulation) and sets out the procedures which must be followed by council officers and registration agents when exercising their functions under the *Companion Animals Act 1998* and the Regulation.

ATTACHMENT 2

Civic and Urban Services Division Report No. 1.DOC - LM Graham Reserve off Leash Dog Walking Area

Annexure 2 Option Fenced Dog area Lm Graham Reserve



SUMMARY

- i) Council urgently addresses the on-going flooding problems in the vicinity of Kenneth Road, Balgowlah Road and surrounding streets such as Golf, Rolf and Alexander Sts which in the last few weeks alone has caused the closure of these streets for several hours at a time, and
- ii) Staff bring back a progress report to the next Ordinary Meeting of Council, such a report will identify the causes and rectification measures necessary, projected budget and timeline for the necessary works to eliminate the flooding.

The flooding area referred to is identified in the **Interim Policy – Flood Prone Land 2013** Administrative Guidelines for Development and Use of land within the Flood Planning Level (FPL) area.

To eliminate the act of flooding in the low lying areas, Council would have to design and construct a series of very large tanks underground to capture the rainfall in the shortest possible time and pump the captured water to Manly Lagoon. The estimated funds required are estimated at \$4 million plus the ongoing maintenance costs.

REPORT



Figure 1.0 Aerial view of the flooding affected area
The drainage line shown in yellow above extends from Balgowlah Rd and discharges water through a series of gross pollutant traps to the Manly lagoon

Civic and Urban Services Division Report No. 2 (Cont'd)

In order to address the flooding of the Senior Citizen's Centre building car park area and Balgowlah Rd between Alexander Street, Golf Parade and Rolf St as reported to Council 25 November 2013 the following flood prevention works were/are being carried out:

- The drainage line from Balgowlah Rd (A) was opened up and cleaned out using a commercial jet blasting firm Total Drain Cleaning Pty Ltd in December 2013 all the way to the discharge point at the Manly Lagoon (C). Thirteen (13) tonnes of silt, tree roots and debris was removed from the drainage line and carted to Kimbriki Tip.

This main trunk drainage line is proposed to be inspected and if required cleaned out using a commercial jet blasting company every six (6) months.

- The Gross Pollutant trap located at the end of Keirle Park is cleaned out every two (2) months using a SHOROC approved contractor Envirocivil Pty Ltd, and approx 1.3 tonnes of silt and debris is usually collected and disposed of.
- Prevention Notices have been served upon Harris Farm Pty Ltd and Sydney Fresh Seafood's Pty Ltd to carry out the following :
 - o Provide a plan of management detailing the cleaning practices of the business
 - o Clean out all storm water drains
 - o Undertake a review of all drains via a closed circuit television camera CCTV
 - o Provide certification for the above to Councils satisfaction

Harris Farm Pty Ltd has cleaned out their drains and has undertaken a smoke test which revealed faults in the sewer lines which are being rectified.



Figure 2.0 Harris Farm drain clearing was carried out January 2014.

MANLY GOLF CLUB

Discussions with Manly Golf Club are to commence with regards to minimising the drainage of the newly constructed pond into the Council drainage system as observed at location B of figure 1.0.

FINANCIAL IMPLICATIONS

That the drainage budget allocation is adjusted to allow for the regular six (6) month inspection and jet blasting of the trunk drainage lines.

Civic and Urban Services Division Report No. 2 (Cont'd)**RECOMMENDATION**

That:

1. Council receives and notes the report; and
2. the draft budget 2014/2015 to include additional funds for drainage maintenance to be carried out in known critical flood prone areas.

ATTACHMENTS

There are no attachments for this report.

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***** End of Civic and Urban Services Division Report No. 2 ***** .